REGULAR MEETING OF THE TOWN BOARD PALMYRA TOWN HALL DECEMBER 26, 2013

At 7:00 p.m., Supervisor Kenneth Miller called to order the Town Board meeting, scheduled for Thursday, December 26, 2013, at the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York.

CALL TO ORDER

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

Upon roll call, the following Board members were present:

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

ROLL CALL

Also attending: Marc Carrier and Palmyra Highway Superintendent Mike Boesel.

ATTENDANCE

Motion was made by Todd Pipitone to approve the minutes of the November 26, 2013 Town Board meeting.

MTN: APPROVE MINUTES OF 11/26/2013

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

Motion was made by Dave Nussbaumer to approve the minutes of the December 10, 2013 Town Board meeting. A roll call vote was requested.

MTN: APPROVE MINUTES OF 12/10/2013

Second: Todd Pipitone Vote: 4 Ayes. Carried.

Supervisor Kenneth Miller Aye
Councilman David Nussbaumer Aye
Councilman James Welch Aye
Councilman Todd Pipitone Aye

ROLL CALL VOTE

Councilman Michael Lambrix Abstain

Councilman Lambrix abstained because he was absent.

COMMUNICATIONS

WAYNE COUNTY HAZARD PLAN DRAFT AVAILABLE FOR REVIEW **Wayne County Hazard Plan:** An email was received on December 11, stating that the draft of the revised Wayne County Multi-Jurisdictional All-Hazard Plan is available online for review. It was not printed out for Board members, as it is 110 pages long. But they were encouraged to look at it online.

Ken Miller and Mike Boesel participated in discussions concerning this draft and, thanks to professional help from the Ginna Power Plant, "Wayne County has an excellent Hazard Plan," said Ken Miller.

REPORTS OF STANDING COMMITTEES

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

1. Town Clerk's Office Report for December:

- Lynne and Irene: The outstanding item this month was our "Great Computer Crash of December 2013," (in addition to, and not to be confused with, the "Great Computer Crash of November 2013"-mentioned in last month's Report to the Board). All the departments were affected, and our department's PC server access was down about a week, with limited access to records. Reconstruction of hard drives has had its problems, and we are now re-evaluating our back-up capabilities. We are still getting used to new set-ups and are taking time to locate files, re-create lost files, and install new shortcuts.
- <u>Celeste:</u> Celeste couldn't access the server, but she says her PC wasn't affected. She still had some down time as her PC also had to be checked out and re-booted.
- **Everyone:** The Hunting/Fishing Licensing software has been in transition from one company to another, and for over a week, no one in NY State has been able to access the licensing equipment. We expect we'll also be affected in 2014 for a period of time until the transition is complete.
- Lynne: With long hours of no computer access, started the annual process of closing out the year by boxing up past meeting minutes, 2013 financial records, and creating new folders for 2014. This can become a tedious process, but it is the way to gear up for each new year.
- Lynne: Although the Board approved and signed the Snow and Ice Contract with Wayne County, we are still waiting for the insurance information before it can be sent on to the County.

