

Town of Palmyra - Minutes

1986



ORGANIZATIONAL MEETING

The Organizational Meeting of the Town Board of the Town of Palmyra was called to order at 7:30 P.M. on Thursday, January 2, 1986 in the Town Office, 201 East Main Street, Palmyra by Supervisor Edwin Wheeler.

Following a moment of Silent Prayer, Supervisor Wheeler asked David Lyon to lead those present in the Pledge of Allegiance to the Flag.

Upon roll call, the following Board members were present:

Town Supervisor: Edwin Wheeler
 Town Councilmen: Donald Sinclair
 David Lyon
 Andy Baran

Others in attendance include: Nelson Cook (Highway Superintendent), Ralph Stubbings, Betty Stubbings (Deputy Town Clerk), Judson Roney (Assessor), and Rebecca Shook from The Courier Journal.

The Following appointments were then made by Supervisor Wheeler

APPTS BY
SUPERVISOR

Deputy Supervisor	David Lyon
Account Clerk	W. Virginia Wilson
Deputy Account Clerk	Doris Winston
Town Historian	Marjorie Clark
Fire Wardens	Ronald Madsen
	Barlin Tyler Jr.

Standing Committee Appointments:COMMITTEE
APPOINTMENTS

Public Works Committee - Chairman, David Lyon
 (to include Highway, Sewer, Water & Buildings
 Committee, Andy Baran

Public Services Committee - Chairman, Andy Baran
 (to include Fire Ambulance, Cemeteries & Resources Recovery-Landfill,
 Insurance and Dog Control)

Assessment, Planning & Zoning Committee - Chairman, Donald Sinclair
 (to include Economic Development, Intergovernmental Relations,

Administrative & Planning Committee

A motion was made by David Lyon to appoint Paul T. Rubery as the Town attorney for the year 1986. The motion was seconded by Councilman Baran and passed with 4 ayes. MOTION TO
APPT TN ATTRY

A motion was made by Councilman Lyon, seconded by Councilman Baran to approve the following appointments and salaries retro-active to January 1, 1986. MOTION TO
APPROVE
APPTS. &
SALARIES

	<u>NAME</u>	<u>SALARY</u>
Deputy Supervisor	David Lyon	None
Town Attorney	Paul Rubery	\$9,000
Town Historian	Marjorie Clark	\$ 125
Town Constable	Fran Tool	Fee Reimbursement
Zoning Enforcement Officer	Daniel Wooden	\$5,800
Building Inspector	Daniel Wooden	Included Above
Dog Control Officer	Harold Fisher	Fee Reimbursement
Water Dist. Superintendent	Harold Kruger	Per Contract
Water Billing Clerk	Betty B. Stubbings	\$5.00 Per Hour
Water District Cashier	Beverly Hickman	\$ 500
Deputy Town Clerk	Betty B. Stubbings	\$5.25 Per Hour
Deputy Town Clerk	W. Virginia Wilson	\$5.25 Per Hour
Deputy Town Clerk	Doris Winston	\$5.00 Per Hour
Account Clerk	W. Virginia Wilson	\$9,000
Deputy Account Clerk	Doris Winston	\$4.50 Per Hour
Registrar	Beverly L. Hickman	Fee Reimbursement
Deputy Highway Superintendent	Fred Lawson	
Health Officer	Dr. B. Maureen Merritt	Per Statute

Voting Machine Custodians	Ellsworth Bedette	\$ 125 Per Occasion
	Fred Trowbridge	\$ 125 Per Occasion
Court Clerks	Helga Haak	\$2,310
	Patricia Baynes	\$2,310
Election Inspectors	County Appointed	\$3.75 Per Hour
Secretary to Zoning Board	Phyllis Dickinson	\$4.45 Per Hour
Fire Wardens	Ronald Madsen	None
	Harlin Tyler	None

MOTION TO
APPV HOURLY
RATES FOR
TOWN CREW

A motion was made by Councilman Sinclair, seconded by Councilman Lyon, to approve the hourly rates for the Town Highway Crew as follows:

Deputy Highway Superintendent	\$8.90 per hour
Senior Equipment Operator	\$8.53 per hour
Other Crew Members	\$8.34 per hour

The motion passed with 4 ayes.

MOTION TO
SET RATE FOR
MILEAGE

A motion was made by Councilman Baran, seconded by Councilman Sinclair, that the rate for reimbursement of mileage for Town Business be set at \$.22 per mile for the year 1986. The motion passed with 4 ayes.

MOTION FOR
OFFICIAL
NEWSPAPER

A motion was made by Councilman Baran, seconded by Councilman Lyon, that the Palmyra Courier Journal be designated as the official newspaper for the Town of Palmyra for the year 1986. This motion passes with 4 ayes.

MOTION TO SET
REG MTS NITS

A motion was made by Councilman Sinclair, seconded by Councilman Lyon, to hold the Regular Meeting of the Town Board on the 2nd and 4th Thursday of each month as needed - the first meeting in April and October is to be held in East Palmyra - the second meeting in December is to be held Monday, the 29th - all meetings during Eastern Standard Time will begin at 7:30 P.M. and all meetings during Daylight Savings Time will begin at 8:00 P.M. The motion passed with 4 ayes.

MOTION FOR
DESIGNATION
OF OFFICIAL
DEPOSITORIES

A motion was made by Councilman Baran, seconded by Councilman Lyon, to designate as Official Depositories for the Town of Palmyra for the year 1986, the following banks: Marine Midland, Chase Lincoln First, Manufacturer's Hanover, Central Trust, Banker's Trust and Security Trust. The motion passed with 4 ayes.

MOTION TO
PAY ITEMS
PRIOR TO
AUDIT

A motion was made by Councilman Lyon, seconded by Councilman Baran, that the vouchers for the following items be paid prior to audit: Utilities, Hospitalization, Postage, Disability Insurance, Social Security and Payrolls. This motion passed with 4 ayes.

MOTION TO
SET PRICE
FOR GRAVEL

A motion was made by Councilman Lyon, seconded by Councilman Sinclair, that the price for gravel (bank run) is not to exceed \$1.00 per cubic yard. The Motion passed with 4 ayes.

MOTION TO
ADOPT RULES
OF PROCEDURE

The motion to adopt the resolution "Rules of Procedure" as presented and adopted by the Town Board at the Organizational meeting on January 5, 1982 was made by Council Lyon, seconded by Councilman Baran, and passed with 4 ayes.

MOTN TO APPT
DEL & ALT TO
ASSOC. OF TNS
MEETING

A motion was made by Councilman Baran, seconded by Supervisor Wheeler, to appoint David Lyon as Delegate to the Association of Towns Meeting and to appoint Donald Sinclair as Alternate. The Motion passed with 4 ayes.

MOTION RE:
SIGN. DESIG.
FOR CHECKS

A motion was made by Councilman Sinclair, seconded by Councilman Baran, that the Town Board approve the designation of authorized signatures for the signing of checks for the Town of Palmyra as follows: Supervisor Edwin Wheeler; in the absence or inability of the Supervisor - Deputy Supervisor, David Lyon - also the Town Clerk, Beverly E. Hickman; in the absence or in

(SEE INSTRUCTIONS ON REVERSE SIDE)

CERTIFIED COPY OF CORPORATE BANKING RESOLUTIONS

Town of Palmyra

(Name of corporation)

201 East Main Street, Palmyra, New York 14522

(Corporation address)

I hereby CERTIFY that the following is a true copy of resolutions duly adopted by the Board of Directors of **THE TOWN BOARD**
OF THE TOWN OF PALMYRA

of **NEW YORK** at a meeting held on **January 2,** 19**86**, that a quorum was present and acted throughout such meeting; that such resolutions have not been rescinded or modified and are still in full force and effect; that the Certificate of Incorporation of said corporation, and all amendments thereto, do not contain any provisions requiring any vote or consent of the shareholders of said corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of said corporation's property, or any interest therein, or to authorize any other action taken or to be taken pursuant to said resolutions; and that neither the said resolutions nor any action taken or to be taken pursuant thereto are or will be in contravention of any provision or provisions of the Certificate of Incorporation or the By-Laws of said corporation.

RESOLVED:

- Designation as Depositary** 1. That Marine Midland Bank (herein called the "Bank") at such office or offices as may be designated by the President or Treasurer of this corporation be and hereby is designated a depositary of this corporation and authorized to receive for deposit, at any such office or offices, to the credit of this corporation, or for collection for the account of this corporation, monies, checks, drafts, notes or other instruments for the payment of money, whether belonging to this corporation or otherwise, which may now be or hereafter come into its possession, (all of which shall be deemed, when received for deposit, to have been unqualifiedly indorsed by this corporation whether or not actually so indorsed).
- Authorized Signature(s)** 2. That **SUPERVISOR OR DEPUTY SUPERVISOR**
TOWN CLERK OR DEPUTY TOWN CLERK
(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.)
be and he (they) hereby is (are) authorized to make, sign, draw, accept, indorse, execute and deliver any and all checks, drafts, notes, acceptances, evidences of indebtedness, or orders for the payment of money of this corporation on deposit with the Bank; and the Bank be and hereby is authorized to make payments from funds of this corporation on deposit with it upon and according to the terms of any such instrument when signed as above provided over the official title of such signer or over the inscription "Authorized Signature", and to receive the same to the credit of or in payment from the payee or any other holder, when so signed, without inquiry as to the circumstances of their issue or the disposition of their proceeds, whether drawn to the individual order of or tendered in payment of the individual obligations of any persons signing the same or of any other officer, agent or signatory of this corporation or otherwise.
- Facsimile Signature(s)** 3. That any check herein authorized to be drawn in the name of this corporation may be signed with the facsimile signature or signatures of any of the duly designated signatories of this corporation and the Bank shall be entitled to charge any such check to this corporation's account regardless of by whom or by what means the actual or purported facsimile signature or signatures thereon may have been affixed thereto, if such signature or signatures resemble the facsimile specimens duly certified to or filed with the Bank by the Secretary or any Assistant Secretary of this corporation.
- Other Authority** 4. That **SUPERVISOR OR DEPUTY SUPERVISOR**
TOWN CLERK OR DEPUTY TOWN CLERK
(Indicate manner of signing, i.e. any one, any two, jointly, etc. Use titles where practicable; if persons without titles, insert names.)
be and he (they) hereby is (are) authorized on behalf of this corporation:
To discount with and to sell to the Bank any and all notes, drafts, bills of exchange or other evidences of debt, or contracts or obligations for or rights to the payment of money, whether or not negotiable, which may be owned by this corporation, upon such terms as such person or persons may deem proper, and when this corporation is liable on any of the foregoing, the Bank is hereby authorized to charge the same to the account of this corporation at or after maturity.
To borrow money and to obtain credit or other accommodation from the Bank on any terms;
To apply for letters or other forms of credit on any terms;
To pledge, mortgage, or otherwise create a security interest in or any other lien upon all or any property of this corporation as security for any loan, credit or accommodation from the Bank;
To authorize and request the Bank to purchase, exchange, sell, receive, deliver or otherwise deal in or with bonds or other securities and foreign exchange for the account of this corporation;
To enter into any agreement relating to any general or specific transaction with the Bank;
and in connection with any of the foregoing, on behalf of this corporation to accept, receive, withdraw or waive notices or protests; to deliver and receive papers or property; to make, withdraw or waive any demand; and to make, execute and deliver notes, obligations, guaranties, indorsements, assignments, receipts, waivers, acquittances, indemnities, agreements and, without limitation, other instruments and property, as such officers, agents, or signatories, or any of them, acting pursuant to this authorization may in his or their discretion deem advisable.
- Certification of Signatures** 5. That the Secretary or any Assistant Secretary of this corporation be and hereby is authorized and directed to certify to the Bank the names of all officers of this corporation and other persons authorized to sign for it as herein provided and the offices respectively held by them, if any, together with specimens of their signatures, whether facsimile or otherwise, and from time to time thereafter to certify such changes as may be made; and the Bank shall be fully protected in relying on any such certification and shall be indemnified and held harmless from any loss, cost, damage or expense resulting from, or arising out of, the honoring of any signatures so certified or the refusal to honor any signature not so certified.
- Reliance and Revocation** 6. That all transactions heretofore had on behalf of this corporation with the Bank be and hereby are ratified, confirmed and approved and the Bank is hereby authorized to rely upon this resolution and the certificate of the secretary or assistant secretary of this corporation that the Certificate of Incorporation of this corporation and all amendments thereto do not contain any provisions requiring any vote or consent of the shareholders of this corporation to authorize any mortgage or pledge of or creation of a security interest in all or any part of this corporation's property, or any interest therein, until written notice of the revocation of these resolutions or of the amendment of the Certificate of Incorporation has been received by the person in charge of any office at which an account of this corporation may be maintained.

I hereby CERTIFY that the names and signatures of the persons holding the titles, if any, referred to in the foregoing resolutions are as follows:

NAME	TITLE OR OFFICER	SIGNATURE
Edwin E. Wheeler	Supervisor	<i>Edwin E. Wheeler</i>
David C. Lyon	Dpty Supervisor	<i>David C. Lyon</i>
Beverly E. Hickman	Town Clerk	<i>Beverly E. Hickman</i>
Betty B. Stubbings	Dpty Town Clerk	<i>Betty B. Stubbings</i>

Witness my hand and the seal of the corporation this 2nd day of January, 1986

(SEAL)

Beverly E. Hickman
Secretary

**Certified Copy of Corporate
Banking Resolutions**

TO

Dated

INSTRUCTIONS

This form provides a convenient means of passing resolutions by a corporation's Board of Directors for establishing and maintaining checking and borrowing accounts with us.

