

**PUBLIC HEARING  
THOMAS/JALBERT SPECIAL USE PERMIT  
CHILD CARE AT THE THOMAS HOME**

The Public Hearing scheduled to be held on Thursday, June 22, 2000 at the Village Hall, 144 East Main Street, Palmyra, to consider the application of Vera Thomas and Kara Jalbert for a special use permit to take care of children at the Thomas home located at 1958 E. Palmyra-Pt. Gibson Road, Palmyra, was called to order at 8:00 PM by Town Supervisor David C. Lyon.

PUBLIC  
HEARING –  
THOMAS/  
JALBERT  
SPECIAL USE  
PERMIT  
APPLICATION

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

- |                       |                               |
|-----------------------|-------------------------------|
| Cathy Contant         | 337 Birdsall Pkwy, Palmyra    |
| Petra Anderson        | 1185 Canandaigua Rd, Pal      |
| Marv Garland          | 1321 Hammond Road, Pal        |
| Ronald Winter         | PO Box 222, Lyons             |
| George Tilburg        | Rt. 31, Palmyra               |
| David Johnson         | 1976 Division Street, Palmyra |
| Gary Cooper           | 1703 Division Street, Palmyra |
| Sharon Backus         | 1926 Division Street, Palmyra |
| John Westerman        | 1714 Division Street, Palmyra |
| Richard Ruebens       | 1702 Division Street, Palmyra |
| Lianne C. Evans       | 1795 Division Street, Palmyra |
| Dennis & Carol Horton | 1886 Division St., Palmyra    |
| Nelson F. Cook        | Highway Superintendent        |
| Julie Philipp         | Daily Messenger               |

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

**LEGAL NOTICE  
TOWN OF PALMYRA**

**NOTICE IS HEREBY GIVEN**, that the Town Board of the Town of Palmyra will hold a public Hearing on Thursday, June 22, 2000 in the Trustees Room at the Village Hall, 144 East Main, Palmyra, NY, at 8:00 PM to consider the application of Vera Thomas and Kara Jalbert for a special use permit to take care of children at the Thomas home located at 1958 E. Palmyra-Pt. Gibson Road, Palmyra. The premises is located in a Agricultural Zone and are bounded on the north by Richard Thomas, on the south by

David Lyon and Joseph Wizeman, on the east by Beth Hoad and on the west by E. Palmyra-Pt. Gibson Road.

This application is in conflict with Article III, Section 3.2(b) which limits the uses of property in a Agricultural District to those permitted under Section 3.1, paragraphs a thru h. Article III, Section 3.2(B) states: Use of land for other than farm purposes requires Special Authorization from the Town Board.

The Town Board will at said time and place hear all persons in support of the above application or any objections thereto. Persons may appear in person or by attorney or agent.

Dated: June 9, 2000  
By Order of the Town Board  
Beverly E. Hickman, Town Clerk

Supervisor Lyon asked for comments from those present; there were none. He then asked the board members if they had any comments or questions; they had none.

The Supervisor then directed the Town Clerk to read the recommendation from the Palmyra Planning Board:

DATE: June 19, 2000  
TO: Bev Hickman, Town Clerk  
FROM: Dan Wooden, Deputy CEO  
RE: Thomas/Jalbert Special Use Permit Application

During its regular meeting on Monday June 12, 2000 the Planning Board recommended that the Town Board Approve the application for a Special Use Permit Submitted by Verna Thomas and Kara Jalbert.

Supervisor Lyon then directed the Town Clerk to read the recommendation from the Wayne County Planning Board:

Robert Grier. ZEO  
T. Palmyra  
201 East Main Street  
Palmyra, New York 14522

Dear Mr. Grier:

At its regular meeting on May 31, 2000, the Wayne County Planning Board reviewed the following referrals and determined them to have no intermunicipal or countywide impact.

- 1) Gagliano Subdivision  
(Not applicable)
- 2) Verna Thomas and Kara Jalbert  
1958 East Palmyra-Port Gibson Road  
Tax Map Ref. No: 34112-00-670245

The Board recommended these referrals be returned to the town to be handled as local matters. If you have any questions regarding these determinations, please don't hesitate to call.