TOWN CLERK'S OFFICE REPORT FOR DECEMBER

- Lynne: Thanks go to Irene for filling in for me when Ken called a
 Town Board meeting on December 10th, with short notice,
 because I was unable to attend. November 26th minutes are ready
 for Board approval tonight.
- Irene: Prepared agenda and completed minutes for Town Board meeting on December 10th; minutes are on agenda for approval tonight. As a follow-up, the contract with Humane Society that was approved that night has been returned to us signed, and has been filed.
- <u>Irene:</u> "Entered" a week's worth of missing info from Town Clerk daily financials after latest server crash. We do keep a daily written log, which made this an easy, though time-consuming, task.
- Irene: Tax bills are in hand, as well as the downloaded information from the county (very easy process with Williamson Law Book program). Organized escrow information from mortgage lenders, coordinated information with Assessor's office, and now sorting thousands of bills to be sent to mortgage lenders, etc, so we can send out bills on December 31st. We have received many tax calls in the office, and we've been answering many more questions because of numerous refinanced mortgages in our area.
- <u>Irene:</u> Vital records filed, made bank deposits, balanced accounts, genealogy, marriage, death and FOIL requests this month, as well as dog renewal notices sent out, plus late-renewal letters.
- Irene: Preparing end-of-year checkbook balancing for TC office.
- <u>Celeste:</u> <u>APPLICATION XTENDER Digitization and Scanning Project:</u> Continue to identify and complete file conversion of existing vital records with ApplicationXtender & Town Clerk's electronic files. Birth, Death and Marriage records through 2012 done. Minutes and Burials in process. These are quite large. Expected completion--Feb.2014. Due to server problems in December, work could not be completed within AX.
- <u>Celeste:</u> Records Scanned and OCR (2009 to current) Still in progress: Death records. Village and Town: Birth Marriage complete. Burial Minutes: Scheduled completion January 2014. We provided information to NanoArk to invoice within this year's budget.
- <u>Celeste: ARCHIVES:</u> Preparing to close 2012 records set for destruction. Completion set 1st quarter 2014.
- <u>Celeste:</u> <u>OFFICE GENERAL</u>: In addition to routine tasks, prepared November cashbook report.
- <u>Celeste:</u> Couldn't access the server when it crashed, but my PC wasn't affected.
- Legal Notices Required by Law: At this time of year, two legal notices are published in the official Town newspaper, <u>The Times of Wayne County</u>. The first legal notice notifies residents that the 2014 Town and County taxes are being

TOWN CLERK'S OFFICE REPORT FOR DECEMBER

LEGAL NOTICES PREPARED FOR 2014 TAXES AND ORGANIZATION MEETING sent out at the end of December, along with the detailed information about their payment:

LEGAL NOTICE TOWN OF PALMYRA NOTICE OF RECEIPT OF TAX ROLL AND WARRANT FOR 2014

TAKE NOTICE that I, Lynne Green, the undersigned Receiver of Taxes for the Town of Palmyra, County of Wayne and State of New York, have duly received the tax roll and warrant for the collection of Town and County taxes within the Town of Palmyra of the year 2014, and that same can be paid by mail or at the Town Clerk's Office, Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York, 14522, during business hours of 9:00 a.m. through 5:00 p.m. Monday through Friday.

TAKE FURTHER NOTICE that taxes may be <u>paid on or before February 6, 2014 without charge or interest</u>. On all taxes received after such date, there shall be <u>added interest of 1% if paid on or before March 6, 2014</u>, and an <u>additional 2% after March 6, 2014</u>. The last day of Town/County tax collection will be March 31, 2014.

TAKE FURTHER NOTICE that Town/County taxes may be paid in two installments, with the first half paid on or before February 6, 2014 without charge or interest. If the second installment is paid between February 7 and March 6, 2014, there shall be added interest of 1% on the remaining amount. If the second installment is paid between March 7 and March 31, 2013, there shall be added interest of 2% on the remaining amount.

FURTHER NOTICE IS GIVEN that there will be a \$20.00 fee for all returned checks.

TAKE FURTHER NOTICE that pursuant to the provisions of law, the tax roll of the Town of Palmyra will be returned to the County Treasurer of the County of Wayne on the first day of April, 2014.

DATED: December 17, 2013 Lynne Green Receiver of Taxes for the Town of Palmyra

The second legal notice announces the 2014 Organizational Meeting of the Town Board, with annual appointments, holidays, depositories, and beginning-of-each-year legal information:

LEGAL NOTICE OF RECEIPT OF TAX ROLL AND WARRANT FOR 2014

LEGAL NOTICE ANNOUNCING ANNUAL TOWN ORGANIZATIONAL MEETING FOR 2014

LEGAL NOTICE TOWN OF PALMYRA ORGANIZATIONAL MEETING FOR THE YEAR 2014

NOTICE IS HEREBY GIVEN, that the organizational meeting of the Town Board of the Town of Palmyra will be held on Tuesday, January 7, 2014, at 7:30 p.m. in the Palmyra Town Hall, 1180 Canandaigua Road, Palmyra, New York.