It is suggested that in designating authorized signatures, the authority to sign checks, drafts, notes, etc. be given to the designees as corporate officers and not to the named persons acting as such officers.

For example, such authority should be given to the President or Treasurer of the corporation rather than to John Smith, President, or Frank Brown, Treasurer. Of course, names must appear alone where the designated individuals have no official status (title).

Thereafter, if there is a change in incumbency involving no change in signing authority, delivery of a certificate of incumbency (notification to the bank of the names and signatures of the new officers, over the certificate of the Secretary, with the corporate seal impressed) is sufficient, together with signature cards.

It is advisable to avoid designations that are susceptible of varying interpretations—signing authority should be clearly stated. Some possible combinations for insertion in the blank spaces in paragraphs 2 and 4 are as follows:

President, or Vice President or Treasurer

President alone, or any Vice President when also signed by either the Treasurer or the Secretary

Any one of the following—President, Vice President, Treasurer

Any two of the following—President, Vice President, Treasurer, Secretary

Any one of the following—President, Vice President, Treasurer, together with any one of the following—Secretary, or John Smith, or Wm. Brown.

It is emphasized that the above are merely illustrative examples. Naturally any designation to fit your needs is satisfactory to us provided it is clearly stated to avoid confusion.

It is also emphasized that designations may properly differ in paragraphs 2 and 4. For example, you may wish to authorize one signature only for checks drawn against your account, but require more than one signature for borrowing and other transactions.

This form may be used to designate authority to sign checks (paragraph 2) or to borrow or discount obligations or carry on other banking transactions (paragraph 4), or any one or more, depending upon your needs. In the interest of simplification of your files and ours, it is helpful to include all signing authorities in one set of resolutions.

January 2, 1986

205

inability of the Town Clerk - Deputy Town Clerk, Betty B. Stubbings. The Motion passed with 4 ayes.

Judson Roney, Assessor, questioned why there was no appointment for the Assessor's Secretary. It was decided that the Assessor's Secretary had been appointed at the time her probation period was up and therefore it was not necessary to reappoint her. Donald Sinclair did move, however, that the Assessor's Secretary be paid a rate of \$4.75 per hour and not to exceed 1000 hours per year. David Lyon seconded this motion and it passed with 4 ayes.

David Lyon moved to adjourn this Organizational Meeting. Andy Baran seconded this motion and it passed with 4 ayes.

Respectfully Submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

January 9, 1986

207

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, January 9, 1986 at the Town office, 201 East Main Street, Palmyra, was called to order by our newly elected Town Supervisor, Edwin E. Wheeler at 7:35 P.M.

CALL TO ORDER

Following a Moment of Silence, Supervisor Wheeler asked David Lyon to lead 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 - Edwin Wheeler

Town Councilmen - Donald Sinclair
David Lyon
Andy Baran

The only other person in attendance at this meeting was Rebecca Shook of The Courier Journal.

COMMUNICATIONS

There were no communications to be read.

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon Chairman

PUBLIC WORKS COMMITTEE

(Includes Highway, Sewer, Water & Buildings)

1. Agreement to Spend Town Highway Funds - Needs Signing

The above mentioned agreement was signed by all Town Board members present so that the Town Clerk could return same to the County Highway Superintendent.

AGREEMENT TO SPEND TN HWY FUNDS

Public Services Committee - Andy Baran, Chairman

(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

PUBLIC SVCS COMMITTEE

No report at this time.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

ASSESS, PLAN & ZON COMM

Donald Sinclair moved to add to the agenda the subject of the use of the Village Courtroom and the Mayor's office. David Lyon seconded this motion and it carried with 4 ayes.

MOTION TO ADD TO AGENDA USE OF VILLAGE COURTROOM

Councilman Sinclair then moved to authorize Supervisor Wheeler to sign the agreement for use of the Village Courtroom and the Mayor's office as drawn up by the Town Attorney, Paul Rubery. Seconded by David Lyon, passed with a vote of 4 ayes.

MTN TO AUTH SUPVR TO SIGN AGREEMENT RE: USE OF VILL CRTROOM

For general information only - Daniel Wooden, the newly appointed Zoning Enforcement Officer and Building Inspector, has set up his office in the Village Hall as planned.

D. WOODEN'S OFFICE

More general information - David Lyon reported to the Board that the Planning Board is working on a new zoning ordinance. He added that he had offered the services of the Town Board members to help wherever possible.

NEW ZONING ORDINANCE

Administrative & Planning Committee - Temporary Co-Chairman
Andy Baran & Donald Sinclair

(To include Economic Development, Intergovernmental Relations, Insurance and Dog Control)

David Lyon reported to the Board that he, Supervisor Wheeler and Nelson Cook, Highway Superintendent, had met with Harold Kruger, the Water Superintendent, to discuss the possibility of more sharing of services in this area.

MTG WITH WTR SUPER

OTHER BUSINESS

MOTION TO APPROVE
PAYMENT OF 1
NIGHTS
LODGING

1. Motion to approve payment of one (1) night's stay in New York City in order to hold reservation for those attending meetings.

Donald Sinclair moved to approve advance payment of one night's lodging for Town Officials that will be attending the Association of Towns Meeting in February. Seconded by Andy Baran and passing with a vote of 4 ayes.

MOTION TO
ADVERTISE
SALE OF LAND
PROPERTY

2. Motion to advertise sale of landfill property

Andy Baran moved to advertise the sale of the landfill property on Garnsey Road, by sealed bid to be turned in at the Town Clerk's Office by 5:00 P.M. on February 13, 1986. Donald Sinclair seconded this motion and it passed with 4 ayes.

MOTION TO APPROVE
PAYMENT OF
VOUCHERS

Following a review of the vouchers submitted for payment, David Lyon moved to approve payment of the vouchers as shown on Abstract # 1. This motion was seconded by Andy Baran and passed with 4 ayes.

MOTION TO
ADJOURN

The motion to adjourn this meeting of the Town Board was offered by Andy Baran, seconded by Donald Sinclair and passed with 4 ayes.

Respectfully submitted

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

The regular meeting of the Town Board of the Town of Palmyra, scheduled to be held on Thursday, January 23, 1986 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 7:36 by the Town Supervisor, Edwin Wheeler.

Following a moment of silence, Supervisor Wheeler asked Town Councilman Donald Sinclair to lead the Pledge of Allegiance to the Flag.

Upon roll call, the following Board members were present:

Town Supervisor - Edwin Wheeler
 Town Councilmen - Donald Sinclair
 David Lyon
 (Andy Baran was absent)

Others in attendance at this meeting included James Elliott, Nelson Cook, Town Highway Superintendent, and Rebecca Shook of the Courier Journal.

COMMUNICATIONS

NYS Dept. of Environment RE: Lock 29 in Macedon (copy given to each)

Letter from Jack Allen RE: Bi-Centennial Celebration (copy given to each)

The Bi-Centennial Celebration was temporarily referred to the Supervisor.

Following a review of the minutes submitted, David Lyon moved to approve the minutes from the December 30, 1985 regular Town Board meeting and from the January 2, 1986 Organizational meeting. Donald Sinclair seconded this motion and it passed with 3 ayes.

APV OF MIN
 12/30/85 &
 1/2/86

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman
 (To include Highway, Sewer, Water & Buildings)

1. Approval to enter competition at Newark Snowmobile Festival February 1 and 2, 1986

David Lyon told the Board about the Newark Snowmobile Festival being held February 1 and 2, 1986. One of the events being held is a Snowplowing Competition that is open to any municipality in Wayne County and Elwood Verbridge would like to represent the Town of Palmyra. Nelson Cook, Highway Superintendent, said that only 3 or 4 towns in the county are going to send teams to compete. David Lyon then moved to grant permission for the Highway Department to send a team to participate in the Newark Snowmobile Festival on February 1 and 2, 1986 and to furnish the equipment this team needs contingent upon the Town having the proper insurance coverage on both the men and the equipment. Donald Sinclair seconded this motion and it passed with 3 ayes.

MIN TO APV
 ENTERING TEAM
 IN NEWARK
 SNOWMOBILE
 FESTIVAL

Public Services Committee - Andy Baran, Chairman
 (to include Fire, Ambulance, Cemeteries & Resource Recovery)

PUB. SERVICES
 COMM

No report at this time.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Mobile Home Park Permits

The Town Clerk informed the Board that all six of the Mobile Home Park Permits have been returned to her all fees have been paid. Donald Sinclair said that he will contact Dr. Maureen Merritt, Health Officer, and make arrangements for the inspection of these mobile home parks and will get to the Board members regarding date and time.

2. Assessor - Personal Service Update

With a pay period coming up, a question arose regarding how to pay the Assessor from the Personal Service Account. Donald Sinclair said that he

and the Town Attorney, Paul T. Rubery, are presently reviewing the options.

3. Proposed Local Law #1 for 1986

Donald Sinclair moved to schedule a public hearing for a proposed Local Law #1 of 1986 entitled "Electrical Inspection Law" to be held on Thursday, Feb. 27, 1986 at the Town Office at 7:30 P.M. David Lyon seconded this motion and it passed with 3 ayes.

MIN TO HOLD
PUB. HEARING
E.L. # 1

ADMINISTRATIVE
& PLNG COMM

Administrative & Planning Committee - Temp. Co-Chairman-Andy Baran & Donald Sinclair
(To include Economic Development, Intergovernmental Relations, Insurance and Dog Control)

No report at this time.

OTHER BUS.

OTHER BUSINESS

1. Annual Report for 1985 from Judge Abbott

David Lyon moved to accept and file Judge William Abbott's Annual Report for 1985. Donald Sinclair seconded this motion and it passed with 3 ayes.

MIN TO ACPT
JUDGE
ABBOTT'S
ANNUAL RPT

2. All Contracts approved

Approval of contracts for the year 1986 was done as follows:

APVL OF ALL
CONTRACTS
FOR 1986

Palmyra Volunteer Ambulance ----- \$5,000.00
Moved by David Lyon - Seconded by Donald Sinclair - Vote 3 Ayes

PT. GIBSON
FIRE DEPT.

Pt. Gibson Fire Department ----- \$1,300.00
Moved by David Lyon - Seconded by Edwin Wheeler - Vote 3 Ayes

KINGS DTRS
LIBRARY

Palmyra Kings Daughters Library ---- \$12,000.00
Moved by David Lyon - Seconded by Edwin Wheeler - Vote 3 Ayes

COMMUNITY
CENTER

Palmyra Community Center ----- \$15,750.00
Moved by David Lyon - Seconded by Donald Sinclair - Vote 3 Ayes

E. PALMYRA
FIRE DEPT.

East Palmyra Fire Department ----- \$8,000.00
Moved by Donald Sinclair - Seconded by Edwin Wheeler - Vote 3 Ayes

3. Federal Revenue Sharing

Paul Rubery, the Town Attorney, advised the Board to advertise for a public hearing for intended use of Federal Revenue Sharing monies in order to comply with the law or else to call Washington to be positive of what needs to be done. Following a brief discussion, David Lyon moved to have the Town Clerk call Washington to find out where we stand and for her to advertise a public hearing if necessary. Donald Sinclair seconded this motion and it passed with 3 ayes.

MIN TO CALL
RE: FED. REV.
& ADVERTISE
PUB. HEAR.

4. Discussion of Dog Fiscal Problems

Following a discussion of the cost of maintaining the dog program, a motion was made by Donald Sinclair to have the Town Attorney draft a proposed local law adding a local fee of \$2.50 to each dog license. Edwin Wheeler seconded this motion and following another brief discussion, it passed with 3 ayes.

MIN TO APV
A DRAFT OF
L. L. #2 RE:
LOCAL FEE ON
DOG LICENSE

5. Possibility of sending Deputy Town Accountant to Association of Town Meeting

Donald Sinclair moved to approve sending the Deputy Town Accountant, who is also the Deputy Town Clerk, to the Association of Towns Meeting in February with her sharing a room with the Town Clerk to cut costs and with one half of her expenses to be paid for out of the Supervisor's Contractual Account and the balance to be paid for out of the Town Clerk's Contractual Account. David Lyon seconded this motion and it passed with 3 ayes.

MIN TO APV
DPTV TN ACCT
GOING TO
ASSOC. OF TN
MEETING

Following a review of the vouchers submitted for payment, a motion was made by Donald Sinclair to approve payment of vouchers as submitted on Abstract #1A. David Lyon seconded this motion and it passed with 3 ayes.

MIN TO APV
PAYMENT OF
VOUCHERS

David Lyon then moved to adjourn this meeting of the Town Board at 8:25 P.M. Donald Sinclair seconded this motion and it passed with 3 ayes.

MIN TO
ADJOURN

Respectfully submitted,

Beverly E. Hickman

Beverly E. Hickman, Town Clerk

February 13, 1986

213

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, February 13, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order by Supervisor Edwin Wheeler at 7:35 P.M.

CALL TO ORDER

Supervisor Wheeler asked Councilman Sinclair to lead those present in the Pledge of Allegiance to the Flag.

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Donald Sinclair
David Lyon
Andy Baran

Others in attendance at this meeting were Rebecca Shook from the Courier Journal and Paul T. Rubery, the Town Attorney.

The following resolution was then offered by Supervisor Wheeler, seconded by Donald Sinclair and passed with 4 ayes.