Sincerely,  
Bret DeRoo  
Sr. Planner

Supervisor Lyon closed this public hearing at 8:04 PM.

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**REGULAR TOWN BOARD MEETING**

The regular meeting of the Town Board, Town of Palmyra, scheduled to be held on Thursday, June 22, 2000, at the Village Hall, 144 East Main Street, Palmyra, NY, was called to order at 8:04 PM by Town Supervisor David C. Lyon.

REGULAR  
TOWN BOARD  
MEETING  
CALL TO  
ORDER

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

PLEDGE OF  
ALLEGIANCE

Upon roll call, the following Board members were present:

ROLL CALL

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

David Nussbaumer moved to approve the minutes of May 25, 2000 as submitted.

APPR OF  
MINUTES  
5/25/2000

Seconded by: Michael Lambrix                      Carried: Unanimously

**COMMUNICATIONS**

1. Thruway/Rt. 88 Interchange Feasibility Study – Public Document for 30-day Public Review and 10-day Follow-Up Review

This document is available in the Town Clerk's Office for review during the stated period.

2. Canaltown Days Parade Invitation

Canaltown Days Parade is scheduled for Friday, September 15 at 4:00 PM. All members of the Town Board agreed to participate in this year's parade, and instructed the Clerk to respond accordingly.

**REPORTS OF STANDING COMMITTEES**

**Assessment Committee – Lynne Green, Chairman**

- 1. Assessor Update

No report at this time.

**Highway Committee – David Nussbaumer, Chairman**

- 1. Highway Supt. Update

Highway Superintendent Nelson Cook reported the Department is trying to dress up road shoulders and hauling material for upcoming jobs.

- 2. Municipal Auction Report

Mr. Cook reported total sales for this year's Equipment Auction were \$3,014,967.00. The Town's share of the proceeds was \$51,276.06, the Village received \$11,868.30 from sale of equipment.

ADJ REGULAR  
MTG

At 8:15 PM Supervisor Lyon adjourned this meeting of the Town Board until after the next Public Hearing.

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**PUBLIC HEARING  
LOCAL LAW #1 OF 2000**

PUBLIC  
HEARING –  
LOCAL LAW #1  
OF 2000

**“A Local Law Amending Local Law No. 4 for the Year 1999”**

The Public Hearing scheduled to be held on Thursday, June 22, 2000 at the Village Hall, 144 East Main Street, Palmyra to consider an amendment to Local Law #4 of 1999 was called to order at 8:15 PM by Supervisor David Lyon.

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

Cathy Contant	337 Birdsall Pkwy, Palmyra
Petra Anderson	1185 Canandaigua Rd, Pal
Marv Garland	1321 Hammond Road, Pal
Ronald Winter	PO Box 222, Lyons
George Tilburg	Rt. 31, Palmyra
David Johnson	1976 Division Street, Palmyra
Gary Cooper	1703 Division Street, Palmyra
Sharon Backus	1926 Division Street, Palmyra
John Westerman	1714 Division Street, Palmyra
Richard Ruebens	1702 Division Street, Palmyra
Lianne C. Evans	1795 Division Street, Palmyra
Dennis & Carol Horton	1886 Division St., Palmyra
Nelson F. Cook	Highway Superintendent
Julie Philipp	Daily Messenger

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

**LEGAL NOTICE**

**TOWN OF PALMYRA, WAYNE COUNTY, NEW YORK  
NOTICE OF PUBLIC HEARING  
ON PROPOSED LOCAL LAW 2000 NO.1**

**PLEASE TAKE NOTICE**, that the Town of Palmyra has enacted Local Law No. 1 for the year 2000, entitled “A Local Law Amending Local Law No. 4 for the Year 1999”, by establishing new sewer rent rates, new sewer connection charges and imposing a standby charge for all residences in a sewer district with a debt.