DATED: December 17, 2013 Lyndall Ann P. Green Palmyra Town Clerk LEGAL NOTICE ANNOUNCING ANNUAL TOWN ORGANIZATIONAL MEETING

Highway Committee – James Welch, Chairman

1. <u>December Highway Report:</u> Superintendent Mike Boesel submitted the following report from November 26 to December 26:

Highway Superintendent Report For Town Board Meeting of 12/26/2013

- Plowing/Sanding –To date this winter season we have made a total of 36 trips out of the barn. A comparison to this point of the past 3 winter seasons is below:
 - o December 2012 7 trips, but 16 trips by end of Dec.
 - o December 2011 3 trips, & only 5 trips by end of Dec.
 - o December 2010 37 trips, & 41 trips by end of Dec.
- Salt Orders So far for the month of December we have ordered 600 tons of salt, which puts us at 25% of our requested allotment of 2400 tons for the season.
- Winter Fleet Maintenance Over the past 30 days we have continued with general maintenance on the entire fleet.
- Frozen Trucks On two separate occasions we have had a truck freeze up on us already this year. On 12/17, the air system on T-28 would not function properly and we had to park it inside the shop with a salamander heater on it. The same truck froze up again on Christmas morning and we parked it inside the shop again and took T-18 to complete the route. Thankfully we are replacing this truck, but I would like to continue discussions with the Board about a heated truck barn in the future.
- Generator Grant On 12/6/13, I received a request for additional information regarding our generator grant submittal. On 12/17/13 I submitted the requested information and we are now in a waiting period again.
- Tree Work On 12/4/13, we did some tree work with Empire Tree Surgeons on Stafford Road, Parker Road, Palmer Road, Port Gibson Road and Floodman Road. On 12/5/13, we did our own tree trimming on Meadow Drive, Betty Brae, Bonnie Lane and Clover Street. Throughout the month of December the Village B&G crew has been trimming all the Village street trees as there were many areas of the Village where branches

DECEMBER 2013 HIGHWAY REPORT

were coming in contact with our loader and trucks. We hope to continue some tree trimming in the Town throughout the winter months.

- Boat Launch Project In early 2013, the Village Board received a grant to upgrade the existing gravel boat launch at the end of Park Drive. We have been working directly with the Canal Corporation Officials regarding lowering the canal water levels so that we may pour the new concrete boat ramp. From 12/5-12/13, the Village and Town crews worked together with Brad and Andy Jacobs to complete this portion of the project. Picture—Attachment A.
- Dry Hydrant Project Earlier this summer, during the fire on East Main Street, the Fire Department was pumping water from the Marina, up Market Street, to the scene. Afterward, it was decided that a Dry Hydrant should be installed within the Marina for ease of future pumping needs. We completed this work on 12/11/13 while the water level in the canal was lowered for our boat launch project. Picture—Attachment A.

2. **Dolomite Permit Discussion:** Under discussion this evening was the <u>Permit Issued Under Section 149 of the Highway Law</u>. Both Dolomite and the Town agree on these terms. A copy of this Dolomite Permit is included with these minutes as Attachment B.

3. <u>Truck Purchase Discussion:</u> To follow up on discussion in previous Board meetings, Mike said the Board needs to approve a resolution, not just a motion, to approve the purchase, because of the "piggybacking law" that allows more than one municipality to purchase equipment as a package. The resolution will be voted upon later in this meeting.

A second resolution is also needed this evening, this one concerning the outfitting of the truck, allowing for the purchase of the different parts we need for our truck. Mike said he expects the cab and chassis to be built in January, with his hope to have the truck in May.

Planning and Operations Committee

--Mike Lambrix, Chairman

NO DECEMBER
PLANNING BOARD
MEETING

1. Town Planning Board Meeting: Minutes of the December 9th Planning Board meeting were provided to Board members. There were no comments.

