

**PUBLIC HEARING AND
REGULAR MEETING OF THE TOWN BOARD**

**EAST PALMYRA FIRE HALL
OCTOBER 27, 2011**

At 7:00 p.m., Supervisor Kenneth Miller called to order the Town Board meeting, scheduled for Thursday, October 27, 2011, at the East Palmyra Fire Hall, 2145 Tellier Road, East Palmyra, New York

CALL TO ORDER

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

**PLEDGE TO THE
FLAG**

Upon roll call, the following board members were present:

- Kenneth F. Miller, Supervisor
- James T. Welch, Deputy Supervisor
- David M. Nussbaumer, Councilman
- Michael C. Lambrix, Councilman
- Todd J. Pipitone, Councilman

ROLL CALL

Also attending the meeting: John Rush, Roy C. Wilck, Cindy Beagley, Dean George, David Pray, Harry Wilkins, Neil Gates, Derry Jackson and Palmyra Highway Superintendent Mike Boesel.

**MEETING
ATTENDANCE**

**NOTICE OF PUBLIC HEARING ON
PROPOSED LOCAL LAW**

PLEASE TAKE NOTICE that there has been introduced on October 4, 2011, before the Town Board of the Town of Palmyra in the County of Wayne and State of New York a proposed Local Law No. 1 of the year 2011, entitled, "A Local Law to Override the Tax Levy Limit Established in General Municipal Law 3-c for the Fiscal Year 2012," which reads as follows:

**LEGAL NOTICE
OF PUBLIC
HEARING
FOR PROPOSED
LOCAL LAW
No. 1 FOR 2011**

LOCAL LAW NO. 1 FOR 2011

Town of Palmyra County of Wayne State of New York

**A Local Law to Override the Tax Levy Limit
Established in General Municipal Law 3-c for the Fiscal Year
2012**

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Palmyra,

County of Wayne pursuant to General Municipal Law § 3-c, and to allow the Town of Palmyra, County of Wayne to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Palmyra, County of Wayne is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

This local Law shall take effect immediately upon filing with the Secretary of State.

PLEASE TAKE FURTHER NOTICE that pursuant to Section 20 of the Municipal Home Rule Law, a public hearing will be held on the aforesaid proposed amendment to Local Law No. 1 before the Town Board of the Town of Palmyra at the East Palmyra Fire Hall, 2145 Tellier Road, in the Town of Palmyra, New York at 7:00 p.m. on October 27, 2011, at which time all interested persons will be heard.

*Dated at Palmyra, New York
October 4, 2011*

**LEGAL NOTICE
OF PUBLIC
HEARING
FOR
PROPOSED
LOCAL LAW
No. 1 FOR 2011**

**MTN: WAIVE
READING OF
LEGAL
NOTICE FOR
HEARING**

Motion was made by Todd Pipitone to waive reading of the Legal Notice for the Public Hearing.

Second: Dave Nussbaumer

Vote: 5 Ayes. Carried.

Supervisor Ken Miller opened the Public Hearing and was asked why the Board wishes to override the 2% tax cap recently enacted by the New York State Legislature. He said the local law gives the Town the authority to override the cap with a two-thirds majority of Board members approving it. Although it has been passed by the State, "this law is very gray," he added, and the State doesn't have answers to all questions about its implementation. This local law can protect the Town, just for the 2012 fiscal year—if the State audits for Town compliance in the future. It also protects us from being penalized in the future.

**DISCUSSION
CONCERNING
LOCAL LAW No.
1 TO OVERRIDE
THE TAX LEVY
LIMIT**

Ken asked if there were any more questions or comments and, hearing none, he declared the public hearing closed at 7:06 p.m.

**PUBLIC
HEARING
CLOSED**

At 7:07 p.m., the Town Board meeting resumed.

Motion was made by Mike Lambrix to approve the minutes of the September 22, 2011 meeting of the Town Board.

**MTN: APPROVE
MINUTES OF
9/22/2011 TOWN
BOARD
MEETING**

Second: Todd Pipitone

Vote: 5 Ayes. Carried.

Motion was made by Dave Nussbaumer to approve the minutes of the October 4, 2011 meeting of the Town Board.

**MTN: APPROVE
MINUTES OF
10/4/2011 TOWN
BOARD
MEETING**

Second: Mike Lambrix

Vote: 5 Ayes. Carried.