**PLEASE TAKE NOTICE** that a public hearing will be held on the aforesaid proposed Local Law before the Town Board of the Town of Palmyra on Thursday, June 22 at 8:15 PM, prevailing time, at the Village Hall, 144 East Main Street in the Town of Palmyra, at which time all interested persons

will be heard.

Dated: May 25, 2000

Supervisor Lyon asked for comments from those present. Resident David Johnson asked what exactly this Local Law was. Supervisor Lyon replied this law establishes the sewer rate to be \$3.50 per one thousand gallons of water used up to the first 250,000 gallons in each billing cycle (quarter year). Above 250,000 gallons in any quarter, the rate shall be \$3.00 per thousand gallons. He explained the change is that the current law has a limit of 17,000 gallons, instead of the proposed 250,000 gallons.

Also, the minimum sewer charge per quarter would change from \$59.50 to \$35.00. In addition the proposed law institutes an annual debt-reduction fee (also known as "standby charge") in districts which have debt. This amount would be calculated as necessary to amortize the debt incurred for construction of the sewer system, but would not be less than \$252 per unit per year. The charge would be divided into four equal installments and billed quarterly. Mr. Lyon explained the original Sewer Use Law was written for Stafford Road, where there is no construction debt.

Also, the connection fee schedule would be established as follows: \$500 per unit in the year during which the sewer system is constructed, prior to the completion of the project;

\$1250 during the first calendar year following completion of construction, increasing at the rate of \$100 per year thereafter.

Mr. Johnson replied he has no problem with usage charges, but the new standby charge is another scheme by the Town Board to make people pay for things they don't want. He went on to say the Board has two petitions showing the majority of residents do not want this. He said Mr. Lyon promised at the last meeting he would go back to the industries to get more money, and wanted to know the result of that effort. Mr. Lyon stated he had done just that, and came back with no more money.

Mr. Johnson then asked if they checked on the cost of going over the canal (with the sewer line) instead of under. Mr. Lyon replied that the engineer would be here soon and would address this question.

Gary Cooper stated there are 67 new homes going in (in reference to proposed airport subdivision). He wanted to know if the influx of all these additional children had been considered by the school district, to which Mr. Lyon replied they had indeed considered and devised a plan to accommodate additional students.

Lianne Evans asked what was included in the connection fees, and if that meant installed into their house. Mr. Lyon stated the connection fee covered the tap into the main sewer line at

the right-of-way; the line from the tap into a residence is the responsibility of the property owner.

At this time, David Doyle of MRB Group, Inc , the Town's engineering consultant on this project, arrived and was asked by Mr. Lyon to explain the reasoning for boring under the canal with the sewer line. Mr. Doyle responded the engineers felt uncomfortable hanging the pipe on a bridge, that maintenance can become a problem. Also, the Town would be at the mercy of the Department of Transportation, and any of their subsequent bridge plans.

John Westerman stated the Maple Avenue bridge is new, and that we had expressed interest in sewers before. Could it go that way? Supervisor Lyon replied the Town had requested future water and/or sewer lines be included in the design of the new bridge, and that request had been refused by the NYSDOT.

David Johnson said he is not satisfied with the comment that the engineers "looked into the cost comparison", and he believes it would have to be a lot more expensive to go under the canal than over the bridge. Mr. Doyle replied that the new water line between North Creek Road and Route 31 was done by boring under the canal last year, and that the procedure is much simpler and less expensive than in the past. The proposal includes \$130,000 for the boring, which is probably an inflated figure. Supervisor Lyon stated the bridges belong to the State,



and if they say no, as they've done in the past, we can't do anything about it.

Mr. Cooper asked when, specifically, more people will be added onto the line directly reducing the individual costs. Mr. Lyon replied they have no answer for this; they don't know now if the airport project will go through right away or years from now.

Nelson Cook, Highway Superintendent and resident of Maple Avenue (just outside the proposed project) said he would give \$500 right now to have the Board tell him his house could be hooked up. Supervisor Lyon said sorry, most likely cannot be done with this project.