DECEMBER 2013 HIGHWAY REPORT

PHOTOS ATTACHMENT A

DOLOMITE PERMIT IS ATTACHMENT B

TRUCK PURCHASE DISCUSSION— NEED TWO RESOLUTIONS TO APPROVE PURCHASE 2. **Revisit Town Employee Smoking Policy:** This discussion, having been tabled at the December 10th Town Board meeting, was again brought up by Councilman Mike Lambrix. He made the motion that the topic be brought back on the floor for further discussion. A roll call vote was requested.

Second: Jim Welch

Councilman Dave Nussbaumer
Councilman Todd Pipitone
Councilman James Welch
Councilman Mike Lambrix
Supervisor Ken Miller

Nay
Aye

MTN: REVISIT TOWN EMPLOYEE SMOKING POLICY

Revisiting the topic was approved, 3 Ayes, 2 Nays.

Jim Welch and Mike Lambrix discussed the concept of increasing penalties to match increasing number of offenses. They also felt the smoker should take the responsibility to pay the town for offenses or, if not, then be terminated. Questions in the discussion included "How do we know it gets paid?" Answer: it can be taken out of the employee's paycheck. "What fines should be imposed?" Answer possibility: cash within 30 days, with each offense more money.

MORE DISCUSSION ON PROPOSED POLICY

Ken then suggested Mike Lambrix "put up a draft for a new resolution, amending the current policy" hopefully by the January 7th Organizational meeting. Todd added after the final policy is passed, each employee should "sign off" on the policy, and that new employees should also "sign off" when receiving their employee handbooks.

ANOTHER DRAFT TO BE WORDED

Zoning and Assessor's Office Committee --David Nussbaumer, Chairman

1. **Assessor's Office Report for December:** Assessor Elaine Herman submitted the following report:

DECEMBER 20, 2013

We are still dealing with the Basic STAR renewal applications that the State is requiring this year. I got a list of all property owners who had not reapplied with the State, 228 all total for the Town and Village. We sent a letter to those property owners to remind them that they need to do this in order to retain their STAR exemption. I also got a notification from the State that they will be making telephone calls to all those owners to remind them that they have not done this

ASSESSOR'S OFFICE DECEMBER REPORT procedure yet and they need to get it done before December 31, 2013.

We have also sent out postcards or letters to all the Enhanced STAR, also known as the Senior STAR citizens to let them know that the State notified us that they are still eligible for their exemption or that they need to bring us some more information so we can verify their eligibility. There were about 200 people on that list.

We are still getting applications from the Enhanced STAR applications that we sent out in September to owners who are not in the automatic income verification program. There are 500 people on that list.

Joan's computer got a virus and had to be wiped out and the server went down at the same time. Then we just got back up and running when the server went down again, so Joan does not have all her programs reinstalled yet. These companies do not give us CDs with the programs on them so that the programs cannot be installed on computers that are not licensed. I have to call all the software companies and have them reinstall them. We are waiting until next year to do this so hopefully all the problems will be worked out with the server by that time so we don't have to have them reinstalled twice. A couple of the programs need to be reinstalled on my computer also, as they are based on the server.

If you have any questions or concerns, please don't hesitate to let me know and I will get back to you as soon as I have an answer.

CODE ENFORCE-MENT/ZONING OFFICE REPORT FOR SEPTEMBER

ASSESSOR'S

DECEMBER

OFFICE

REPORT

2. **Code Enforcement/Zoning Office Report:** The Code Enforcement Office provided two reports: Certificates of Occupancy issued from January through December 2013, and Permits issued from January through December 2013.

NO ZONING BOARD MEETING IN SEPTEMBER 3. **Zoning Board of Appeals Meeting:** There was no meeting of the Zoning Board of Appeals during December.

INFORMATIONAL ITEMS

TOWN OF WALWORTH— PROPOSED LOCAL LAW NO. 1 OF 2014 1. Town of Walworth—Proposed Local Law No. 1 of 2014:
Paperwork from the Town of Walworth concerning this local law "Amending Existing Chapter 180 of the Walworth Municipal Code" was received by the Palmyra Town Clerk. This information is sent to neighboring towns, notifying them of the Hearing, which will be held February 20th, in case they have issues with the changes noted in the amending of Chapter 180 of Walworth's municipal code.