RESOLUTION
RE: LOSS OF
SPACE MISSION
MEMBERS

WHEREAS, our country has been shocked by the untimely loss of seven dedicated and brave members of our space mission; and
WHEREAS, the Town of Palmyra wishes to recognize the contributions which they have made to the United States and the world at large,

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Palmyra does hereby pause in its deliberations; and
BE IT FURTHER RESOLVED that the Town Board shall by a minute of silence, recognize these pioneers in space and express to their families and friends our support and sympathy and make it known to them that the people of the Town of Palmyra join with the world in their expression of sympathy; and

BE IT FURTHER RESOLVED, that this Resolution be spread upon the record and the Clerk shall furnish to and publish in the official newspapers of the Town this Resolution.

The reading of the above resolution was followed by a moment of silence.

COMMUNICATIONS

1. Letter from Warner Strong RE: Voting Machines

After the reading of the subject letter, David Lyon moved to approve allowing the Village of Palmyra to use three (3) of the Town's voting machines for the Village Election to be held on March 18, 1986 at no charge but, with the stipulations that the Village of Palmyra will be responsible for paying the two (2) Voting Machine Custodians and that the Town Highway Crew will transport said machines. Andy Baran seconded this motion and it passed with 4 ayes.

MIN TO ADV
LOAN OF
VOTING MCHNS
VILL OF PAL

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman
(Includes Highway, Sewer, Water & Buildings)

1. County-Wide Water

David Lyon reported to the Board that he and Supervisor Wheeler had attended a meeting regarding same and had learned that Palmyra is one of the key areas in getting this idea underway. Mr. Lyon has scheduled a committee meeting to discuss this subject on March 4, 1986 at 9:00 A.M. in the Town Clerk's Office.

COUNTY-WIDE
WATER RPT

2. Possible grant for Quaker Road

David Lyon informed the Board that the decision regarding a grant for Quaker Road would be based on the income level of the people in that district and he does not believe Quaker Road would qualify. Mr. Lyon tabled this matter until he received a recommendation from the engineer.

QUAKER ROAD
GRANT

PUB. SERVICES
COMMITTEE

Public Services Committee - Andy Baran, Chairman
(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

Mr. Baran said he had no report at this time.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

PAL-OIL
APPLICATIONS
POLE BARN &
STORAGE TANKS

1. Pal-Oil Application for a Pole Barn
2. Pal-Oil Application for Underground Storage Tanks

Donald Sinclair informed the Board that both of the above applications are still in committee at this time.

Administrative & Planning Committee -
(To include Economic Development & Intergovernmental Relations)
Temporary Chairman - Donald Sinclair

(Also to include Insurance and Dog Control)
Temporary Chairman - Andy Baran

1. Agreement with Village RE: Use of Courtroom

CONTRACT W/
VILL OF PAL
USE OF
COURTROOM

Donald Sinclair informed the Board that the contract with the Village of Palmyra for rental of courtroom use had been signed and would be effective beginning February 15, 1986 - February 14, 1987. A tentative moving date has been scheduled for Tuesday, February 18, 1986. Mr. Sinclair suggested that the Court Clerk make up a inventory sheet at the time of the move and that the Judges and Clerks submit to the Board a list of equipment they might need for their new headquarters. Mr. Sinclair also recommended that the necessary keys to the Village Hall should be signed for when picked up and the list kept at the Town Clerk's Office.

2. Proposed Local Law #2 - Local Fee on Dog Licenses

PROPOSED
LOCAL FEE ON
DOG LICENSES

The Board decided that the above should be returned to committee for further research.

OTHER BUSINESS

1. Annual Reports for 1985 from Town Justice Hunt, the Town Historian, the Supervisor and the Town Clerk

MN TO ACCT
& FILE ANNUAL
RPTS 1985

Andy Baran moved to accept and file the 1985 Annual Reports received from Town Justice Hunt, the Town Historian, the Supervisor and the Town Clerk. This motion was seconded by Donald Sinclair and passed with 4 ayes. (All annual reports have now been filed.)

2. Supervisor's appointment of Town Board liaison to Bi-Centennial Committee

D. SINCLAIR
LIAISON TO
BI-CENTENNIAL
COMMITTEE

Supervisor Wheeler appointed Donald Sinclair as the Town Board liaison to the Bi-Centennial Committee.

3. Permission for Supervisor to attend all-day seminar in Geneva

MN TO APV
ATTENDING
ALL-DAY
SEMINAR

Donald Sinclair moved to approve the attendance of Supervisor Wheeler and any interested Town Councilman at a all-day seminar to be held in Geneva, N.Y. Andy Baran seconded this motion and it passed with 4 ayes.

4. Congressman Horton will be at Villate Hall on 2/15/86

CONGRESSMAN
HORTON AT
VILL HALL

Supervisor Wheeler asked the Board if there were any specific subjects they thought he should mention when he talked with Congressman Horton. It was decided that he should mention compensatory time for Town Employees, the ever-growing insurance problem, Federal Revenue Sharing Monies and Water funds.

5. Actual Use of Federal Revenue - Schedule Public Hearing

MN TO SET
PUB HEAR FOR
FED REV FUNDS

Donald Sinclair moved to schedule a public Hearing for March 13, 1986 at 7:30 P.M. on the Actual Use of Federal Revenue Sharing Funds for the

year of 1986 in the amount of:

Minimum - approximately \$25,000.00

Maximum - approximately \$36,000.00

with actual use as follows:

Palmyra Kings Daughters Library	\$ 5,000.00
Capital Equipment - Machinery	\$10,000.00
Celebrations (Bi-Centennial)	\$ 2,000.00
Office Improvements	\$ 4,000.00
Computerization	\$ 4,000.00 to \$15,000.00

This motion was seconded by Andy Baran and passed with 4 ayes.

6. Supervisor's report on County projects

Supervisor Wheeler reported to the Board that he had attended two meetings on Waste Energy, was working with two groups to find out how we can get more growth, working on getting a representative from Palmyra on the Wayne County Planning Board and working on the big problem of insurance.

SUPER'S RPT
CITY PROJECTS

7. Transfer of Funds

Donald Sinclair moved to approve the purchase of a new typewriter for the Town Clerk's Office at a amount not to exceed \$445.50. David Lyon seconded this motion and it passed with 4 ayes.

MIN TO APV
PURCHASE OF
TYPEWRITER
IN CLERK'S OFF

The following resolution was then moved by David Lyon, seconded by Andy Baran and passed with 4 ayes:

WHEREAS the Town Clerk has purchased a new Silver Reed Typewriter in the amount of \$445.50 and
WHEREAS the Budget figure approved for the purchase of this item was \$425.00 and
NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Palmyra approve the transfer of \$20.50 from the Town Clerk's Contractual Expense Account #A1410.4 to the Town Clerk's Equipment Account #A1410.2

MIN TO APV
TRANSFER
OF FUNDS

8. Filling Town Board Vacancy

It was decided by the Board that this matter needed to be discussed during executive session.

IN ED VACNCY

A motion was then made by David Lyon, seconded by Andy Baran and passing with 4 ayes, to approve the minutes as submitted for the January 9, 1986 and January 26, 1986 Town Board Meetings.

MIN TO APV
MINUTES FROM
1/9/86 &
1/26/86

Following a review of the Vouchers, a motion was made by Andy Baran, seconded by Donald Sinclair and passing with 4 ayes, to approve payment of the Vouchers as submitted on Abstract #1B & #2.

MIN TO APV
PAYMENT OF
VOUCHERS

A motion to go into executive session for matters of litigation and personnel was then moved by Donald Sinclair, seconded by Andy Baran and passed with 4 ayes.

MIN TO GO INTO
EXEC SESSION

The motion to come out of executive session was moved by Andy Baran, seconded by Donald Sinclair and passed with 4 ayes.

MIN TO COME
OUT OF EXEC
SESSION

Donald Sinclair then moved to approve the appointment of Mr. Robert Grier as Town Councilman to fill the vacancy left by the election of Edwin Wheeler as Town Supervisor, with this appointment to be effective immediately upon notification and to expire December 31, 1986. Andy Baran seconded this motion and it passed with 4 ayes.

MIN TO APPT
R. GRIER
IN COUNCILMAN

The motion to adjourn this Town Board meeting was moved by Donald Sinclair, seconded by Andy Baran and passed with 4 ayes.

MIN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne. } ss:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

February 19, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of Feb., 1986

Joseph A. MacDuff
Notary Public

Fee: \$ 14.95

LEGAL NOTICE
PLEASE TAKE NOTICE that there has been introduced before the Town Board of the Town of Palmyra in the County of Wayne and State of New York on January 23, 1986 a proposed Local Law #1 of the year 1986. This proposed Local Law will amend Local Law #1 of 1982 entitled "Electrical Inspection Law" and will also amend Local Law #2 of 1982 entitled "Inspection of All Electrical Installations of All residences".
A copy of this proposed Local Law #1 of 1986 entitled "Electrical Inspection Law" may be examined in the Town Clerk's Office, 201 E. Main Street, Palmyra, at any time during regular business hours.
PLEASE TAKE FURTHER NOTICE that pursuant to section twenty of the Municipal Home Rule Law, a Public Hearing will be held on the aforesaid proposed local law before the Town Board of the Town of Palmyra at the Town of Palmyra, 201 E. Main Street, Palmyra, at 7:30 P.M. on Thursday, February 27, 1986, at which time, all interested persons will be heard.
Dated: February 19, 1986
Beverly E. McKenney
Town Clerk
By Order of the
Town Board
Town of Palmyra
(1614)

PUBLIC HEARING

The Public Hearing scheduled to be held on Thursday, February 27, 1986 at the Town Office, 201 East Main Street, Palmyra, to consider Proposed Local Law #1 of the year 1986 entitled "Electrical Inspection Law" was called to order by Supervisor Edwin Wheeler at 7:33 P.M. In attendance at this Public Hearing, other than the Town Board members, was Theodore G. Kuntz, Electrical Inspector with Middle Department Inspection Agency, Inc., 1129 Wilson Road, Macedon, N.Y.

The proof of publication was read by the Town Clerk.

Supervisor Wheeler asked for any comments either for or against this proposed local law. Mr. Kuntz said he is all for this proposed new law. He said a law such as this will allow the electrical inspection field to open up to more firms and companies and he is glad that the Town of Palmyra is considering this proposal.

Supervisor Wheeler thanked Mr. Kuntz for his interest in this matter and for attending this public hearing. He asked if there were any more comments. There was no response. Supervisor Wheeler again asked if there were any more comments regarding this public hearing. There being none, Donald Sinclair moved to close this hearing at 7:43 P.M. Andy Baran seconded this motion and it passed with 5 ayes.

PUBLIC HEARING
CLOSED

REGULAR MEETING

The regular meeting of the Town Board scheduled to be held on Thursday, February 27, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order by Supervisor Wheeler at 7:44 P.M.

Following a moment of silence, those present were led in the Pledge of Allegiance to the Flag by Town Councilman Donald Sinclair.

Supervisor Wheeler then extended a warm welcome on behalf of the Town Board to Robert Grier, newly appointed Town Councilman.

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

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others present at this meeting included Nelson F. Cook (Highway Superintendent), Paul Rubery (Town Attorney), James Elliott (Chairman, Palmyra Democratic Party), Lyman Kaller (Chairman, Palmyra Republican Party) and Leo Jenkins (Commissioner, Wayne County Board of Elections).

COMMUNICATIONS

1. Letter from NYS Dept. of Transportation RE: Detour for the Division Street Bridge Project (Copies given to all Board members) Referred to the Highway Committee
2. Letter from Home Meal Service, Inc. RE: "National Congregate and Meals on Wheels Week"
3. Request from Rose Fire Co. RE: Resolution requesting that the State Legislature refrain from increasing minimum standards for volunteer ambulance service personnel - Referred to Fire Committee
4. Wayne County Board of Supervisors RE: Highway Safety (Copies given to all) Referred to Public Works Committee

CALL TO ORDER

MOMENT SILENCE

PLEDGE OF
ALLEGIANCE

WELCOME TO
ROBERT GRIER

ROLL CALL

COMMUNICATIONS

February 27, 1986

MIN TO APV
MINUTES OF
2/13/86

David Lyon then moved to approve the minutes of the Feb. 13, 1986 Town Board meeting as submitted. Andy Baran seconded this motion and it passed with 5 ayes.

REPORTS OF STANDING COMMITTEES

PUBLIC WRKS
COMMITTEE

Public Works Committee - David Lyon, Chairman
Mr. Lyon said he had no report at this time.

PUBLIC SRVCS
COMMITTEE

Public Services Committee - Andy Baran, Chairman
Mr. Baran said he had no report at this time.

Assessment, Planning & Zoning Comm. - Donald Sinclair, Chairman

1. Local Law #1 of 1986 - Subject of Public Hearing

MIN TO APV
LOCAL LAW #1
ELECTRICAL
INSPCTN LAW

Donald Sinclair moved to approve Local Law #1 of 1986 entitled "Electrical Inspection Law" based on the Public Hearing held this same date, to become effective upon filing with the Secretary of State. Andy Baran seconded this motion and it passed with a roll call vote as follows:

Supervisor Edwin Wheeler	Aye
Town Councilman Donald Sinclair	Aye
" " David Lyon	Aye
" " Andy Baran	Aye
" " Robert Grier	Aye

2. Mobile Home Park Permits

MIN TO APV
M.H. PK PRMITS

Donald Sinclair said the inspection of the six mobile home parks located within the Town of Palmyra had been done on Saturday, Feb. 22, 1986 with the Health Officer, Dr. Maureen Merritt, and the Zoning Enforcement Officer, Daniel Wooden, included. A motion was then moved by Donald Sinclair to approve one year permits, expiring Dec. 31, 1986, for the following:

Waterways Trailer Park, Route 31
Pine Tree Park, Route 31
Valley View Mobile Manor, S. Townline Road
Pulcini's Trailer Park, Trolley Road
Marquart's Mobile Manor, Macedon-Center Road
Maple Creek Mobile Home Park, Marion Road

Andy Baran seconded this motion and it passed with 5 ayes.

