

REGULAR MEETING OF THE TOWN BOARD

**PALMYRA TOWN HALL
MAY 28, 2009**

At 7:30 p.m., Supervisor David Lyon called to order the Town Board meeting, scheduled for Thursday, May 28, 2009, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York.

CALL TO ORDER

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

PLEDGE TO THE FLAG

Upon roll call, the following board members were present:

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

ROLL CALL

Councilman Kenneth Miller was absent.

Also attending the meeting: Palmyra Highway Superintendent Mike Boesel, Palmyra Code Enforcement Officer Bob Grier, *Courier-Journal* Representative Billie Rae Walker and Marion Resident Sara Buys.

MEETING ATTENDANCE

Motion was made by David Nussbaumer to approve the minutes of the April 23, 2009 and April 30, 2009 meetings of the Town Board.

**MTN: APPROVE
4/23/2009 and
4/30/2009 TOWN
BOARD MTG
MINUTES**

Second: Jim Welch

Vote: 4 Ayes. Carried.

COMMUNICATIONS

1. Historic Hill Cumorah Pageant Volunteers: A letter was received from the Hill Cumorah Pageant offering volunteers to do service work at the Palmyra Town Hall.

**HILL CUMORAH
PAGEANT OFFERS
VOLUNTEERS**

2. North Creek Road Speed Reduction: A letter dated May 27, 2009, was received from Bob and Sue Hartman of 4122 North Creek Road, requesting a reduction in speed, a change in signage and possible road reconstruction changes.

**LETTER: NORTH
CREEK ROAD
SPEED REDUCTION**

**LEGISLATIVE
ALERT: BILL A8501
LOCAL
GOVERNMENT
AMMENDMENT**

- 3. Legislative Alert to Assembly Ways & Means Committee Members: A sample letter was prepared by the Somerset Town Clerk addressed to Hon. Sam Hoyt of the Assembly Ways and Means Committee, opposing a Bill which would amend the general municipal law, concerning the municipal home rule law, the town law, the village law and the local finance law. This new Bill outlines the requirements for consolidating or dissolving certain local government entities. The writer of this letter highly recommends that we do not support this “disenfranchisement” of our rights, and encourages us to write Assemblyman Hoyt opposing this Bill.

**MRB UPDATE: SW
QUADRANT SEWER
AND FOUR WATER
IMPROVEMENT
AREAS**

- 4. MRB Update on Southwest Quadrant Sewer and Four Water Improvement Areas: An e-mail received May 27, 2009 from David Doyle of the MRB Group provided a current status of the Southwest Quadrant Sewer and Four Water Improvement Areas projects.

**RAY’S BRIDGE PUB
6TH BENEFIT POKER
RUN**

- 5. Letter from Ray’s Bridge Pub: Letter was received from Ray’s Bridge Pub notifying the Town of plans for the 6th Benefit Poker Run, scheduled for June 20, 2009. Bob Grier said everything is all set, and that they should be notified.

REPORTS OF STANDING COMMITTEES

**NO BUILDINGS AND
GROUNDS REPORT**

**Buildings and Grounds Committee – Kenneth Miller,
Chairman**

No report for May, due to Ken Miller’s absence.

Highway Committee – James Welch, Chairman

**MAY HIGHWAY
DEPARTMENT
REPORT**

- 1. May Highway Department Report: Mike Boesel provided Town Board members his May Highway Department Report:

Highway Superintendent Report
for Town Board Meeting May 28, 2009
Highway Superintendent Report

Since the 4/23/09 meeting we have completed the following work:

- Cutting Shoulders & Tree Work – Galloway Rd, Hogback Rd, Walker Rd
- Hauling – hauled washed 1A stone for surface treating later this summer
- Tarps –tarps have been installed on all trucks

Other miscellaneous items include:

- **SMSI Grant 07-08** – We submitted to the NYS DOS for our 90% reimbursement money for the bucket truck and street sweeper on 4/8/09. We received our first reimbursement check on 5/15/09. Tonight we will be paying back ourselves and the co-applicants 90% each. Our new excavator is at Batavia Milton-CAT and should be delivered next week.
- **Palmyra Municipal Auction** – Our 24th Annual event was another success-ful auction event. Almost \$3.2 Million in total sales. Our 2004 loader was one of the highlights, selling for \$98k. Our Bobcat sold for \$25k and Case Drott sold for \$4k.
- **New Loader** – Our new 2009 John Deere 644K loader was delivered to us just after the Auction on May 12th and has been put into use.
- **Mowing** – Chris Bratt is mowing for us again this summer. We started roadside mowing on May 19th.
- **Training** -
 - On 4/28 & 4/29 the entire crew had full-day safety training on the new bucket truck purchase.
 - On 5/20/09 we had a 1-hour breakroom safety session with a representative from Dig Safely NY.
- **Personnel**
 - Chris Bratt started back mowing with us on 5/19/09
 - Todd Piccola started back as a summer laborer with us on 5/19/09

**MAY HIGHWAY
DEPARTMENT
REPORT**

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

**Planning & Economic Development Committee – Mike Lambrix,
Chairman**

**PLANNING BD MTG
MINUTES 5/11/2009**

Planning Board Meeting: Minutes of the Planning Board meeting of May 11, 2009, were provided to Board members. They read over the minutes without comment.

Zoning Committee – David Nussbaumer, Chairman

CEO REPORT FOR MAY

- 1. CEO Report: May’s CEO Report was distributed to Board members, who read over the report without comment. Bob Grier added that Rizzo Construction—the contractor for South-west Quadrant Sewer District—is now back on the project. Rizzo had been absent for several cold months, but the piping is complete. Currently, control boxes are being hooked up.

INFORMATIONAL ITEMS

NO ASSESSOR RPT FOR MAY

- 1. Assessor's Report for May: No report was provided for May.

TOWN CLERK’S OFFICE REPORT FOR APRIL/MAY

- 2. Town Clerk's Office Report for April/May: Board members read over the Town Clerk's Report without comment.

MORRISON QUARTERLY PAYMENT

- 3. Morrison Quarterly Payment: Gravel excavation payment was for Board members’ information only.

LOCAL GOVERNMENT WORKSHOP REPORT

- 4. Local Government Workshop: Dave Nussbaumer commented on how informative the workshop was that he attended on May 15, concerning local government issues. He discussed in length the negative impact on landowners signing contracts for gas rights. Mike Boesel also added that he had heard “horror” stories regarding damage to roads caused by heavy equipment used for gas exploration.

AGENDA ITEMS

RESOLUTION: NORTH CREEK ROAD SPEED REDUCTION

- 1. North Creek Road Speed Reduction: A resolution was drafted to lower the speed limit in the middle of North Creek Road so the entire length of the road is at 45 mph. This was in response to the May 27, 2009 letter the Town received from Bob and Sue Hartman, residents on North Creek Road:

**RESOLUTION IN RESPONSE TO LETTER
FROM RESIDENTS ON NORTH CREEK ROAD, PALMYRA**

WHEREAS, a letter has been received by the Town Board of the Town of Palmyra, New York, to review traffic conditions on North Creek Road (County Road 223), between South Creek and .5 miles East of Route 21, and

WHEREAS, the residents have requested a reduction in speed, a change in signage, and possible road reconstruction changes,

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Palmyra requests that the Regional Traffic Engineer in the New York State Department of Transportation, Region 4, conduct a study of said road, and make recommendations to the Town Board of ways to resolve these issues.

Dated: May 28, 2009

**MTN: APPROVE
RESOLUTION:
NORTH CREEK
ROAD SPEED
REDUCTION**

David Nussbaumer made the motion to approve the resolution.

Second: Mike Lambrix Vote: 4 Ayes. Carried

- 2. Approve Abstracts #171 and #172: James Welch made the motion to approve the claims and expenditures shown on Abstract #171, that includes Voucher Numbers 10273 through 10280 for \$355,466.57, and Abstract #172, that includes Voucher Numbers 10281 through 10374 for \$430,882.87.

**MTN: APPROVE
ABSTRACTS #171 &
#172**

Second: David Nussbaumer Vote: 4 Ayes. Carried

- 3. Motion to Adjourn: At 7:45 p.m., Mike Lambrix made the motion to adjourn the meeting.

Second: Dave Nussbaumer Vote: 4 Ayes. Carried

**MTN: ADJOURN
MTG**

Respectfully submitted,

Celeste J. Finewood
Deputy Clerk

**NEXT TOWN BOARD MEETING:
THURSDAY, JUNE 25, 2009, 7:30 P.M.
PALMYRA TOWN HALL**