2. **Public Input:** Palmyra resident Marc Carrier said he has looked into the "SuperFund" concerning the closed landfill on Garnsey Road. He found we do not qualify, as the first thing to consider if the landfill is to be considered "hazardous." Marc thinks there are issues. He talked with the DEC about looking over the site. After doing so, the agent had some suggestions. He said the "ball is in the Town's court now," and will contact the Board to see about issues. Marc added he thinks "things were done properly at the landfill's closing," but maybe it doesn't meet today's standards.

PUBLIC INPUT— CONCERNS OVER CLOSED LANDFILL IN PALMYRA

AGENDA ITEMS

1. Approve Resolution #24-2013: Authorize Bookkeeper to Make Closing 2013 Entries: The following Resolution was presented to the Board for approval. Councilman Todd Pipitone made the motion to approve the resolution.

RESOLUTION #24-2013

<u>AUTHORIZE BUDGETARY ADJUSTMENTS</u> <u>TO CLOSE 2013 FISCAL YEAR</u>

<u>TOWN OF PALMYRA</u> WAYNE COUNTY, NEW YORK STATE

BE IT RESOLVED, that the Town Board of the Town of Palmyra authorizes the Town Bookkeeper to make any necessary adjusting and budgetary journal entries in closing the 2013 fiscal year.

Adopted this 26th day of December, 2013, at the meeting of the Palmyra Town Board.

BY ORDER OF THE PALMYRA TOWN BOARD

Second: Jim Welch Vote: 5 Ayes. Carried.

2. Approve Resolution #25-2013: Red Cross Charitable Event: In order to hold a charitable event in the Town of Palmyra, the VFW Post in Palmyra needs Town Board approval, stating that the Board is aware of this charitable event and that it is "within the guidelines/laws/jurisdiction of the Town of Palmyra, and that it would not be breaking any Town municipal laws." Councilman Todd Pipitone made the motion to approve the resolution.

MTN: APPROVE RESOLUTION #24-2013: AUATHORIZE BOOKKEEPER TO MAKE CLOSING 2013 ENTRIES

MTN: APPROVE RESOLUTION #25-2013: RED CROSS CHARITABLE EVENT

RESOLUTION #25-2013

CHARITABLE EVENT
HOSTED BY AMERICAN RED CROSS, WAYNE COUNTY CHAPTER
400 South Main Street, Newark, NY 14513

<u>DATE AND TIME OF EVENT:</u> February 8, 2014, from 6:30 to 11:00 p.m.

<u>LOCATION OF EVENT:</u> Palmyra VFW Post, 4306 State Route 31, Palmyra, NY

WHEREAS, the Wayne County Chapter of the American Red Cross is desirous of hosting a Charitable Event to raise needed funds for the American Red Cross; and

WHEREAS, the designated charitable event is to be a Red Cross Vegas Night, for the area communities; and

WHEREAS, the Town Board of the Town of Palmyra is aware of this fundraising event.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Palmyra is aware that the Red Cross Vegas Night is within the guidelines/laws/jurisdiction of the Town of Palmyra; and

BE IT FURTHER RESOLVED, that the holding of this event will not be breaking any Town of Palmyra municipal laws.

<u>DATED</u>: December 26, 2013 BY ORDER OF THE TOWN BOARD

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

MTN: APPROVE FINAL AGREEMENT ISSUED FOR DOLOMITE PRODUCTS COMPANY— HOGBACK HILL 3.

MTN: APPROVE

RESOLUTION

#25-2013: RED

CROSS CHARITABLE

EVENT

Approve Final Agreement Issued for Dolomite Products Company—Hogback Hill Road Tunnel: Having worked with Dolomite Products Company on the details of the "Permit Issued Under Section 149 of the Highway Law" Mike Boesel presented the Final Agreement for sign-off. Ken Miller noted that Mike Boesel "has done a great job" in putting this together with Dolomite, on behalf of the Town. Jim Welch made the motion to approve the "Permit Issued Under Section 149 of the Highway Law" between the Town and Dolomite Products Company.