Dennis Horton asked "What about my \$4500.00 I just paid for a septic system (for his new house on Division Street)? Is it shot?" Mr. Lyon said the situation could not be helped, although the timing is unfortunate. Mr. Horton continued that he asked (CEO) Bob Grier about it and was lied to about when this was going to be done. Mr. Lyon replied the time frame, and the project itself had not been finalized until just recently; it had all been tentative.

Councilmember Nussbaumer commented, "We had the same problems when the new water lines were put in".

Ms. Evans asked, "What is the next step?" Supervisor Lyon reminded everyone that this Public Hearing is strictly about

the Sewer Use Law, not the North Sewer District construction project.

Nelson Cook commented that sometimes other Towns put out monies for this type of thing – local people may want to invest (i.e. municipal bonds). Supervisor Lyon said they had not considered this, but will look into it.

Supervisor Lyon asked if there were any more comments or questions regarding this application. There being none, he declared this public hearing closed at 8:43 PM.

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REGULAR MEETING – CALL BACK TO ORDER

Supervisor Lyon called the Regular Town Board meeting back to order at 8:43 PM.

**Planning Committee – James Welch, Chairman**

1. CEO Update

PLANNING COMMITTEE REPORT

CEO Robert Grier submitted the office’s calendar for June, on file in the Town Clerk’s Office. Citing MRB Group’s fee to prepare a single lot subdivision of \$250, Mr. Grier suggested the Board consider the necessity of hiring an outside engineer. Mr. Lyon stated he didn’t believe they needed a professional for single lot subdivisions.

ZONING COMMITTEE REPORT

**Zoning Committee – Michael Lambrix, Chairman**

1. Special Use Permit Application – Thomas/Jalbert – Subject of Public Hearing

SPECIAL USE PERMIT – THOMAS/ JALBERT

Councilmember Lambrix moved to approve the Special Use Permit Application of Verna J. Thomas and Kara M. Jalbert to provide child care at the home of Ms. Thomas at 1958 East Palmyra-Pt. Gibson Road, with the following special conditions:

1. Adequate off road parking must be available for the safe drop off and pick up of the children and adults.
2. All State and Local codes governing the proposed Day Care operation be met before and during the life of this permit.
3. The property is in compliance with all State and Local Building and Zoning codes.
4. That the applicants notify the Town of Palmyra of any proposed changes in the status of this Special use Permit.
5. That an inspection of the property before operations commence to insure Code compliance takes place.
6. Annual inspection by the Town of Palmyra is conducted.
7. This Special use Permit is limited to Verna Thomas and Kara Jalbert only and is not transferable to future owners.
8. This Special use Permit will become effective upon execution of signature of the Applicants at the Town Clerk's Office, 201 East Main Street, Palmyra, NY by July 28, 2000.
9. Special use Permit will also be subject to conditions of original application dated 05/13/00.

Second: David Nussbaumer

Carried: Unanimously

Councilmember Lynne Green then stated she would like to have the special conditions of any special use permit submitted at the time of the Public Hearing, so that the Town Board members may consider the conditions as well as the purpose for the permit. Supervisor Lyon replied preparing conditions in advance of the public hearing may defeat the purpose of the public hearing, and that some special uses are more complicated than others. Ms. Green then suggested that a proposed list of special conditions be prepared and presented at the public hearing, to be modified as necessary as a result of the hearing. Supervisor Lyon agreed it was an idea worth trying,

and directed the CEO to prepare a list of suggested conditions specific to the special use permit being considered, with the application and accompanying paperwork to the Town Clerk prior to the public hearing.

## 2. Hearing – Waterways Trailer Park permit denial

HEARING –  
MOBILE HM  
PK PMT  
DENIAL –  
RONALD  
WINTER

Supervisor Lyon asked CEO Grier to explain his denial of an annual Mobile Home Park Permit to Ronald Winter, owner of Waterways Trailer Park on Route 31. Mr. Grier stated there are numerous Code and Health violations existing in the park. In June of 1999 Mr. Winter was notified of the violations at that time; Mr. Grier reported some have been resolved, others have not. Mr. Grier's office received a report from the New York State Health Department regarding the Health violations. Mr. Winter had promised these violations would be cleaned up by the end of May of this year.