Administrative & Planning Committee - Temporary Co-Chairmen
Donald Sinclair and Andy Baran

PROPOSED
LOCAL LAW #2
OF 1986
DOG FEES

1. Discussion of Proposed Local Law #2 - Local dog fees
Harold Fisher, Dog Control Officer was present to explain to the Board some of the costs of disposing of "unclaimed and unidentified" dogs. Following a discussion of this proposed Local Law, the matter was referred back to committee for further investigation.

OTHER BUSINESS

NEW COMM
APPOINTMENTS

1. New Committee appointments

Public Works Committee - David Lyon, Chairman, Unchanged
Public Services Committee - Andy Baran, Chairman, Unchanged
Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman
Robert Grier, Committee
Administrative & Planning Committee - Robert Grier, Chairman
Above to include Insurance and Dog Control - Andy Baran, Chairman
Robert Grier, Committee

2. Supervisor's recommendation of appointment to Wayne County Planning Board

RECOMMENDATION
TO W. CTY.
PLNG. BOARD

The Palmyra Planning Board had recommended to Supervisor Wheeler that Don Smyers be their representative on the Wayne County Planning Board. Supervisor Wheeler has in turn, recommended to the Wayne County Board of Supervisors that Don Smyers be the town of Palmyra's representative on the Wayne County Planning Board. (It is the Wayne County Board of Supervisors that actually make this appointment.)

3. Resolution concerning Election Districts

Leo Jenkins, Commissioner, Wayne County Board of Elections spoke to the Board about the necessity of changing some of the dividing lines of the election districts because these dividing lines have to be along permanent landmarks and cannot cut across someone's field or yard. As long as these changes have to be made anyway, it was suggested that perhaps the number of voters be spread more evenly among the districts at the same time. Supervisor Wheeler asked Lyman Kaller, Palmyra Republican Party Chairman, and James Elliott, Palmyra Democratic Party Chairman, to get together with Donald Sinclair to decide what changes they recommend and to be ready with a resolution for the next Board meeting. Supervisor Wheeler thanked Leo Jenkins for coming to our meeting and for explaining this procedure to the Board.

CHANGING OF
ELEC. DISTRICT
BOUNDARIES

4. Supervisor's meeting with Congressman Horton

Supervisor Wheeler informed the Board that he had met with Congressman Horton and had addressed the topics suggested by the Board. Congressman Horton will get back to him on these subjects.

SPRVSR MET
W/HORTON

5. Reports on Association of Town's Meeting

The Town Clerk, Beverly E. Hickman, told the Board that the most informative session she attended was entitled "New Marriage Licensing Laws--Confidentiality of Death Records" with Peter M. Carucci, Director of Vital Records, NYS Health Dept. as the speaker. Councilman Sinclair said he learned some useful information at a insurance seminar. Councilman Lyon enjoyed the insurance meeting held for Supervisors, a very informative session on government financing regarding "user fees" and a justice meeting on overweight vehicles and new highway laws. He felt that the Delegate's Meeting was run very poorly and has written a letter to the Association of Towns regarding same.

REPORTS RE:
ASSOCIATION OF
TOWNS MTG

At this time Andy Baran moved to add to the agenda a letter he received from the Church of Jesus Christ of Latter Day Saints regarding a sign directing visitors to Swift's Cemetery. This motion was seconded by David Lyon and passed with 5 ayes. After a brief discussion of this letter, Donald Sinclair moved to have the Town Attorney, Paul Rubery, send a letter to the Church of Jesus Christ of Latter Day Saints explaining what our original agreement with them was and to tell them that we have no authority to lease sign space and also to give them a date for removal of said sign. David Lyon seconded this motion and it passed with 5 ayes.

MTN TO ADD
TO AGENDA
LETTER FROM
MORMAN CHRCH

Following a brief review of the vouchers submitted, Andy Baran moved to approve payment of the vouchers as submitted on Abstract #2A. Donald Sinclair seconded this motion and it passed with 5 ayes.

MTN TO AUTH
TN ATTNY TO
SND LETTER
TO MORMAN CHURCH
RE: SIGN

The motion to adjourn this Town Board Meeting was moved by Donald Sinclair, seconded by Robert Grier and passed with 5 ayes.

MTN TO APV
PAYMENT OF
VOUCHERS

MTN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } SS:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

February 19, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of Feb., 1986
Judith A. MacDuff
Notary Public

Fee: \$ 13.33

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

LEGAL NOTICE
TOWN OF PALMYRA
NOTICE OF
PUBLIC HEARING
GENERAL REVENUE
SHARING FUNDS
NOTICE IS HEREBY
GIVEN that the Town Board
of the Town of Palmyra will
hold a Public Hearing in the
Town Office, 201 East Main
Street, Palmyra, New York
19678, on Thursday,
March 19, 1986, at 9:00 A.M.
to discuss the General
Revenue Sharing Funds for
the Calendar Year 1986.
The General Revenue Sharing
Funds are estimated to be in
the amount of \$38,000.00
for the year 1986, with
budgeted uses as follows:
Palmyra Junior-Senior
Library - \$5,000.00
Capital Equipment
Machinery - \$10,000.00
St. Catherine's Celebra-
tions - \$2,000.00
Office Improvements
\$4,000.00
Computerization of
Assessment Records
\$15,000.00
Any interested persons will
be given the opportunity to
be heard at this time.
Date: February 14, 1986
By: Judith A. MacDuff
Notary Public
Town Board
(1014) (519)

March 13, 1986

221

PUBLIC HEARING

The Public Hearing scheduled to be held on Thursday, March 13, 1986 at the Town Office, 201 East Main Street, Palmyra to consider the actual use of Federal Revenue Sharing Funds was called to order by Supervisor Edwin Wheeler at 7:35 P.M.

Those in attendance, other than the Town Board, were Rebecca Shook from the Courier Journal, Nelson Cook, the Town Highway Superintendent and Paul T. Rubery, the Town Attorney.

The Proof of Publication was read by the Town Clerk.

Supervisor Wheeler asked for any comments either for or against this matter. There were no comments. Supervisor Wheeler then went over the intended items and amounts. He again asked if there were any comments either for or against this matter. There being no comments, Supervisor Wheeler declared this Public Hearing closed at 7:39 P.M.

PUB HEARING
OPENED

PUB HEARING
CLOSED

REGULAR MEETING

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, March 13, 1986 was called to order by Supervisor Wheeler immediately following the above Public Hearing.

Following a moment of silence, Supervisor Wheeler asked Town Councilman David Lyon to lead those present in the Pledge of Allegiance to the Flag.

The Town Board members present at this meeting were as follows:

Town Supervisor - Edwin Wheeler
Town Councilmen - David Lyon
 Andy Baran
 Robert Grier
(Donald Sinclair was absent)

CALL TO ORDER

MNT OF SINCE
PLEDGE OF
ALLEGIANCE

ROLL CALL

COMMUNICATIONS

1. Reply from Congressman Frank Horton
2. Wayne County Magistrates Association RE: Improvement
(Referred to Robert Grier)
3. Annual Report from the Association of Towns
4. Letter from Assemblyman Frank Talomie RE: Listen-In
5. Letter from Town Court Clerks RE: Request for supplies
(Referred to David Lyon)

COMMUNICATIONS

Following a review of the minutes submitted, Andy Baran moved to approve the minutes from the February 27, 1986 Town Board meeting as submitted. Robert Grier seconded this motion and it passed with 4 ayes.

MIN TO APV
MIN 2/27/86

REPORTS OF STANDING COMMITTEES

Public Works Committee -- David Lyon, Chairman

1. Resolution RE: Highway Safety

The following resolution was moved by David Lyon, seconded by Robert Grier and passed with 4 ayes:

BE IT RESOLVED that Wayne County be placed within the jurisdiction of N.Y.S., D.O.T. which has a direct impact on area traffic problems - namely Region 4 Rochester instead of Region 3 Syracuse. For 25 years all growth has been in the western portion of Wayne County and is expected to increase drastically in the near future. Now is the time for growth in the entire Rochester area and not stop at the Wayne County line which has happened and will continue to occur as long as D.O.T. decisions for Wayne County are made in Syracuse. Western Wayne County is a part of the Rochester hub and should not

MOTION TO
TRANSFER
WAYNE COUNTY
TO REGION 3
SYRACUSE

be penalized because of a boundary line.
(Copies of this resolution were sent to Senator Paul Kehoe, Assemblymen Frank Talomie and Michael Nozzolio, Carl Walrath, Chairman of the Wayne County Traffic Safety Board and Marvin E. Decker, Chairman of the Wayne County Supervisors.)

2. Detour for Division St. Bridge Project

DIVISION ST BRIDGE PRJT

The Board members approved the proposed detour for the Division Street Bridge project and instructed the Town Clerk to notify the N.Y.S., D.O.T. of same.

PUB. SVCS COMMITTEE

Public Services Committee - Andy Baran, Chairman
Councilman Baran said he had no report at this time.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Pal-Oil Applications for pole barn & underground storage tanks - Schedule a Public Hearing

MIN TO SET PUB. HEAR. DATE FOR PAL-OIL

Robert Grier moved to schedule a Public Hearing on Thursday, March 27, 1986 to be held in the Town Office, 201 E. Main Street, Palmyra, at 7:35 P.M. to consider the application of Pal-Oil to build a pole barn and then immediately following this hearing, another Public Hearing to consider Pal-Oil's second application for underground storage tanks. David Lyon seconded this motion and it passed with 4 ayes.

ASSESSMENT IMPRVMENT BOOKLET

2. Assessment Improvement Booklet - Non-technical Publication for Local Officials

Supervisor Wheeler picked up this booklet at a meeting he attended and will pass it on to the Board members as soon as he has a chance to read it.

ADMINISTRATIVE & PLNG COMM.

Administrative & Planning Committee - Robert Grier, Chairman
Councilman Grier had no report at this time.

(To include Insurance and Dog Control) Andy Baran, Chairman

1. Proposed Local Law #2 of 1986 - Local fee on dog license

MIN TO TABLE PROPOSED LOCAL LAW #2 LCL DOG FEE

Following a brief discussion, Andy Baran moved to table this matter until the March 27, 1986 meeting. David Lyon seconded this motion and it passed with 4 ayes.

OTHER BUSINESS

1. Election Districts - Resolution

MENT TO APV RE-ALIGNMNT OF ELEC DIST

A motion was offered by David Lyon that the Town Board recommend the re-alignment of Election Districts in the Town of Palmyra as per attached maps and as mandated by the State of New York. Andy Baran seconded this motion and it passed with 4 ayes.

2. Wheeler & Grier - Attending one-day seminar - Powers & Duties of Elected Officials

REPORT ON SEMINAR

Supervisor Wheeler reported to the Board that this was a very interesting seminar and both he and Robert Grier were glad they had attended.

3. Federal Revenue Sharing Fund

FED REV SHAR FUNDS UNXPND BAL

The unexpended balances left in the Federal Revenue Sharing Account from previous years was discussed by the Board. Paul Rubery, the Town Attorney, advised the Board as to what could and could not be done with these funds.

4. Wayne County Water Supply Meeting

WAYNE COUNTY WTR SUPPLY MEETING

David Lyon informed the Board that the meeting he had planned for the Town of Palmyra representatives had turned out to include representatives from six (6) western Wayne County towns. They had a lengthy, but useful and informative discussion regarding some long-term planning. Mr. Lyon had scheduled another such meeting for the Town of Palmyra representatives for 12:00 noon on March 27, 1986 at the Town Clerk's Office.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, } ss:
County of Wayne, }

LEGAL NOTICE
BID DATE
ON SALE OF
LANDFILL PROPERTY
PLEASE TAKE NOTICE
that the Town of Palmyra
has declared as surplus two
former landfills on the
north and south sides of
Germsey Road in the Town
of Palmyra.
Pursuant to resolution of
the Town Board, these sites
are to be offered for sale by
sealed written bid. The
Town Board of the Town of
Palmyra has granted an ex-
emption to the bid date. The
bid, in writing, must now be
filed together with the bid
deposits with the Town Clerk
at 201 East Main Street,
Palmyra, New York 14522 on
or before March 13, 1986 at
5:00 P.M. Bid forms and
details of the sale are
available at the Town
Clerk's Office during regular
business hours.
DATED February 14, 1986
Beverly E. Hickman
Town Clerk
By Order of the
Town Board.
(1020) (1519)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

February 19, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of Feb., 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 11.05

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736125
Expiration Date March 30, 1987

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } SS:

LEGAL NOTICE
PLEASE TAKE NOTICE that the Town of Palmyra has declared as surplus two former landfills: one on the north and south sides of Garmsay Road in the Town of Palmyra.

Pursuant to resolution of the Town Board, these sites are to be offered for sale by sealed written bid. The bids must be filed together with the bid deposit with the Town Clerk at 201 East Main Street, Palmyra, New York 14622 on or before February 13, 1986 at 5:00 P.M.

The premises are sold subject to the following conditions:

A. That the prospective purchasers be notified that the sites are former sanitary landfills.

B. That the sale shall be subject to reasonable access to the Town of Palmyra, its agents or employees, to do testing on the site if necessary.

C. That the sale shall be subject to the further condition that any purchasers shall assume all the risk associated with owning the land.

D. That the purchasers shall agree for themselves, their heirs, successors and assigns to indemnify and hold harmless the Town of Palmyra from any and all claims arising out of the former use of the land as a sanitary landfill.