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

ATTACHMENT B

ROAD TUNNEL

A copy of the "Final Agreement Issued for Dolomite Products Company—Hogback Hill Road Tunnel" is included with these minutes as Attachment B.

4. Approve Resolution #26-2013—Award One Unused 2014 Mack Granite 10-Wheel Cab/Chassis: The following resolution was proposed by David Nussbaumer in order to purchase an unused 2014 Mack Granite 10-wheel cab/chassis for the Highway Department:

RESOLUTION #26-2013

<u>Award for One Unused 2014 (or newer)</u> Mack Granite 10-wheel cab/chassis

WHEREAS, the Town Board has unexpended monies in the 2013 Town budget for the upgrade and replacement of the highway department's existing 2000 Mack 10-wheel dump truck; and

WHEREAS, the New York State Legislature passed a new 'Piggybacking' law on August 1, 2012, which was subsequently signed into law by Governor Andrew Cuomo as of August 1, 2012, which authorizes municipalities and districts thereof to contract for certain goods and services jointly with the State or other municipalities; and

WHEREAS, the new Subdivision 16 has been added to General Municipal Law (GML) SS 103, to authorize political subdivisions to purchase apparatus, materials, equipment and supplies, and to contract for services related to the installation, maintenance or repair of those items, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein; and

WHEREAS, the Onondaga County Division of Purchase has already advertised for the submission of competitive bids, Bid Ref.#7823, which was clearly advertised in the newspapers, specifying that the bids would be open on June 7, 2013; and

WHEREAS, the Onondaga County Division of Purchase has already prepared a 'Notice of Award', dated June 26, 2013, listing all responsible low bidders; and

WHEREAS, the Onondaga County Division of Purchase Bid Proposal – Ref. #7823, dated May 23, 2013, clearly indicates that the award is open to all other political subdivisions and districts located wholly or partly within New York State, so they may make material purchases from this bid within the same Terms and Conditions, with vendor concurrence; and

WHEREAS, Beam Mack is the lowest responsible bidder for a new Mack GU713 10-wheel cab/chassis truck, priced at \$110,684.37.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Palmyra, shall place an order for One New/Unused Mack GU713 10-wheel cab/chassis truck from Beam Mack per the bid-quoted price of \$110,684.37, F.O.B. Palmyra Town Highway Department, Palmyra, New York; and

BE IT FURTHER RESOLVED, that the Town Highway Superintendent shall execute the necessary paperwork and take

RESOLUTION: #26-2013— AWARD ONE UNUSED 2014 MACK GRANITE 10-WHEEL CAB/CHASSIS MTN: APPROVE RESOLUTION: #26-2013— AWARD ONE UNUSED 2014 MACK GRANITE 10-WHEEL CAB/CHASSIS such other steps as are necessary to complete the purchase of this 10-wheel dump truck, the subject of this resolution.

DATED: December 26, 2013

BY ORDER OF THE PALMYRA TOWN BOARD

Second: Todd Pipitone Vote: 4 Ayes. Carried.

Councilman Mike Lambrix voted Nay.

5. Approve Resolution #27-2013—Award Truck/Snow-plow Equipment on new Mack Truck: Councilman David Nussbaumer made the motion to approve Resolution #27-2013:

RESOLUTION #27-2013

Award for Various Truck & Snow Plow Equipment, mounted on one Unused 2014 (or newer) Mack Granite 10-wheel cab/chassis

WHEREAS, the Town Board has budgeted monies in the 2014 Town budget for the upgrade and replacement of the Highway Department's existing 2000 Mack 10-wheel dump truck; and

WHEREAS, the New York State Legislature passed a new 'Piggybacking' law on August 1, 2012, which was subsequently signed into law by Governor Andrew Cuomo as of August 1, 2012, which authorizes municipalities and districts thereof to contract for certain goods and services jointly with the State or other municipalities; and

WHEREAS, the new Subdivision 16 has been added to General Municipal Law (GML) SS 103, to authorize political subdivisions to purchase apparatus, materials, equipment and supplies, and to contract for services related to the installation, maintenance or repair of those items, through the use of contracts let by the United States or any agency thereof, any state or any other political subdivision or district therein; and