Mr. Winter explained to the Board some of the difficulties he had been experiencing trying to resolve the violations. His intention is to get it all cleaned up, but it is taking longer than he had hoped. He hopes to have it done this summer.

Supervisor Lyon asked Mr. Winter if he would agree to remove the four units specified by the CEO, and notify all residents to vacate by the end of August of this year. Mr. Winter agreed the time would be acceptable.

Motion by Mr. Lambrix to allow Ronald Winter, Waterways Trailer Park until August 31, 2000 to remove four mobile home units specified by the CEO to include the following conditions to apply:

MOTION: AGR  
TO CLOSE  
WATERWAYS  
TRAILER PARK

1. The present tenants would vacate the Park by September 1, 2000.
2. 3 additional units would be removed by the end of August 2000.
3. 2 additional units would be removed each month starting September until all remaining units are gone from the premises.
4. The fine for violations is \$2,400.00 to date. This amount would be waved if Mr. Winter fulfills his obligation per this agreement. If not, the \$2,400.00 fine plus \$100.00 per week will be levied until the units are removed from the Park and legally disposed of.
5. In the event Mr. Winter sells the Park the new owner must be informed of these conditions and shall be required to honor them.
6. In the event Mr. Winter cannot honor these conditions, he must notify the Town of Palmyra Code Enforcement Office immediately.
7. If Mr. Winter does not remove all the units by June 1<sup>st</sup>, 2001, the Town is authorized to do so at his expense. The fines mentioned in item 4 will also be levied at this time.

Second: Lynne Green

Carried: Unanimously

3. Approval of Annual Mobile Home Park Permits

CEO Grier reported five of the six mobile home parks passed inspection, and recommended approval of their annual permits.

APPRV OF  
ANNUAL MOBILE  
HOME PK  
PERMITS

Motion by Michael Lambrix to approve the Mobile Home Park Permits for the period 01/01/2000 –

12/31/2000 for the following Parks:

- Marquart's Mobile Manor – Macedon Center Road
- Maple Creek Park – NYS Route 21 N
- Pine Tree Park – NYS Route 31 E
- Trolley Road Park – Trolley Road
- Valley View Mobile Home Park – South Townline Rd

Second: Lynne Green

Carried: Unanimously

SET PUBLIC  
HEARING DATE –  
DZIEDZIC  
SPECIAL USE  
PERMIT APPLI

4. Set Public Hearing Date – Dziejdzic Special Use Permit Application

Motion by Michael Lambrix to set July 27, 2000 at 8:00 PM at the Village Hall as the time and place to hear the request from John Dziejdzic to establish a digital print shop in his home at 3543 Cole Road.

Second: David Nussbaumer Carried: Unanimously

**AGENDA ITEMS**

1. Proposed Local Law 1 of 2000 – Subject of Public Hearing

LOCAL LAW 1 OF 2000 Tabled TO AUGUST

Motion by Supervisor Lyon to table this project until the August 24<sup>th</sup> meeting.

Second: Michael Lambrix Carried: Unanimously

2. Temporary camping permit – Vandelinder

APPV – TEMP CAMPING PERMIT – VANDELINDER

Motion by Michael Lambrix to approve the request of Eleanor Vandelinder, 1355 Hammond Road, to temporarily park at her residence a recreational vehicle belonging to her brother-and-sister-in-law from 06/04/2000 to 09/15/2000 for the purpose of summer residency.

Second: David Nussbaumer Carried: Unanimously

3. Notice to Bidders publication

NOTICE TO BIDDERS, N SEWER DISTRICT CONSTRUCTION

Motion by Michael Lambrix to approve the publication of a Legal Notice to Bidders to submit bids for the construction of the North Sewer District project as follows:

**DIVISION STREET SEWER IMPROVEMENTS****NOTICE TO BIDDERS****MRB PROJECT NO. 160056****PAGE 1****JUNE, 00**

**NOTICE IS HEREBY GIVEN** that sealed bids are sought and requested by the Town of Palmyra, Wayne County, New York according to Plans and Specifications prepared by MRB/*group*, Engineering, Architecture & Surveying, P.C. of Rochester, New York for:

**DIVISION STREET SEWER IMPROVEMENTS**

The project will consist of the furnishing and installation of approximately 5200 LF of 12" PVC gravity sanitary sewer, 3300 LF of 6" HDPE forcemain, a pumping station, and related lateral work. Also included is a directional drilling crossing of the Barge Canal.