COMMUNICATIONS

1. **Wayne County Sheriff's Office Report:** The September report of the Wayne County Sheriff's office listed "Tickets by Town" for the month of September, the various statistics of jobs done in Palmyra by the Sheriff's office during the month, as well as a copy of the September Sheriff's monthly newspaper column. Ken Miller added that Sheriff Virts "has done a good job."

**WAYNE COUNTY
SHERIFF'S
OFFICE REPORT
FOR
SEPTEMBER**

2. **Stop Sign at Division Street/Quaker Road Intersection Correspondence:** A letter from Jeff Hall, Manager of Facilities Engineering at Garlock Sealing Technologies, was received on September 27th, asking the Board to "consider adding a stop sign to the south bound lane." The request is timely because it had been discussed at the September 22 Town Board meeting. He adds, "over the past few years

**LETTER FROM
GARLOCK
ABOUT QUAKER/
DIVISON
INTERSECTION**

Time Warner for a list of their customers, but were refused. He noted the group’s next meeting is Monday, November 14th, at 8:30 a.m., at the Cornell Cooperative Extension building on Hydesville Road at Route 88.

- 5. **Red Cross Christmas Toy Drive:** A letter from the Wayne County Chapter of the American Red Cross notified the Board of a Christmas Toy Drive during November for needy families in Wayne County. After a short discussion, Mike Lambrix made the motion to have a box in the foyer of the Town Hall for donations. Town Clerk’s office will coordinate the toy drive.

MTN: TOWN HALL APPROVED AS COLLECTION SITE FOR WAYNE COUNTY RED CROSS TOY DRIVE

Second: Todd Pipitone

Vote: 5 Ayes. Carried.

REPORTS OF STANDING COMMITTEES

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

- 1. **Town Clerk’s Office Report for October:** Councilman Todd Pipitone asked Board members to read the report, with topics that include school tax collection, running out of postage on our postage meter, the upcoming local election and voting at Palmyra Town Hall, bid opening for the new Highway Department truck, dog renewal update, tour of the county records retention center, flu shot clinic at Town Hall, and the controlled humidity in Archives Room A with the new dehumidifier in place.

TOWN CLERK’S OFFICE OCTOBER REPORT

Mike Lambrix wanted to know why we ran out of postage on the postage meter in the middle of sending out thousands of tax receipts. Lynne responded by saying notification of “low amount available” in the meter came just before tax collection, and the postage voucher couldn’t be issued and sent fast enough to resupply funds. Village was kind enough to let us use their postage meter, and billed the town for the postage amount.

Celeste attended an Electronic Records Symposium on October 4. Topics included cloud computing, administering an Enterprise Content Management System (ECMS), and dealing with e-Discovery Motion and Legal Holds on Electronic Records. There are state and federal regulations concerning

electronic records and legal documents. She is learning about them.

Councilman Todd Pipitone asked Lynne if Celeste could report to the Board on Cloud Computing in the near future.

Lynne provided Board members with a comparison of two equivalent copiers, much newer than the one being used for the last seven years in the Clerk’s office. Representatives of each company presented the pro’s of their product. In either case, the office can receive an updated copier and it would be less expensive per year than what is being paid now.

TOWN CLERK’S
OFFICE
OCTOBER
REPORT

Highway Committee – James Welch, Chairman

1. **October Highway Report:** Highway Superintendent Mike Boesel had prepared his October report:

Highway Superintendent Report for Town Board Meeting -- 10/27/2011

Since the 9/22/11 meeting we have completed the following work:

- Shoulder Work – Garnsey Road, Palmer Road, Port Gibson Road, Harris Road, Jagger Road
- Hauling – hauled sand, 1A stone
- Inter-municipal Assistance
 - 9/27/11 & 9/28/11 1 Palmyra bobcat/operator to T/Marion for rockhound in Park
 - 9/28/11 - 1 Palmyra loader/widener with operators for shoulder assistance
 - 10/12/11 - 3 Palmyra trucks to Macedon for paving assistance

Other miscellaneous items include:

- **Hauling** – We hauled most of the sand we’ll need for the winter already. We have also been hauling some stone for next summer.
- **Winter Preparations** – Over the past 30 days we have had most of the fleet in for general maintenance and started outfitting for winter service, including front plow frames. Over the next couple weeks we will begin removing tarps and tailgate aprons. Some sanders were checked over too.