E. That the parcels may not qualify as building lots. There are two parcels described as follows:

PARCEL "A"
ALL THAT TRACT OR PARCEL OF LAND situate on the north (east) side of Garmsay Road in the Town of Palmyra, County of Wayne and State of New York bounded and described as follows:

BEGINNING at a point in the centerline of the highway known as Garmsay Road, which point is 555 feet northerly from the southerly line of premises now or formerly owned by George S. Giffus, thence following the following courses and distances along the centerline of Garmsay Road N 47°08' W a distance of 366.44 feet to a point; thence N 20°12' W a distance of 517.60 feet; thence N 8°03' W a distance of 326.42 feet; thence S 75°12' E and passing through a point determined by an iron pipe in the southerly line of Garmsay Road 26.15 feet distant from the centerline of said road and through an iron pipe 91.66 feet distant therefrom and continuing on for a total distance of 229.66 feet to a point; thence on a curve to the right with a radius of 2,815.00 feet a distance of 1,021.82 feet to a point marked by an iron pipe in the northerly line of premises now or formerly owned by George S. Giffus, thence S 60°38' W along the northerly boundary of said premises now or formerly owned by George S. Giffus and passing through an iron pipe in the southerly boundary of Garmsay Road a total distance of 235.56 feet to the point and place of beginning.

Being the same premises conveyed to the Town of Palmyra by a deed from Leander D. Dobbin dated January 25, 1953 and recorded in the Wayne County Clerk's Office in Liber 116 of Deeds at page 163, in accordance with a survey by Hamlin & Lupton, Associates, dated June 9, 1972.

Being the same premises conveyed to the Town of Palmyra by a deed from the Village of Palmyra dated July 1, 1974.

ALSO ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Palmyra, County of Wayne and State of New York, being a part of Town Lot #80, bounded and described as follows:

COMMENCING at a point in the centerline of the right of way of the Rochester, Syracuse and Eastern Railroad Company, right of way which point is Station 367 + 00.5 and is located in the westerly boundary of the easterly most parcel conveyed by the County of Wayne to John R. Hagaman by a deed dated September 25, 1952, thence 1) north along the said westerly boundary of Hagaman 50 feet to the former northern right of way line of the said Rochester, Syracuse and Eastern Railroad Company; thence 2) northwesterly on a curve along the former northerly right of way line of said Railroad Company 500 feet to the northeasterly corner of a parcel of land conveyed by the County of Wayne to the Village of Palmyra by deed dated January 2, 1953; thence 3) southerly along the easterly boundary of premises conveyed to the Village of Palmyra by the County of Wayne 100 feet to the southerly right of way line of said Railroad Company; thence 4) northeasterly on a curve along the southerly right of way line of said Railroad Company 550 feet to the southwesterly corner of the premises conveyed to John R. Hagaman by deed dated September 25, 1952; thence 5) S 68°40'00" E along the westerly line formerly of said Hagaman 50 feet to the point and place of beginning.

Being the same premises conveyed to the Town of Palmyra in a deed dated March 24, 1978 from the County of Wayne and recorded in the Wayne County Clerk's Office in Liber 116 of Deeds at page 334 on the 10th day of March, 1978.

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

January 22, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 30th day of January, 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 102.38

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1997

237-012-DLO

PARCELS 789
 ALL THAT PART OF
 PARCELS 787 LAND situated
 in the Township of
 Carmel, County of Palmyra,
 State of New York, bounded and described
 as follows:
 (BEGINNING) at a point in
 the southwest corner of parcel
 787 conveyed by William
 E. VanCott to George S. Gilrus and Ruth
 M. Gilrus, his wife, and
 recorded in the Office of the
 Wayne County Clerk in Liber 53 of
 Deeds at page 359; said point also marking the
 north westerly corner of the
 property now or formerly
 owned by Burdette Gamsey; thence the following bearings
 and distances along the
 eastern line of said property
 to an iron pipe 252.25 feet (252' 2 1/2") S 89° 16' E 153.04 feet
 to an iron pipe and N 33° 53' 30" E and passing
 through an iron pipe 260.37
 feet distant; said iron pipe
 being on the southwesterly
 end of Gamsey Road and
 continuing on the same
 course 25.08 feet distant
 farther; comprising a total
 distance of 265.43 feet to a
 point in the centerline of
 Gamsey Road; thence the
 following bearings and
 distances along the
 centerline of Gamsey Road
 S 47° 08' E 347.12 feet and S
 41° 40' E 259.54 feet to a
 point in the centerline of
 Gamsey Road; said point
 being the southerly line of
 property now or formerly
 owned by George S. Gilrus;
 thence S 63° 23' 30" W along
 the northerly line of property
 now or formerly owned by
 Burdette Gamsey and passing
 through an iron pipe
 65.13 feet distant on the
 southwesterly line of Gamsey
 Road and continuing on
 the same course 661.00 feet
 distant farther; comprising a
 total distance of 716.13 feet
 to the point and place of
 beginning; comprising an
 area of 7.430 acres, according
 to a survey made by
 Harbush & Lockup on
 January 8, 1962.
 Being the same portion of
 land conveyed by George S.
 Gilrus to the Village of
 Palmyra on the 3rd day of
 February, 1962 and recorded
 in the Wayne County
 Clerk's Office in Liber 53 of
 Deeds at page 359.
 Being the same premises
 conveyed to the Town of
 Palmyra by deed dated July
 1, 1974 from the Village of
 Palmyra and recorded in the
 Wayne County Clerk's Office
 in Liber 581 of Deeds at
 page 400.
 The bid must be accompanied
 by a deposit equal to
 10% of the purchase price
 offered, and purchasers
 must agree to close within
 thirty (30) days of the award
 of the bid. The deposit will
 be forfeited if the transfer is
 not completed within 30
 days. Bids for this property
 available at the Town Clerk's
 Office, 1001 Main Street, Palmyra,
 New York, from 9:00 a.m. to 5:00
 p.m. only. The Town of Palmyra
 will furnish a map of the property
 being offered and the appropriate
 revenue stamps, if available.
 The Town shall furnish existing
 boundary maps of the parcels to be
 sold. The Town reserves the
 right to reject any and all
 bids.
 Published by order of the
 Town Board of the Town of
 Palmyra
 Beverly Hickman,
 Town Clerk
 (1001) (322)

Spaghetti Dinner - All You
 Can Eat! The Church of Jesus
 Christ of Latter Day Saints,
 Carondeque St. Palmyra, Jan.
 24, 6 p.m. \$3.50 per person or
 \$10.00 per family. Baked food
 auction to follow. 15

rooms, two bams, located
 on a park-like setting of pine
 trees. Field stone fireplace
 in living-dining area. 2
 attached garage. Bill
 Weber. Offered in the \$70's.
 3401 Palmyra, 331-7070. 19

Palmyra: Colonial in main con-
 tion, possible 3rd, built
 very kitchen, enclosed porch
 in \$50's. Savvy Dennis
 Walker Realtors, 996-3200. 19

condo: 3 bdrm, ranch, car-
 gar, 1st floor, 1st floor, base-
 ment, 200's. Dennis Walker
 Realtors, 996-3200. 19

5. Cash Balances as of January 31, 1986

This monthly report, done by the Town Accountant, W. Virginia Wilson, was studied by the Board. Supervisor Wheeler asked if all Board members wanted to continue to receive a copy of this report and it was agreed that they do.

CASH BAL RPT

6. Bids for Landfill Property

No bids were received for the sale of the landfill property. Andy Baran will talk to a real estate broker regarding this matter.

SALE OF
LANDFILL PRPTY

7. Code of Ethics (Copies given to all Board Members)

Supervisor Wheeler suggested that a copy of the Code of Ethics, as adopted by the Town Board in 1970 be distributed to all elected officials and Town of Palmyra employees, both paid and unpaid.

CODE OF ETHICS

Supervisor Wheeler then moved to add to the agenda a letter received from the Office of the State Comptroller. This motion was seconded by Andy Baran and passed with 4 ayes. Following a brief discussion of this letter, Supervisor Wheeler moved for a resolution to be drafted by Paul Rubery, Town Attorney, opposing the enactment of resolution 3838 and that a copy of this resolution be forwarded to the appropriate U.S. Senators and Congressmen. Robert Grier seconded this motion and it passed with 4 ayes.

MTN TO ADD TO
AGENDA LETTER
FROM STATE
COMPTROLLER

Following a review of the vouchers submitted for payment, a motion was made by David Lyon, seconded by Andy Baran and passing with 4 ayes, to approve payment of the Vouchers as shown on abstract #2B & #3.

MTN FOR TOWN
ATTY TO DRAFT
RESOLUTION
OPPOSING
RESOLUTION
#3838

The motion to adjourn this Town Board meeting was offered by Andy Baran, seconded by Robert Grier and passed with 4 ayes.

MTN TO APV
PAYMENT OF
VOUCHERSMTN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

LEGAL NOTICE
TOWN OF PALMYRA
FEDERAL REVENUE
SHARING FUNDS
NOTICE IS HEREBY
GIVEN that the Town Board
of the Town of Palmyra will
hold a Public Hearing in the
Town Office, 210 East Main
Street, Palmyra, at 7:30 P.M.
on Thursday, March 27,
1986 on the Actual Use of
any Federal Revenue Shar-
ing Funds for the calendar
year 1986.
These Federal Revenue
Sharing Funds are
estimated to be in the
amount of:
Minimum - \$25,000.00
Maximum - \$36,000.00
with actual uses as follows:
Palmyra-Kings Daughters
Library - \$5,000.00
Capital Equipment
Machinery - \$10,000.00
Celebrations (B)
Centennial - \$2,000.00
Office Improvements
\$4,000.00
Computerization - \$4,000.00
to \$15,000.00
All interested persons will
be given the opportunity to
be heard at this time.
Dated: March 25, 1986
Beverly E. Hickman
Town Clerk
By Order of the
Town Board
(133) (14-12)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

March 12, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of March, 1986

Judith A. MacDuff
Notary Public

Fee: \$ 13.00

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, } ss:
County of Wayne, }

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

March 19, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of March, 1986

Judith A. MacDuff
Notary Public

Fee: \$ 13.00

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

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, March 27, 1986 at
7:35 P.M. in the Town Of-
fice, 201 E. Main Street,
Palmyra, to consider the ap-
plication of Pal Oil Com-
pany, Inc., 3849 Route 31,
Palmyra, for a Variance to
the Zoning Ordinance of the
Town of Palmyra to con-
struct a pole barn to be used
as a warehouse for property
owned by Larry J. Berk and
Dean Williamson.
This application is
governed by Article III, Sec-
tion 3.4.2g which requires
Special Authorization from
the Town Board. Such
Special Authorization is
subject to Article VII, Sec-
tion 7.1 of the Zoning
Ordinance.
The said Town Board will
at said time and place hear
all persons in support of the
above application or any ob-
jections thereto. Persons
may appear in person or by
attorney or agent.
Dated March 14, 1986
by Order of the
Town Board
Deputy Clerk
(1022) (M-19)

PUBLIC HEARING

CALL TO ORDER

The Public Hearing scheduled to be held on Thursday, March 27, 1986 at the Town Office, 201 East Main Street, Palmyra to consider the actual use of any Federal Revenue Sharing Funds for the year 1986, was called to order by Town Supervisor Edwin Wheeler at 7:30 P.M.

In attendance at this public hearing, other than the Town Board members, were Nelson F. Cook (Town Highway Superintendent), William Glasser and Dean Williamson (from Pal Oil Company, Inc.), Rebecca Shook (Courier Journal), Richard Watson, Dale Powell, Frank E. Hammond, Lois Lynch, Dorothy Mause, Paul Rubery (Town Attorney) and Daniel Wooden (Town Zoning Enforcement Officer).

Proof of Publication of this public hearing was read by the Town Clerk.

Supervisor Wheeler explained to those present that Federal Revenue Sharing Funds are estimated to be in the amount of:

Minimum - \$25,000.00

Maximum - \$36,000.00

with actual use as follows:

Palmyra Kings Daughters Library	\$ 5,000.00
Capital Equipment - Machinery	\$10,000.00
Celebrations (Bi-Centennial)	\$ 2,000.00
Office Improvements	\$ 4,000.00
Computerization	\$ 4,000.00 - \$15,000.00

Supervisor Wheeler asked for any comments, either for or against this matter. There were no comments. Supervisor Wheeler again asked for any comments. Again there were none. This public hearing was then declared closed by Supervisor Wheeler at 7:35 P.M.

PUBLIC
HEARING
CLOSED

PUBLIC HEARING

CALL TO ORDER

The Public Hearing scheduled to be held on Thursday, March 27, 1986 at the Town Office, 201 E. Main Street, Palmyra, to consider the application of Pal Oil Company, Inc. to construct a pole barn to be used as a warehouse, was called to order at 7:35 P.M. by Town Supervisor, Edwin Wheeler.

The same people were in attendance as at the first Public Hearing.

The Proof of Publication was read by The Town Clerk.

Supervisor Wheeler asked for any comments either for or against this matter. William Glasser said that he and Dean Williamson were here to answer any questions people might have regarding this desired pole barn.

Dick Watson, secretary of the Palmyra Economic Development Corp., stated that the Directors of his group had asked him to attend this public hearing and to convey to the Town Board their approval of this application. Mr. Watson said that they feel Pal Oil is a substantial employer of the townspeople and their growth would be beneficial to the Town of Palmyra.

Frank E. Hammond, executrix of the Ollie Hammond Estate, said he had a lot of unanswered questions. How big was the pole barn going to be? What is it going to be used for? Will the traffic density be greater? Where is the cut-off from light industrial to heavy commercial? Referring to the application, Town Councilman, Donald Sinclair attempted to answer some of Mr. Hammonds questions.