Sealed bids will be received by the Town Board at the Office of the Town Clerk, 201 E. Main St., Palmyra, New York on July 20, 2000 at 10:00 a.m. Prevailing Time, and will then and there be publicly opened and read.

Contract Documents as prepared by MRB/*group*, Engineering, Architecture & Surveying, P .C., may be examined at their office located at 2480 Browncroft Boulevard, Rochester, New York or at the offices of the Town Clerk.

Copies may only be obtained at the office of MRB/*group*. Engineering, Architecture & Surveying, P.C. upon payment of 75.00 for each set payable to MRB/*group* P .C. Any bidder returning his set promptly (within ten [10] days) and in good condition, will be refunded his full deposit. Any non-bidder so returning his set will be refunded one-half of his deposit. A non-reimbursable charge of \$10.00 (separate check) per set shall be made for Plans and Specifications mailed to prospective bidders.

Each bidder must deposit with his bid, security in an amount not less than five percent (5%) of the amount of the bid in the form and subject to the conditions set forth in the Instructions to Bidders. Upon acceptance of his bid, if the successful bidder fails to enter into a contract pursuant to the requirements of the Owner, then the check deposited as aforesaid and the money standing to the credit of the same shall be forfeited to the Owner as liquidated damages for the payment of bond enforced for the benefit of the Owner. No bidder may withdraw his bid within forty-five (45) days after the date set for opening thereof, but may withdraw it anytime prior to closing time of the receipt of Bids.

Bidders shall not include sales and compensating use taxes in the cost of materials, which are to be incorporated into this project.

All work under this contract shall comply with all applicable ordinances, regulations, laws and with all rules of the State of New York Department of Labor, and the U.S. Department of Housing and Urban Development (HUD).

The Owner reserves the right to waive any informality in, or to reject any or all bids, or to make an award to other than the low bidder .

By order of the Town Board of Palmyra, Wayne County, New York.

Second: David Nussbaumer Carried: Unanimously

4. North Sewer District Environmental Review Report

NORTH SWR  
DISTRICT  
ENVIRON  
REVIEW  
REPORT

Supervisor Lyon announced that the NSD ERR would be available for review at the Town Clerk's Office during regular business hours. There is a 15 day public comment period from the publication of the legal notice on June 28. This report satisfies the Federal NEPA requirements on the project.

5. Utility Billing Analysis contract

UTILITY BILL  
ANALYSIS  
CONTRACT  
APPROVAL

RESOL:  
UTILITY  
BILLING  
ANALYSIS  
CONTRACT

Supervisor Lyon reported the Town has received two proposals from consultants to review the Town's telephone and gas and electric bills with the intent of recovering overbilled charges. Proposals were submitted by Computel Consultants of Earlville, NY, and Troy & Banks of Buffalo, NY. Upon review of both proposals, Cathy Contant, Deputy Town Clerk, recommended contracting with Computel Consultants at a cost of 50% of any recovered charges. Although both firms charge 50% of any findings, Computel Consultants required less research and paperwork by Town employees.

Motion by Michael Lambrix to approve contract with Computel Consultants to review the Town's utility bills, and to share 50-50 in the recovery of any funds.

Second: James Welch Carried: Unanimously



6. Employee transfer and set wages

Supervisor Lyon reported that effective June 19, 2000 Petra Anderson returned to the position of Clerk to the Supervisor at her previous rate of pay. Lynne Notareschi, who currently holds this position will transfer on that date to the Town Clerk's Office at her current rate of \$10.00 per hour, to fill a vacancy created by the resignation of Sue Regis.