HIGHWAY
DEPARTMENT
OCTOBER
REPORT

- **Beaver Dams** – Over the summer we have had ongoing issues with beaver in the Lusk/Schilling Road and Division/Quaker Road areas. We recently dismantled several dams that were reconstructed from earlier removal this past June/July. We have been working again with the NYS DEC and the property owners in these areas regarding this issue.
- **Roof repairs** – Over the past couple weeks of wet weather, we have had roof leaks in the main shop, our tractor bay, our tire room off the truck barn, and extensive leaks in our lower red barn. We have taken care of the shop leak and hope to tackle the tractor/truck barn leaks tomorrow. The lower red barn will require more research regarding repairs. Supervisor Miller was able to visit/review/discuss yesterday. Stay tuned for more info soon.
- **Fuel Island Upgrades** – Over the past couple years, I have been discussing upgrades to the fuel island with representatives from PMCSD. The school recently issued a bid for these upgrades and awarded at the School Board meeting this past Tuesday night, pending Village and Town approvals. I am requesting TB approval for these fuel island upgrades tonight as well. The Village Board has this on their 11/7/11 agenda for approval.
- **F550 Replacement** – Upon review of the two bids we received, I am requesting TB authorization to purchase a new 2012 Ford F550 truck from Van Bortel Ford, NTE \$38,735.00

**HIGHWAY DEPARTMENT
OCTOBER REPORT**

2. **Roof Repairs at Highway Barns:** Ken Miller added to what Mike said about repairing the roof at the Highway Barns. Part of the Town’s long-range plans should include the roof there. There is a lot of expensive equipment stored there, and need to be protected from the elements. He stressed being pro-active about keeping up Town facilities.

ROOF REPAIRS AT HIGHWAY BARNs

3. **Results of Bid for New 2012 F-550 Truck:** Ken Miller said Mike did a nice job of preparing the specifications for the bidding. This truck size is very versatile, as well. They were both pleased with the bidding result.

BID RESULTS FOR NEW TRUCK

4. **Fuel Management System for Joint Fuel Facility:** The Palmyra-Macedon School Board approved upgrades to the current joint fuel depot at the Highway Barns. They need

**JOINT
FUEL FACILITY
UPGRADES**

approval from the other two boards—town and village—to make these upgrades. Mike Boesel said there were capabilities there that weren't being used, and others that need replacement. Ken Miller added that the 4-cent surcharge per gallon the school has been charging the town and village will be the fund to pay for these upgrades. Jim Welch said this is a matter of public safety between the three municipalities. Mike added he has been looking at a power generator there, with automatic backup, that may be obtained on State contract—either diesel or propane.

**Facilities, Operations and Planning Committee
– Mike Lambrix, Chairman**

**NO PLANNING
BOARD MTG. IN
OCTOBER**

1. **No Planning Board Meeting:** Mike Lambrix informed the Board members that there was no Planning Board meeting in October.

**TOWN HALL
REPAIRS
NEEDED**

2. **Town Hall Repairs Needed:** During recent heavy rainfalls, there have been some leaks in Town Hall. A crew member of the Highway Department has identified some leaks, and Councilman Dave Nussbaumer has seen them too. A light fixture on the stage needs repair and the kitchen ceiling needs to be repainted. Mike said he would contact the roofer who had the Town Hall contract several years ago, to inspect and report, and to repair. He would also contact an electrician about the lights.

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

**ASSESSOR'S
REPORT FOR
OCTOBER**

1. **Assessor's October Office Report:** Assessor Elaine Herman reported that residents in the town and village received printouts of the description of their properties. This was to determine if the information about their property is accurate and up to date. They are now receiving answers to their property description reports.

- 2. **Code Enforcement/Zoning Office October Report:** Code Enforcement Officer Dan Wooden provided Board members with the list of permits issued during October. Dave Nussbaumer said anyone with questions can contact him, and he will get back to Dan for the answer. **CODE ENFORCEMENT/ZONING OFFICE OCTOBER REPORT**

- 3. **No Zoning Board Meeting:** Dave Nussbaumer informed the Board members that there was no Zoning Board meeting in October. **NO ZONING BOARD MTG.**