226 March 27, 1986

The pole barn will be 70' x 72' and will be used as a warehouse. William Glasser said they anticipate three truckloads to go out of the facility and 1 to 2 trucks coming in per week. Dan Wooden, Zoning Enforcement Officer, said that the south side of Route 31 is zoned commercial.

Dale Powell, a nearby resident, asked if the pole barn would be like the existing one and would there be any fire protection. Dean Williamson told him that the new pole barn would be the same height and color as the existing one and there would be no flammable products to worry about.

Frank Hammond said that a processing plant means spillage is a possibility and that is always a danger. William Glasser explained that the oil will come out of large drums and be put into 55 gallon drums on a concrete floor which will be easily maintained.

Town Councilman, Andy Baran asked if fire extinguishers were necessary to meet insurance requirements. William Glasser said no they are not.

Frank Hammond asked Dick Watson what contribution the Palmyra Economic Development Corp. was making towards this? Mr. Watson told him absolutely none - they are just interested in the growth of the Town of Palmyra.

The Town Clerk then read the following recommendation from the Palmyra Planning Board into these minutes:

Dear Mr. Sindlair:

Enclosed please find copies of two applications for Pal Oil Company to install inground storage tanks. The tanks are for storage of motor oils.

The Town Planning Board recommended approval of these permits on January 14, 1986. The application had already been sent to the Wayne County Planning Board for their consideration. Enclosed please find copy of their response.

Would you please consider the applications at your Town Board meeting on Thursday, March 27, 1986. According to Sec. 342G of the Town Zoning Ordinance, the Town Board must grant permission for the applied for.

Very truly yours,

Daniel E. Wooden
Zoning and Building Inspector

The Wayne County Planning Board recommendation was then read into these minutes of this Public Hearing by the Town Clerk.

Re: Pal Oil Company, Inc.
Special Permit for Commercial Building
Special Permit for Underground Tanks
3849 Route 31
Tax Map No. 33111-00628600

Dear Mr. Wooden:

The Planning Board has reviewed the above referenced application to expand the existing pole barn and install underground tanks for fuel oil sales. The Board recommends approval of the applications.

If you have any questions, please feel free to contact me.

Sincerely,

L. Paul Wilson, Senior Planner

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, } ss:
County of Wayne, }

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

March 19, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 27th day of March, 1986

Judith A. MacDuff
Notary Public

Fee: \$ 13.00

JUDITH A. MACDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

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, March 27, 1986 at
8:00 P.M. in the Town Office,
1201 E. Main Street,
Palmyra, to consider the ap-
plication of Palmyra Com-
pany, Inc. 3649 Route 231,
Palmyra for a variance to the
Zoning Ordinance of the
Town of Palmyra to con-
struct and install a ground
storage tank on property
owned by Larry David and
Dean Williamson.
This application is
governed by Article II, Sec-
tion 3.4.25 which requires
Special Authorization from
the Town Board. Such
Special Authorization is
subject to Article VII, Sec-
tion 7.1 of the Zoning
Ordinance.
The said Town Board will
at said time and place hear
all persons in support of the
above application or any ob-
jections thereto. Persons
may appear in person or by
attorney or agent.
Dated: March 14, 1986
by Order of the
Town Board
Wayne E. Hickman
Treasurer
10037267 10-151

March 27, 1986

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Supervisor Wheeler asked if there were any more comments. There being none, he declared this Public Hearing closed at 8:18 P.M.

PUBLIC
HEARING
CLOSED

PUBLIC HEARING

The Public Hearing scheduled to be held on Thursday, March 27, 1986 at the Town Office, 201 E. Main Street, Palmyra, to consider the application of Pal Oil Company Inc. to construct and install in-ground storage tanks was called to order by Supervisor Wheeler at 8:19 P.M.

CALL TO ORDER

The same people that attended the first Public Hearing of this evening were still in attendance.

The Proof of Publication was read by the Town Clerk.

William Glasser told those present that as of December 27, 1985 the state controls all in-ground tanks and they must meet all state and federal regulations. Dale Powell, a nearby resident, asked if the Town Inspector would be inspecting these tanks. Mr. Glasser said "no" because they are brand new tanks and after 15 years anything over 1,100 gallons will have to be tested by the State.

Mr. Powell asked if the state had approved the placement of these tanks and would the trucks be driving over them. William Glasser said that Pal Oil Company, Inc. had worked out the placement plan with the County and no trucks would be driving over the tanks.

Town Councilman, Andy Baran asked if these tanks would ever be used for gasoline storage. Mr. Glasser said they had no plans for this - strictly for oil.

Richard Watson, secretary of the Palmyra Economic Development Corp., said that his earlier comments (during the previous Pal Oil Public Hearing) apply to this application also.

Supervisor Wheeler asked for any more comments regarding this application. There being none, he reminded everyone that the recommendations from the Palmyra Planning Board and the Wayne County Planning Board as written into the previous hearing of this same date, referred to both applications being considered at Public Hearings this evening. He then declared this Public Hearing closed at 8:30 P.M.

PUBLIC
HEARING
CLOSED

REGULAR MEETING

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, March 27, 1986 was called to order by Supervisor Wheeler at 8:32 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman Grier to lead those present in the Pledge of Allegiance to the Flag.

MT. OF SILENCE

The Town Board member present this evening were as follows:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - David Lyon
Andy Baran
Robert Grier
Donald Blair

March 27, 1986

Communications

1. Postcard from NYS Dept. of State, Bureau of State Records RE: Local Law #1
2. Letter of thanks from Mayor Strong
3. Letter of acknowledgement of resolution from Assemblyman Talone
4. Memorandum from Real Property Tax Service (Bd of Assessment Review)
5. Memorandum from Real Property Tax Service (Tax Collectors)
6. Letter from Common Cause of Wayne County RE: Open Meetings Law
7. Letter from NYS, DEC RE: Closing of our landfill
8. Memorandum from David Gaskett RE: Mandatory training for Board of Assessment & Review

Lois Lynch RE: Open Meetings Law

L. LYNCH RE:
OPN MTGS LAW

Mrs. Lynch stated that in December 1985 she and Jack Drake had come to the Town Board to ask them to pass a resolution regarding the Open Meetings Law and they are wondering where the Board stands on this subject now. Supervisor Wheeler told Mrs. Lynch that this would be covered later on the agenda under Other Business. Mr. Drake said he would like to hear the discussion on this matter and was told that he was certainly welcome to stay for the rest of the meeting.

Donna VanHout RE: Distant Riders Annual Mud Party April 27, 1986

D. VANHOUT
ANL MID PRY

Donna VanHout was here as President of the Palmyra Racing Association (also called Distant Riders). Her organization would like to hold their annual 4-Wheel Drive Mud Party on April 27, 1986 from 12:00 noon - 7:00 P.M. Last year they posted Vault Road and Hogback Hill Road and they felt it helped to keep cars from parking alongside these roads. Supervisor Wheeler told Mrs. VanHout that would be discussed later in the agenda under Other Business and she would be notified of the results by the Town Clerk if she did not choose to stay for the rest of this meeting.

APVL OF MIN
FROM 3/13/86

At this time a motion was made by David Lyon, seconded by Andy Baran to approve the minutes of the March 13, 1986 Town Board meeting as submitted. This motion passed with 5 ayes.

Reports of Standing Committees

Public Works Committee - David Lyon, Chairman
(Includes Highway, Sewer, Water & Buildings)

1. Resolution to purchase station wagon for Highway Superintendent

MIN TO APV
PURCHASE OF
CHEROKEE WGN

David Lyon moved to approve the purchase of a 1986 Jeep Cherokee Wagon for the Highway Superintendent's use at a cost not to exceed \$9,047.00. Donald Sinclair seconded this motion. Following a brief discussion, this motion passed with 5 ayes.

2. Resolution to transfer \$6,000.00

The following motion was offered by David Lyon, seconded by Robert Grier and passed with 5 ayes.

March 27, 1986

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WHEREAS there are monies in the amount of \$6000 in the Federal Revenue Sharing Fund allocated to the Machinery - Equipment Account which have not been spent and

WHEREAS the Highway Dept. wishes to purchase one 1986 Model 73 Jeep Cherokee Wagon on state bid for \$9047 and

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Palmyra approve the transfer of \$6000 from the Federal Revenue Sharing Acct. CF5130.2 to the Highway Machinery - Equipment Acct.

MTN TO TRANSFER
FUNDS FROM
FED. REV
SHARING TO
HIWY MACH-
EQUIPMENT

3. Approval to buy 1 door & 8 energy-efficient windows for Town Barns

David Lyon moved to approve the purchase of one door and eight energy efficient windows for the Highway Superintendent's office and the lounge area at a amount not to exceed \$2,300.00. Donald Sinclair seconded this motion and following a considerable amount of discussion, it passed with 5 ayes.

MTN TO APV
PURCHASE OF
1 DOOR & 8
WINDOWS

David Lyon then made the following motion, with Robert Grier seconding and it passing with 5 ayes:

WHEREAS there are monies in the amount of \$11789.97 in the Federal Revenue Sharing Fund allocated to Multipurpose & Government which have not been spent and

WHEREAS there will be a purchase of 1 Energy Effective Door and 8 Energy effective Windows for the Town Barn at a cost not to exceed \$2300 and

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$2300 from the Federal Revenue Sharing Account CF5132.4 to the General Fund - Garage Acct.

4. Approval to purchase new telephone system, furniture spraying, window signs and key cabinet

Council Lyon said this matter would have to be deferred to the end of the agenda following a discussion on Federal Revenue Sharing monies.

Public Services Committee - Andy Baran, Chairman
(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

1. Landfill

Supervisor Wheeler said he had received a letter from the DEC stating that our last inspection (done in 1985) shows us in violation and that we have done nothing to improve this situation. Town Attorney, Paul Rubery, suggested that Supervisor Wheeler ask the DEC for the inspection sheet. Supervisor Wheeler will contact them.

DEC PROBLEM
W/LANDFILL

Andy Baran said he is working on a spring clean-up plan again this year and hopes to be able to set it up sometime in April. He will have a date set by the next meeting.

SPRING
CLEAN-UP

Assessment, Planning & Zoning Committee - Donald Sinclair,
Chairman

1. Schedule Public Hearing (April 24, 1986 suggested) for Ronald Dekdebrun Jr. who wants to provide an outdoor recreational activity for a fee - adult "Capture the Flag" game

Donald Sinclair moved to schedule a Public Hearing on Thursday, April 24, 1986 at 7:30 P.M. at the Town Office to consider the application of Ronald Dekdebrun Jr. who wants to provide an outdoor recreational activity for a fee. David Lyon seconded this motion and it passed with 5 ayes.

MTN TO SET
PUB. HEAR
DATE FOR
R. DEKDEBRUN

Administrative & Planning Committee - Robert Grier, Chairman
(Includes Economic Development & Intergovernmental Relations)

1. Palmyra Economic Development Corp.

PALMYRA
ECONOMIC
DEV. CORP.

Supervisor Wheeler informed the Board that he and David Lyon had attended a meeting of the Palmyra Economic Development Corp. to discuss with them the water situation and future planning for same.

Paul Rubery reminded the Board that several years ago \$3,000.00 was advanced to them and should be checked on.

(Includes Insurance and Dog Control) Andy Baran, Chairman

1. Insurance

INSURANCE
REPORT

Andy Baran reported to the Board that Van Parys Associates are still working on our insurance problems and reminded them that some of our insurance expires on April 6, 1986. It was decided that a Special Meeting of the Town Board would have to be held on Saturday, April 5, 1986 at 9:00 A.M. in the Town Office.

SPEC MTG
SET 4/5/86

2. Local Law #2 of 1986 - Local fee on dog license

MIN TO SET
PUB HEAR FOR
PROPOSED
LOCAL LAW #2
OF 1986

Andy Baran moved to schedule a Public Hearing to consider proposed Local Law #2 of the year 1986 entitled "Dog Control Law of the Town of Palmyra" for April 24, 1986 at 8:00 P.M. in the Town Office. Donald Sinclair seconded this motion. David Lyon asked several questions regarding this proposed local law. Following this discussion, the motion passed with 5 ayes.

Other Business

1. Federal Revenue Sharing Funds - Subject of Public Hearing

MIN TO APV
ACTL USE OF
FED REV. SHAR
FUNDS

David Lyon moved to approve the actual use of Federal Revenue Sharing Funds for the year 1986 with amounts as stated in the Public Hearing held at 7:30 P.M. this evening. Andy Baran seconded this motion and it passes with 5 ayes.

2. Pal Oil application to build a pole barn - Subject of Public Hearing

3. Pal Oil application to install underground storage tanks
Subject of Public Hearing

WHEREAS, DEAN WILLIAMSON, LARRY WILLIAMSON and DAVID WILLIAMSON and PAL-OIL, INC. have applied to erect a storage building on the south side of an existing building on the south side of Route 31 in a commercial zone in the Town of Palmyra; and

WHEREAS, after a motion duly published in the Palmyra-Courier Journal on the 18th day of March, 1986 a public hearing was held on the 27th day of March 1986 by the Town Board in the Town Offices at 201 East Main Street, Palmyra, New York; and

WHEREAS, after hearing the proponent and those parties present who appeared at the hearing; and

WHEREAS the Town of Palmyra Planning Board and the County of Wayne Planning Board have recommended approval of the project; and

WHEREAS, the applicants have testified that erection and use of the storage building will not increase traffic to the site by more than four trucks a week; and

WHEREAS, the applicant has stated that although the items to be stored are combustible, they are not inflammable; and

WHEREAS, the proposed plot plan submitted appeared to reflect that the proposed locations were in or conformity with the requirements of Town of Palmyra Zoning Law.