WHEREAS, the Oneida County Department of Purchasing has already advertised for the submission of competitive bids, Bid Ref.#1685, which was clearly advertised in the newspapers, specifying that the bids would be open on December 21, 2013; and

WHEREAS, the Oneida County Department of Purchasing has already prepared a 'Notice of Award', dated December 4, 2013, listing all responsible low bidders; and

WHEREAS, the Oneida County Department of Purchasing 'Invitation to Bid – Ref. #1685', dated November 6th & 7th, clearly indicates that the award is open to all other political subdivisions and districts located wholly or partly within New York State, so they may make material purchases from this bid within the same Terms and Conditions, with vendor concurrence; and

RESOLUTION #27-2013— AWARD TRUCK/ SNOWPLOW EQUIPMENT ON NEW MACK TRUCK

WHEREAS, Tenco Industries Inc. is the lowest responsible bidder to outfit the new Mack GU713 10-wheel cab/chassis truck with plow equipment, dump body, sander controls and all associated hydraulics per the attached bidquote, priced at \$72,257.00.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Palmyra, shall place an order with Tenco Industries Inc. to outfit our new/unused Mack GU713 10-wheel cab/chassis truck per the bid-quoted price of \$72,257.00, F.O.B. Palmyra Town Highway Department, Palmyra, New York; and

BE IT FURTHER RESOLVED that the Town Highway Superintendent shall execute the necessary paperwork and take such other steps as are necessary to complete the purchase of this truck outfitting, the subject of this resolution.

> DATED: December 26, 2013 BY ORDER OF THE PALMYRA TOWN BOARD

Second: Jim Welch Vote: 4 Ayes. Carried.

A roll call vote was requested:

Councilman Dave Nussbaumer Aye Councilman Todd Pipitone Aye Councilman James Welch Aye Councilman Mike Lambrix Nay Supervisor Ken Miller Aye

MTN: APPROVE RESOLUTION #27-2013-AWARD TRUCK/ SNOWPLOW **EQUIPMENT ON NEW MACK TRUCK**

6. Claims and Expenditures: Dave Nussbaumer made the motion to approve claims and expenditures of Vouchers #DEC 2013-1 through #DEC 2013-7 and 1858 through #11967, included in the Abstract of December 2013, totaling \$211,521.26.

Second: Todd Pipitone Vote: 5 Ayes. Carried. A roll call vote was requested:

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

MTN: APPROVE **CLAIMS AND EXPENDITURES INCLUDED IN ABSTRACT OF DECEMBER 2013**

7. **Enter Executive Session:** At 7:43 p.m., Jim Welch made the motion to enter Executive Session to discuss matters of pending litigation.

MTN: ENTER **EXECUTIVE** SESSION

Second: Dave Nussbaumer Vote: 3 Ayes. Carried.

Dave Nussbaumer and Todd Pipitone voted Nay.

MTN: EXIT EXECUTIVE SESSION **Exit Executive Session:** At 8:20 p.m., Mike Lambrix made the motion to exit Executive Session.

Second: Dave Nussbaumer Vote: 5 Ayes. Carried.

8. **Motion to Adjourn:** At 8:21 p.m., Jim Welch made the motion to adjourn the meeting.

MTN: ADJOURN MEETING

Second: Todd Pipitone Vote: 5 Ayes. Carried.

Respectfully submitted,

Lyndall Ann P. Green Palmyra Town Clerk

ATTACHMENT A: PHOTOS OF BOAT LAUNCH PROJECT AT

THE END OF PARK STREET AND DRY HYDRANT PROJECT AT

PALMYRA MARINA

ATTACHMENT B: "FINAL AGREEMENT ISSUED FOR

DOLOMITE PRODUCTS COMPANY—

HOGBACK HILL ROAD TUNNEL--"PERMIT

ISSUED UNDER SECTION 149 OF

THE HIGHWAY LAW""

NEXT TOWN BOARD MEETING:

TUESDAY, DECEMBER 10, 2013, 7:30 P.M. PALMYRA TOWN HALL