INFORMATIONAL ITEMS

- 1. **EMS Report on Finger Lakes Ambulance:** The Town’s representative to the Wayne County EMS Committee, John Rush, provided Board members with copies of a report by Finger Lakes Ambulance, titled Palmyra 2010-2011. The report has photos used in a slide show presentation by the FLA. There is a link to this slide show on the Palmyra web site. John relayed the good news—that average response times have been “phenomenal.” It also reports on Community Education and Training, in conjunction with the Palmyra Fire Department and East Palmyra Fire Department. It also notes the blood pressure clinics they provided at local festivals. Ken Miller said he has received several calls in his office from residents who had “positive comments” about the FLA service they received. **EMS REPORT ON FINGER LAKES AMBULANCE SERVICE 2010-2011**

Ken also noted his desire to have an AED available at Town Hall for emergencies that might arise. He would like to pursue this, and is now asking for recommendations as to whom to ask. **AED AT TOWN HALL?**

- 2. **Morrison Gravel Pit Update:** The check for the third quarter of 2011 for the Morrison Gravel Pit was received in October. **GRAVEL PIT THIRD QUARTER PAYMENT**

- 3. **Public Input:** Resident Derry Jackson wanted to know if Mike Boesel had pursued getting a grant for a generator needed at the Highway barns/fuel depot. Ken suggested there be a formal request to NY State Senator Mike **PUBLIC INPUT—GRANT FOR GENERATOR AT HIGHWAY BARNES?**

Nozzolio or our Assemblyman Bob Oaks to see if there are any discretionary funds for such a purchase.

AGENDA ITEMS

- 1. **Approve Local Law No. 1 for 2011:** The following resolution was presented to Town Board members, with the results of the roll call voting:

RESOLUTION

Proposed Local Override Law

*Proposed Local Law No. 1 of the year 2011
Town of Palmyra, County of Wayne*

A local law to override the tax levy limit established in General Municipal Law 3-c

Section 1. Legislative Intent

It is the intent of this local law to override the limit on the amount of real property taxes that may be levied by the Town of Palmyra, County of Wayne pursuant to General Municipal Law § 3-c, and to allow the Town of Palmyra, County of Wayne to adopt a town budget for (a) town purposes (b) fire protection districts and (c) any other special or improvement district governed by the town board for the fiscal year 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law § 3-c, which expressly authorizes the town board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the town board.

Section 3. Tax Levy Limit Override

The Town Board of the Town of Palmyra, County of Wayne is hereby authorized to adopt a budget for the fiscal year 2012 that requires a real property tax levy in excess of the limit specified in General Municipal Law, §3-c.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the

**RESOLUTION:
APPROVE
LOCAL LAW No.
1 FOR 2011—TO
OVERRIDE TAX
LEVY LIMIT
ESTABLISHED IN
GENERAL
MUNICIPAL LAW
3-c**

clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

**MTN: APPROVE
RESOLUTION:
FOR LOCAL
LAW No. 1 FOR
2011—TO
OVERRIDE TAX
LEVY LIMIT
ESTABLISHED IN
GENERAL
MUNICIPAL LAW
3-c**

Section 5. Effective date.

This local Law shall take effect immediately upon filing with the Secretary of State.

Publication in local Town-approved newspaper and public posting of proposed Local Law No. 1 was accomplished in accordance with law.

Motion was made by Mike Lambrix to approve the Resolution for the Proposed Local Law No. 1 of the Year 2011—requesting a roll call vote.

Second: Dave Nussbaumer

Supervisor Ken Miller	Aye
Deputy Supervisor Jim Welch	Aye
Councilman Dave Nussbaumer	Aye
Councilman Mike Lambrix	Aye
Councilman Todd Pipitone	Aye

**ROLL CALL
VOTE**

- 2. **Approve Purchase of 2012 F-550 Truck for Highway Department:** The following legal notice was published in the Town-approved newspaper and posted in accordance with law:

PLEASE TAKE NOTICE, that pursuant to Resolution of the Town Board, Town of Palmyra, Wayne County, New York, sealed bids for the acquisition by purchase of one (1) new 2012 heavy duty current production, 18,000 GVWR, 4x4 truck cab and chassis, will be received at the office of the Town Clerk at 1180 Canandaigua Road, Palmyra, New York, 14522, until 10:00 AM, EDT on the 21st day of October 2011, at which time they will be publicly opened and read aloud.

**LEGAL NOTICE
FOR REQUEST
FOR BIDS TO
PURCHASE 2012
F-550 TRUCK
FOR HIGHWAY
DEPARTMENT**

Bids must be submitted in sealed envelopes at the above address and shall bear on the face thereof the name and address of the bidder and item bid.