ON MOTION duly made by Donald Sinclair and seconded by Andy Baran, the following resolution was made and passed with 5 ayes.

BE IT RESOLVED, that the Town of Palmyra does hereby grant special authorization to Larry Williamson and David Williamson and Pal-Oil co., to erect a 70' x 72' storage building on premises on the south side of Route 31 and abutts an existing garage building upon the following conditions:

1. That the applicant furnish a detailed plot plan showing location of existing building and parking areas with relation to lot lines and square footage.
2. That the applicant furnish a detailed plot plan reflecting the square footage in the commercial zone of the lot, the square footage of parking to comply with the zoning ordinance, the side line and front line and rear line set backs, the loading docks required by the ordinance.
3. That there be no exterior storage of material such as oil drums or other items.
4. That the applicant comply with all the other laws, ordinances, rules and regulations of the Town of Palmyra, County of Wayne and State of New York that apply to the property, and the improvements and use contemplated herein.
5. That the applicant and a representative of the landowner sign a copy of this resolution signifying acceptance of the special permit and their willingness to comply with the terms and conditions contained herein.

*Motion to approve application for in-ground storage tanks was omitted and has been

4. Open Meetings Law typed at end of minutes

David Lyon offered a motion to remove from the table the Open Meetings Law discussion. This was seconded by Andy Baran and passed with 5 ayes.

MIN TO REMOV
FROM TABLE
DISCUSSION
OPN MTGS LAW

Following some discussion between the Town Board, Lois Lynch and Jack Drake, the following motion was made by Donald Sinclair, seconded by David Lyon and passed with 5 ayes:

NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Palmyra hereby declares it to be their policy to conduct all Town Board meetings in public.

MIN TO DECLR
ALL TN BD
MTGS TO BE
PUBLIC

5. Distant Riders - Mud Party - April 27, 1986

Donald Sinclair moved to approve the annual 4-Wheel Drive Mud Party on April 27, 1986 from 12:00 noon to 7:00 P.M. with said organization checking for vehicles parked along the sides of Hogback Hill Road and Vault Road. David Lyon seconded this motion and it passed with 5 ayes.

MIN TO APV
ANNUAL MD
PARTY FOR
DSTNT RIDRS

6. Renewal of Bingo License for 1986 for the Palmyra Moose Club

David Lyon made a motion, seconded by Andy Baran and passing with 5 ayes, to approve the renewal of a Bingo License for the Palmyra Moose Lodge #1420 for the 1986 year.

MIN TO APV
BINGO LICNSE
MOOSE LODGE

7. One-Day Seminar for Local Government Officials

Supervisor Wheeler wanted to be sure all Town Board members were aware of this seminar.

ONE-DAY
SEMINAR

8. Ribbon Cuttings Ceremony at Port Gibson Bridge
March 21, 1986

The ribbon cutting ceremony at the Port Gibson Bridge was attended by Supervisor Wheeler. He felt there were an impressive number of people in attendance.

RIBBON CUTTG
AT PT GIBSON
BRIDGE

9. Palmyra Fire Dept. Annual Banquet

Supervisor Wheeler and his wife, Diane, attended the Palmyra Fire Dept. Annual Banquet and had a delicious meal and a very enjoyable evening.

PAL FIRE
DEPT ANNUAL
BANQUET

Following a review of the vouchers, a motion was made by Donald Sinclair, seconded by David Lyon, to approve payment of the vouchers

MIN TO APV
PAYMENT OF
VOUCHERS

March 27, 1986

as submitted on Abstract # 3A. This motion passed with 5 ayes.

Donald Sinclair then moved to adjourn this Town Board meeting until Saturday, April 5, 1986 at 9:00 A.M. in the Town Office. Robert Grier seconded this motion and it passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly Hickman, Town Clerk

*Motion to approve application for in-ground storage tanks was omitted and has been typed at end of minutes

Donald Sinclair moved to approve the application of Pal-Oil Company Inc. to install underground storage tanks contingent upon the approval of the pole barn application and DEC requirements being met. Robert Grier seconded this motion and it passed with 5 ayes.

Beverly Hickman
Beverly Hickman, Town Clerk

Saturday, April 5, 1986

The Town Board meeting that was adjourned from March 27, 1986 to Saturday, April 5, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order by Town Supervisor, Edwin Wheeler at 9:00 A.M.

CALL TO ORDER

The Town Board members present at this meeting were:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - David Lyon
Andy Baran
Robert Grier

The Town Attorney, Paul Rubery, was also present.

The following motion was made by Andy Baran, seconded by Robert Grier and passed with 4 ayes:

MIN TO APV
EXCESS AUTO
LIABILITY POLY

WHEREAS, the Town of Palmyra has been informed that its Excess Auto Liability Policy in the amount of \$500,000 will cost approximately \$7,900 to renew for the year commencing April 6, 1986 and

WHEREAS, the Town of Palmyra needs the coverage to afford \$1,000,000 of automobile/truck liability insurance coverage.

NOW, THEREFORE, be it resolved that the Town of Palmyra shall acquire Excess Auto Liability in the amount of \$500,000 in addition to the basic coverage of \$500,000 on vehicles to cover the town trucks and automobiles.

Andy Baran then made the following motion, with Robert Grier seconding and it passing with 4 ayes:

MIN TO APV
PUB. OFFCLS
LIABILITY INS.

WHEREAS, the Town of Palmyra has been informed that the public officials liability insurance will be increased, but they have received no cost; and

WHEREAS, the current coverage expires April 6, 1986; and

WHEREAS, the Town Board feels that such coverage is necessary if available.

NOW, THEREFORE, be it resolved, the Town Board does hereby authorize the Supervisor to contract for such coverage. The policy and its cost shall be reviewed when received by the entire Board.

A motion was then made by Andy Baran to approve the renewal of the Auto Liability Basic Coverage up to \$500,000. Robert Grier seconded this motion and it passed with 4 ayes.

MIN TO APV
AUTO LIABILITY
BASIC CVRAGE

Andy Baran then moved to approve the renewal of the NYS Liability Special Hauling Permit. Robert Grier seconded this motion and it passed with 4 ayes.

MIN TO APV
NYS LIABILITY
SPEC HAULING
PERMIT

The following motion was then made by Andy Baran, seconded by Robert Grier and passed with 4 ayes:

MIN TO USE
SURPLUS FUNDS
TO PAY INS.
ETLL

WHEREAS, the Town of Palmyra has received notice that an insurance bill in the amount of \$5,357.10 (\$7,900.00 less credit of \$2,542.90) for Excess Auto Liability Policy must be paid by April 8, 1986 and

WHEREAS, monies budgeted in 1986 have been exhausted,

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the use of surplus funds in the General Fund to pay the balance of this bill of \$5,357.10.

The motion to adjourn this meeting of the Town Board was made by Andy Baran at 9:30 P.M., seconded by Robert Grier and passed with 4 ayes.

MIN TO ADJRN

Minutes taken by:

David Lyon, Town Councilman

Minutes transcribed by:

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

April 10, 1986

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The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on April 10, 1986 at the East Palmyra Fire Hall, East Palmyra, NY, was called to order by Supervisor Wheeler at 7:32 P.M.

Following a moment of silence, Supervisor Wheeler asked Councilman Lyon to lead those present in the Pledge of Allegiance to the Flag.

Upon roll call the following Town Board members were present:

Town Supervisor - Edwin Wheeler
Town Councilmen - David Lyon
 Andy Baran
 Donald Sinclair
 Robert Grier

Others in attendance at this meeting included:

Harry Wilkins Nora Jane Gorall
James A. Milliman Frank Gorall
Kenneth H. Rice Fred Lawson
Charlene D. Lyon Roy C. Wilck
Don R. Snyers Fred Harding
Al Cator Lyman Kallier

Paul T. Rubery, Town Attorney

COMMUNICATIONS

1. Letter from JTPA Employment & Training Program RE: Summer Youth Employment Program
2. Letter from Palmyra Canaltown Days Committee RE: 15 kilometer footrace (Referred to Donald Sinclair)

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

1. David Lyon informed the Board that the Highway Department planned to have South Creek Road paved by the end of June and Fagner Road paved by the end of August.
2. Review of Bridge projects

Mr. Lyon said that the approaches to the Galloway Bridge would be refurbished by late summer and that the East Palmyra side of this bridge would be both widened and straightened. He also mentioned the new bridge that would be built in 1987 to replace Peak's Bridge. Since this will be a brand new bridge, he does not anticipate any lengthy closing of this bridge.

3. Western Wayne County Water Situation

Those present were then filled in on the western Wayne County Water situation by Mr. Lyon. He told them about the several meetings that have been held on a local level as well as meetings with the six Wayne County towns that are also interested in this and that Supervisor Wheeler is working on this at the county level.

David Lyon then made a motion to add item #4, regarding a petition from the Cambier Road residents, to the agenda. Andy Baran seconded this motion and it passed with 5 ayes.

Mr. Lyon then moved for the Town Board to accept the petition from the residents on Cambier Road asking to have the speed limit on their road lowered to 40 or 45 MPH and to refer same to the Wayne County Traffic Safety Board for their consideration, also stressing that the Palmyra Town Board supports this petition. Donald Sinclair seconded this motion. Following a discussion of same, this motion passed with 5 ayes.

CALL TO ORDER

MNT OF SINC

PLEDGE OF
ALLEGIANC

ROLL CALL

COMMUNICATIONS

PUB WRKS COM

REVIEW OF
ROADROUTE

REVIEW OF
BRIDGE PRJTS

WESTRN WAYNE
CTY WATER

MTN TO ADD
ITEM #4 TO
AGENDA

MTN TO ACPT
PETITION FRM
CAMBIER RD
RESIDENTS &
SEND TO CTY

April 10, 1986

Public Services Committee - Andy Baran, Chairman

1. Spring Clean-up date set

MIN TO SET
SPRING CLEAN
UP DATE

Andy Baran moved to set a spring clean-up date from 10:00 A.M. on Monday, April 28, 1986 thru Saturday, May 3, 1986 at 2:00 P.M. with no garbage allowed. Robert Grier seconded this motion and it passed with 5 ayes.

Assessment, Planning & Zoning Committee - Don Sinclair, Chairman

1. Pal Oil Company Inc. applications for a pole barn and inground storage tanks

Donald Sinclair informed the Board that the applicants (Pal Oil) would like clarification on two matters on the resolution passed by the Town Board at their meeting on March 27, 1986. They would like the words "loading docks" amended to say "loading space" and the phrase "no outside storage" was questioned. Mr. Sinclair felt the amendment should refer to outside storage of retail re-sale goods, but not salvage value goods, neatly stored at the rear of the building. Donald Sinclair then moved to have the original resolution of March 27, 1986 amended as follows:

Notice to amend the resolution of March 27, 1986 concerning the application of Pal Oil Company, Inc. and Larry, Dean and David Williamson as follows:

1. That paragraph 2 is amended by deleting Loading dock and inserting the words Loading space.
2. That paragraph 3 is amended by adding "that the storage of saleable skid tanks, oil tanks and gasoline pumps on the exterior of the premises are permitted; others, such as 55 gallon oil drums, nonresaleable parts or tanks or garbage or waste may not be stored outside. All storage will be to the rear of the new building."
3. That paragraph 4 is amended by adding "that the parking in front of the building shall be in accord with the original plan submitted with the application. Otherwise, the plot plan submitted in accord with Exhibit A-2 shall be applicable to the application."

Andy Baran seconded this motion and it passed with 5 ayes.

Administrative & Planning Committee - Robert Grier, Chairman

(To include Economic Development & Intergovernmental Relations)

1. Motion to approve 1-time gift of \$5,000 to Palmyra Kings Daughters Library

MIN TO APV
\$5,000 GIFT
TO PALMYRA
KINGS DGHRS
LIBRARY

Robert Grier moved to approve a one-time gift of \$5,000.00 to the Palmyra Kings Daughters Library as requested by the Library last spring to help defray costs of their new sunroom addition. Donald Sinclair seconded this motion and following a brief discussion, it passed with 5 ayes.

2. (To include Insurance and Dog Control) Andy Baran, Chairman

INSURANCE &
DOG CONTROL

Mr. Baran had no report at this time.

Other Business

1. Bingo Inspection Report

VFW BINGO
INSPECTION

Supervisor Wheeler had done a inspection of the Palmyra VFW Bingo game and filed his report with the Town Clerk. Our new Councilman, Robert Grier, accompanied Supervisor Wheeler on this inspection.

April 10, 1986.

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Following a review of the minutes submitted, Donald Sinclair moved to approve the minutes for the March 27, 1986 Town Board meeting as submitted. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
MIN. FROM
3/27/86

Following a review of the vouchers submitted for payment, a motion was made by David Lyon, seconded by Robert Grier, to approve payment of vouchers as shown on abstract # 3B and # 4. This motion passed with 5 ayes.

MTN TO APV
PAYMENT OF
VOUCHERS

Supervisor Wheeler expressed his appreciation, on behalf of the Town Board, to the East Palmyra Fire Department for allowing the Board meeting to be held at their hall.