7. School Tax Collection Agreement

A draft of the proposed agreement between the Palmyra-Macedon Central School District and the Palmyra Town Clerk's Office to have the Town Clerk's Office perform the duties of School Tax Collector was presented to the Town Board for their review and approval. Motion by David Nussbaumer to approve the Palmyra-Macedon Central School/Tax Collection Agreement with Town of Palmyra as follows:

RESOLUTION:  
SCHOOL TAX  
COLLECTION  
AGR

**AGREEMENT REGARDING COLLECTION OF  
SCHOOL DISTRICT TAXES BETWEEN THE  
TOWN OF PALMYRA AND THE  
PALMYRA-MACEDON CENTRAL SCHOOL DISTRICT**

**THIS AGREEMENT** made the 1st day of July, 2000, by and between **THE TOWN OF PALMYRA**, a municipal corporation with principal offices at 201 East Main Street in the Village of Palmyra, County of Wayne, State of New York (hereinafter the "Town"), and **THE PALMYRA-MACEDON CENTRAL SCHOOL DISTRICT**, a central school district organized under article 18 of the State Education Law, with principal offices at 151 Hyde Parkway in the Village of Palmyra, County of Wayne, State of New York (hereinafter the "School District")

**WITNESSETH :**

**WHEREAS**, pursuant to section 1805 and section 2130 of the State Education Law, the School District is empowered to appoint a school district collector of taxes who shall serve during the pleasure of the board of education, and

**WHEREAS**, the Town and the School District agree that the Town Clerk of the Town of Palmyra has available the staff, equipment, and facility appropriate for the efficient, economical, and convenient collection of real property taxes levied by the School District, and

**WHEREAS**, the Town Clerk is qualified for appointment to the office of school tax collector pursuant to section 2102 of the State Education Law and is not ineligible for such office pursuant to section 2103 of the Education Law, and

**WHEREAS**, except where the school tax collector receives a fixed compensation in lieu of fees pursuant to section 2130 (4) of the State Education Law, section 1328( 1) of the Real Property Tax Law provides that the school tax collector shall receive for her services on all sums paid to her within the one month collection period provided in section 1322 of the Real Property Law, one per centum, and upon all sums collected by her thereafter, five per centum.

**NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:**

1. That the Town Clerk of the Town of Palmyra may be appointed by resolution of the board of education of the School District to serve as school tax collector pursuant to section 2130(4) of the State Education Law, who shall qualify for such appointment pursuant to subdivision (5) by execution and delivery of an official undertaking in compliance therewith.
2. That the Town Clerk as school tax collector shall receive the statutory fees as specified pursuant to section 1328(1) of the Real Property Tax Law.
3. That upon appointment of the Town Clerk as school tax collector and qualification therefore, the Town Clerk shall undertake the statutory responsibilities of school tax collector, including those set forth in the annexed statement of general and specific responsibilities of the school tax collector .
4. That this agreement shall continue so long as the Town Clerk shall serve as the school tax collector pursuant to section 2130(4) of the State Education Law.

**IN WITNESS WHEREOF**, the Town and the School District have caused this agreement to be approved by their respective governing boards effective the date first above written, and executed by their respective chief executive officers.

Second: Michael Lambrix

Carried: Unanimously

ABSTRACT #6  
PAYMENT OF  
CLAIMS

David Nussbaumer moved to approve payment of the claims and expenditures as listed on vouchers #511-602 with a total of \$67,805.07, as shown on Abstract #6.

Seconded by: Michael Lambrix

Carried: Unanimously

CRUISING  
GUIDE TO NYS  
CANAL  
SYSTEM

Councilmember Lynne Green reported that the Cruising Guide to the New York State Canal System is now available at a cost of

\$24.95. The Town and Village of Palmyra shared the cost of a one-quarter page ad in this guide which besides beautifully detailed maps shows trails, restaurants, parks, etc. from Albany to Buffalo.

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

Seconded by: James Welch

Carried: Unanimously

Respectfully submitted,

Catherine C. Contant  
Deputy Town Clerk