Detailed specifications are available to any interested bidder at the office of the Town Clerk and Town Highway Superintendent.

**LEGAL NOTICE
FOR REQUEST
FOR BIDS TO
PURCHASE 2012
F-550 TRUCK
FOR HIGHWAY
DEPARTMENT**

Every bid must be accompanied by a certified check payable to the Town of Palmyra equal to 5% of the bid price. Such check shall be returned to the unsuccessful bidder upon execution of a contract with the successful bidder, and the check shall be returned to the successful bidder upon delivery of the equipment meeting the specification bid. No bid may be withdrawn by any bidder for a period of thirty (30) days from the date of the bid opening.

The contract for acquisition of the above then will be awarded by the Town Board to the lowest responsible bidder on the recommendation of the Superintendent of Highways. If there are two or more responsible bidders submitting identical bids as to price and specifications, the Town may award the contract to either of such bidders. The Town reserves the right to reject any and all bids and re-advertise for new bids at its discretion or to accept a bid deemed to be in the best interest of the Town.

*Dated: September 22, 2011
TOWN OF PALMYRA
Michael E. Boesel
Superintendent of Highways*

With the Town Board looking at the Official Witness Report for the Bid Opening for a 2012 model heavy-duty current production 18,000 GVWR, 4x4 Truck Cab and Chassis, and listening to the comments made previously in this meeting about awarding this bid to Van Bortel Ford, of East Rochester, NY, Councilman Jim Welch made the motion to approve the award of bid to Van Bortel Ford with the following resolution, and authorizing Supervisor Ken Miller and Highway Superintendent to sign the resolution on behalf of the Town Board:

**MTN: APPROVE
AWARD OF
TRUCK BID TO
VAN BORTEL
FORD AND
AUTHORIZE
SIGNING OF
CORRESPOND-
ING
RESOLUTION**

RESOLUTION

**AUTHORIZATION TO ACCEPT LOW BID FOR ONE 2012 MODEL,
HEAVY DUTY CURRENT PRODUCTION, 18,000 GVWR, 4 X 4
TRUCK CAB AND CHASSIS**

WHEREAS, the Palmyra Highway Department has the need to replace a used truck; and

WHEREAS, the cost of a new truck is budgeted for in the 2012 budget; and

*WHEREAS, the Palmyra Highway Superintendent advertised to purchase a 2012 Model, Heavy Duty Current Production, 18,00 GVWR, 4 x 4 Truck Cab and Chassis in the Town of Palmyra's official newspaper, **The Times of Wayne County**; and*

WHEREAS, the Town Clerk of the Town of Palmyra has duly advertised for said truck for the Palmyra Highway Department, and the bids were opened on Friday, October 21, 2011, at 10:00 a.m. in the Town Clerk's office, with two bids received.

NOW, THEREFORE, BE IT RESOLVED, that the lower bid submitted by Van Bortel Ford, 71 Marsh Road, East Rochester, NY 14445, in the bid price of \$38,735.00, with a trade-in allowance of \$5,500.00, for a net bid with trade-in of \$33,235.00, in accordance with the specifications, is hereby accepted; and

BE IT FURTHER RESOLVED, that the Palmyra Highway Superintendent is hereby authorized and directed to execute a contract on behalf of the Town of Palmyra, subject to the approval of the Town Board of the Town of Palmyra and to the Town attorney's approval, as to form and content with Van Bortel Ford, in accordance with the bid acceptance.

Dated: October 27, 2011

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

Resolution was signed by Supervisor Miller and Highway Superintendent Boesel.

**MTN: APPROVE
AWARD OF
TRUCK BID TO
VAN BORTEL
FORD AND
AUTHORIZE
SIGNING OF
CORRESPOND-
ING
RESOLUTION**

- 3. **Approve Copier Change in Town Clerk's Office:** Using the comparison sheet of the two competing copiers provided by Town Clerk Lynne Green, Board liaison to the Town Clerk's office, Todd Pipitone, made the motion to authorize Lynne to contact KopyKat, supplier of Xerox copiers, and accept their offer of a refurbished digital model with a full guarantee, with no contract restrictions for minimum number of copies, at \$50 per month to cover the service contract that includes all parts, staples, labor, and service calls. Black and white copies will be billed at 2 cents per copy.

Todd added this should save about \$200 per year, compared to the copier now being used in the office, with no long-term payment plan or contract, and with the ability to upgrade at any time in the future. Also, KopyKat is a Wayne County company that has provided the Town with outstanding copier service in the past.

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

**MTN: APPROVE
COPIER CHANGE
IN TOWN
CLERK'S OFFICE**

- 4. **Approve Resolution for Fuel System Bid Award at Intermunicipal Fuel Facility:** In order to authorize improvements and upgrades at the joint fuel facility at the Highway Barns, it is necessary to have all three participants in the facility approve of the work to be done, as outlined in the resolution below. The Pal-Mac School Board had

approved the resolution, using funds from the Intermunicipal Fuel Facility Enterprise Fund, at no additional cost to the Town.

RESOLUTION

BID RESOLUTION
FOR FUEL MANAGEMENT SYSTEM EQUIPMENT
AT JOINT FUEL DEPOT,
BETWEEN PALMYRA-MACEDON CENTRAL SCHOOLS,
VILLAGE OF PALMYRA AND TOWN OF PALMYRA

WHEREAS, the Palmyra-Macedon Central School District has solicited bids for fuel management system equipment, and has followed all posting and publishing requirements; and

WHEREAS, bids were received and analyzed for price and specification; and

WHEREAS, the school district would like to award the bid for furnishing and installing fuel management system to Northeast Petroleum Technologies, Inc., in the amount of \$14,195; and

WHEREAS, the payment is to be paid from the Intermunicipal Fuel Facility Enterprise Fund, with no additional payment required from either the Town or the Village of Palmyra; and

WHEREAS, it is necessary to have approval from both the Town and Village of Palmyra, as joint tenants prior to this work being done, in accordance with the 1994 Intermunicipal Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Palmyra has seen the tabulation of the October 18, 2011 bid opening and the Non-Collusive Bidding Certification signed by the Northeast Petroleum Technologies, Inc.; and

BE IT FURTHER RESOLVED, that the amount of \$14,195 be expended from the Intermunicipal Fuel Facility Enterprise fund, with no additional payment required from the Town of Palmyra; and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Palmyra hereby approves of the bid award by the Palmyra-Macedon Central Schools to Northeast Petroleum Technologies, Inc.

Mike Lambrix made the motion to have the Town Board approve the Bid Resolution for Fuel Management System Equipment, and requested a roll call vote.

Second: Todd Pipitone.

**RESOLUTION
FOR FUEL
SYSTEM BID
AWARD AT
INTERMUNI-
CIPAL FUEL
FACILITY**

**MTN: APPROVE
RESOLUTION
FOR FUEL
SYSTEM BID
AWARD AT
INTERMUNI-
CIPAL FUEL
FACILITY**

Supervisor Ken Miller	Aye
Deputy Supervisor Jim Welch	Aye
Councilman Dave Nussbaumer	Aye
Councilman Mike Lambrix	Aye
Councilman Todd Pipitone	Aye

**ROLL CALL
VOTE**

- 5. **Donation to Historic Palmyra:** In one of Town Hall’s storage rooms, there is a voting machine formerly used in all elections, national, local political, and school votes. All old voting machines were to have been taken by the Wayne County Board of Elections. It is of no use to the county or the state. Ken Miller spoke with Bonnie Hays, Director of Historic Palmyra, and the museum would like to display the machine. Board members decided no formal vote was necessary. None was offered.

**DONATION OF
OBSOLETE
VOTING
MACHINE TO
HISTORIC
PALMYRA**

- 6. **Approve Claims & Expenditures on Abstracts #223 and 224:** Dave Nussbaumer made the motion to approve the claims and expenditures shown on Abstract #223, that includes Voucher Numbers 12605 through 12608 for \$5,329.02 and Abstract #224, that includes Voucher Numbers 12609 through 12679 for \$74,823.86.

**MTN: APPROVE
ABSTRACTS
#223 & #224**

Second: Jim Welch Vote: 5 Ayes. Carried.

- 7. **Motion to Adjourn:** At 7:59 p.m., Mike Lambrix made the motion to adjourn the meeting and to correct tonight’s agenda noting date and time of next meeting.

**MTN: ADJOURN
MEETING**

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

Respectfully submitted,

Lyndall Ann P. Green
Palmyra Town Clerk

NEXT TOWN BOARD MEETING

**THURSDAY, NOVEMBER 10, 2011, 7:00 P.M.
PALMYRA TOWN HALL**