The motion to adjourn this meeting of the Town Board was made by Andy Baran, seconded by David Lyon and passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, } ss:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

April 16, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 2nd day of May, 1986

Judith A. MacDuff
Notary Public

Fee: \$ 16.25

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

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, April 24, 1986 at
7:30 P.M. at the Town Office,
201 E. Main Street,
Palmyra, to consider the ap-
plication of Ronald Dekdebrun, Jr., 3791 North
Creek Road, Palmyra, to
provide an outdoor recrea-
tional activity facility. The
premises are situated in a
Agricultural Zone and are
bounded on the North by
Robert Hulse, on the South
by North Creek Road, on the
East by Himmelfelt (R.
Dekdebrun) and on the West
by Nicholas Tette.
This application is in con-
flict 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 n, Article
III, Section 3.2 (b) states:
Use of land for other than
farm purposes requires
Special Authorization from
the Town Board. Such
Special Authorization is
subject to Article VII, Sec-
tion 7.1 of the Zoning
Ordinance.
The said Town Board will
at said time and place hear
all persons in support of the
above application or any ob-
jections thereto. Persons
may appear in person or by
attorney or agent.
Dated: April 14, 1986
By Order of the Town Board
Beverly E. Hickman
Town Clerk
(1064) (A18)

PUBLIC HEARING

The Public Hearing scheduled to be held on April 24, 1986 at the Town Office, 201 E. Main Street, Palmyra to consider the application of Ronald Dekdebrun Jr. to provide a outdoor recreational activity called "Capture the Flag" for a fee on his property on N. Creek Road, Palmyra was called to order by Supervisor Wheeler at 7:30 P.M.

PUB HEARING
OPENED

The Proof of Publication was then read by the Town Clerk.

Those in attendance at this Public Hearing, other than the Town Board included Ronald Dekdebrun Jr., Tony Gugino, Robert Hudiak, Dean Heckman, Rebecca Shook from the Courier Journal, Dan Wooden, the Zoning Enforcement Officer and Paul Rubery, the Town Attorney.

Ronald Dekdebrun introduced his partner in this venture, Tony Gugino to the Board. He then explained to the Board how this game is played. He added that it is a reasonably quiet game and it is definitely not a spectator sport. Mr. Gugino informed the Board that they would provide a off the road parking area and the pellet used in this game is a water soluble-nontoxic-biodegradable marble type. He added that the games would be supervised and there would be about 30-35 people per game.

Dean Heckman, operator of "Adventure Game of Palmyra" said he trains new dealers in safe operation of this type of game. He asked what type of gun was going to be used. Tony Gugino said they had not made that decision as yet but they are very safety conscious. They will have good safety goggles, the field will be marked and no alcohol will be permitted. Mr. Dekdebrun said that they would not endanger anyone playing the game or any of the neighbors or their property.

Supervisor Wheeler asked what days and what kind of hours did they have in mind. Mr. Dekdebrun said Saturdays, Sundays and maybe evenings during the summer and there is approximately 4 hours playing time.

Robert Grier asked what the range of this type of gun was and Mr. Dekdebrun said about 20 yards.

David Lyon asked how they would get the "Johnny-on-the-spot" to the area marked for it and what was the playing fee going to be. Mr. Dekdebrun said they are planning to use a neighbor's tractor to haul the "Johnny-on-the-spot" and they think the fee will be in the \$15.00 per game area.

Andy Baran asked if these gentlemen would have to furnish clothing to the players. Mr. Gugino said "no", any kind of clothing can be worn.

Robert Hudiak informed the Board that he is opposed to this idea. He is concerned about the rural character of the area. Despite what has been said he feels there will be noise and litter. He is concerned about the environmental impact of the wildlife and vegetation. He is also concerned about his Christmas tree farm. He believes this would add to the prospects of theft and he does not feel that a commercial venture can enhance the area. Mr. Gugino said that they too are concerned citizens and they would be especially careful not to break any rules in order to maintain the permit if granted.

April 24, 1986

David Lyon asked what the required space per car is. Dan Wooden told him 300 feet should be sufficient.

At this time Supervisor Wheeler asked the Town Clerk to read the following letters into these minutes:

Letter No. 1

4/14/86

Beverly Hickman,

I am not certain where Mr. Dekdebrun property is relative to mine but if it is within 1200' I would vigorously oppose his application. I am familiar with this "game". It can not be contained in a small area and when "played" by adults does not lend itself well as a community activity. We don't need more people lurking in dark places trying to capture one another like gorilla warfare.

Malcolm McAdam
15901 Longmeadow
Dearborn, MI

Letter No. 2

Bev,

Mr. Dekdebrun called me and described his plans to me regarding his request. I asked him if his activity would increase the value of my investment. He doubted that it would. Then my question is why should I not be opposed to his idea of fun. What very well may jeopardize the value of it.

I would also ask what the kids in the neighborhood might be expected to model their play after; possibly killing and combat. Will they be supervised and play by the rule. In general the risk is too high for this mans fun.

Malcolm A. McAdam
15901 Longmeadow
Dearborn, MI

Letter No. 3

April 24, 1986

Attention of the Town Board:

I have considered the pros and cons of the application to have adult games on North Creek Rd. I would rather not have them.

I do not approve of war games. War is not fun & games. I do not think we need any more traffic on North Creek Road.

Also I'm wondering why he wants this approval when he has his place for sale? Is this possibly a way to get a buyer.

Sincerely,
Mr. Pauline Nearing

Letter No. 4

April 24, 1986

Town Of Palmyra
East Main Street
Palmyra, New York

Attention: Town Board

Dear Sirs:

This letter is being written in response to Mr. Dekdebrun's application for an outdoor recreation activity for a fee. Mr husband and I are in opposition for the following reasons:

make a copy of this statement to be included
in each set of minutes please.

STATEMENT

WALTER PULCINI INC.
3815 Route 31
PALMYRA, NEW YORK 14522
(315) 597-9181

DATE 3-20-86

Ron Dekdebrun
3791 N. Creek Rd.
Palmyra, N.Y. 14522

DETACH AND MAIL WITH YOUR CHECK. YOUR CANCELLED CHECK IS YOUR RECEIPT.

(Parking lot estimate)

100 X 60

Boxing out tree stumps

Grading parking lot

6" of gravel in parking lot,

and Grading gravel

1,205.00

(Driveway)

25 X 60

Boxing driveway

8" gravel in driveway

Grading gravel

245.00

1,450.00

7% tax

101.50

1,551.50

WEST

Walter Pulcini
3815 Rt. 31
Palmyra, N.Y.
Phone - 597-9181

NORTH CREEK RD.

60 ft. wide

100 ft. long

Driveway
25 ft.
wide
60 ft. long

April 24, 1986

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1. Our property (woods) is very near this gentlemen's property. We are very protective of anyone trespassing, hunting, etc. During this game he would be playing what would stop his players from accidentally going off boundaries and ending up on our property? If we ever saw that the police would be called.

2. We abhor guns in any shape or form - especially the noise from them. Our property is wooded and a haven for wild animals, birds, etc. The noise would certainly scare them away. We dislike noise from guns and shouting and regard it as an invasion of our privacy.

3. We feel "war" is hell and should not be turned into a game.

Why can't Mr. Dekdebrun just enjoy his land and keep things tranquil and quiet as they are now?

Yours truly,
Mr. and Mrs. Lloyd Morse
Shilling Road
Palmyra, New York

P.S. This man's home is FOR SALE - why is he bothering????

Mr. Dekdebrun said he is only selling the property with the house on it, not the property where the game will be played. He is selling the house because his wife is not happy in this area.

The following recommendation from the Palmyra Planning Board was then read:

April 11, 1986

Edwin Wheeler, Supervisor
Town Board
201 East Main St.
Palmyra, New York 14522

Dear Mr. Wheeler:

After a Saturday March 15th "walk thru" of proposed game site on North Creek Road, all members of the Palmyra Town Planning Board do recommend to the Town Board approval of Ronald Dekdebrun's application with the following stipulations:

Driveway exit visibility must conform to county standards for a 45 mph road.

Parking lot to be approximately completed as per Mr. Pulcini's specifications.

Parking of cars to be limited to 25 cars and absolutely no street parking to be allowed.

Consumption of alcoholic beverages is strictly forbidden.

Number of players to be limited to 40.

Buffer zone as outlined on application must be observed.

Very truly yours,
Phyllis G. Dickinson
Secretary

Mr. Walter Pulcini's specifications (see attached statement) was then entered into this Public Hearing.

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

March 27, 1986

Mr. Daniel Wooden
Zoning Enforcement Officer
Town of Palmyra
201 Main Street East
Palmyra, NY 14522

RE: Donald K. Dekdebrun, Jr.
3791 North Creek Road
Special Authorization - Agricultural
Tax Map Re. No. 33111-00-501913

April 24, 1986

Dear Mr. Wooden:

At its regular meeting on March 26, 1986, the Wayne County Planning Board reviewed the above referenced referral for an adult "Capture the Flag" game. The Board recommended approval of the Special Authorization.

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

Sincerely,
Sharon T. Lilla
Senior Planner

Supervisor Wheeler then asked if there were any more comments, either for or against this application. There being no comments, Supervisor Wheeler declared this Public Hearing closed at 8:27 P.M.

PUB HEARING
CLOSED

PUBLIC HEARING

PUB HEARING
OPENED

The Public Hearing scheduled to be held on April 24, 1986, at the Town Office, 201 East Main Street, Palmyra, to consider a proposed Local Law #2 of 1986 entitled "Dog Control Law of the Town of Palmyra" was called to order by Supervisor Wheeler at 8:29 P.M.

Those in attendance at this Public Hearing, other than the Town Board were Rebecca Shook from the Courier Journal and Paul Rubery, the Town Attorney.

The Proof of Publication was read by the Town Clerk.

Supervisor Wheeler asked for any comments, either for or against this proposed local law. There were no comments. There being none, this Public Hearing was declared closed by Supervisor Wheeler at 8:32 P.M.

PUB HEARING
CLOSED

CALL TO
ORDER

The regular meeting of the Town Board scheduled to be held on April 24, 1986 at the Town Office was called to order by Supervisor Wheeler at 8:33 P.M.

MIN TO SINCE
PLEDGE OF
ALLEGIANCE

Following a moment of silence, Supervisor Wheeler asked Andy Baran to lead those present in the Pledge of Allegiance to the Flag.

Upon roll call the following Town Board members were present:

Town Supervisor: Edwin Wheeler
Town Councilmen: Robert Grier
David Lyon
Andy Baran
(Donald Sinclair was Absent)

Communications

1. Letter from Cooperative Extension RE: Toll Free phone number for farmers.
2. Letter from Cooperative Extension RE: "Supervisor for the Day"
3. Letter from Wayne County Emergency Management Office RE: Meeting Notice (Copies given to all Board Members) Refer to Public Works.
4. News Release from the NYS Dept. of Transportation RE: New Maple Ave. Bridge. Information meeting at Palmyra Fire Hall at 7:00 P.M. on May 20, 1986.

Following a review of the minutes submitted for the Saturday, April 5, 1986 Town Board meeting, Robert Grier moved to approve those minutes

MIN TO APV
MINUTES OF
4/5/86

STATE OF NEW YORK, }
County of Wayne. } ss:

April 9, 1986

Casimir J. Moulton
Foreman of the Publisher

this 2nd day of May 1986

Judith A. MacDuff
Notary Public

Fee: \$ 16.58

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1937

April 24, 1986

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as submitted. Andy Baran seconded this motion and it passed with 4 ayes.

Reports of Standing Committees

Public Works Committee - David Lyon, Chairman

1. Approve purchase of chair mat and book cart (\$125.27) and bookcase (approximate cost \$90.00) for the court clerks

David Lyon moved to approve the purchase of a chairmat, book cart and bookcase for the Town Court Clerk's office at a price not to exceed \$225.27. Andy Baran seconded this motion and it passed with 4 ayes.

MIN TO APV
PURCHASES
FOR TN COURT
CLERKS OFFICE

2. Approve the purchase of window sign painting, telephone system, spray-painting of office furniture, key cabinet and postage scales

David Lyon moved to approve the purchase of the following items for a cost not to exceed those listed for each item:

Painted window and door signs	\$ 210.00
Door closure (Installed)	100.00
Telephone system	2641.84
Spray painting of office furniture	812.65
Key Cabinet	16.00
Postage scales	25.00
Total	\$3805.76

MIN TO APV
PURCHASE OF
WINDOW SIGNS
TELE SYSTEM
SPRAY PAINTING
KEY CABINET
POSTAGE SCALE

Andy Baran seconded this motion and it passed with 4 ayes.

3. Water (a) Town of Macedon (b) Wayne County Water Study

Councilman Lyon chose to defer this matter to the next Town Board meeting.

WATER
DEFERRED

Public Services Committee - Andy Baran, Chairman

Andy Baran reminded the Board of the spring clean-up next week but had no report at this time.

REMINDER OF
SPRING
CLEAN-UP

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Ronald Dekdebrun Jr. - Subject of Public Hearing

David Lyon said he did not want to hold up the man's plans but he would like to check into this a little more in order to feel comfortable about a decision. The Board decided to take no action tonight and to defer this to the next Board meeting.

R. DEKDEBRUN
DEFERRED TO
NEXT MFG

Administrative & Planning Committee - Robert Grier, Chairman
(to include Economic Development & Intergovernmental Relations)

1. Palmyra Economic Development Corp. - RE: \$3,000

Robert Grier informed the Board that he had talked to Richard Watson from the Palmyra Economic Development Corp. Mr. Watson told Mr. Grier that it was the Corporation's understanding that this \$3000.00 was to be used at their discretion and that they still have the money in the bank. The Board thought perhaps Mr. Grier should check the minutes for the original motion and report back to the Board.

PAL ECONOMIC
DEV. CORP.
\$3000

2. Contract with Breens Bells

The following resolution was moved by David Lyon, seconded by Andy Baran and passed with 4 ayes.

WHEREAS, BREEN'S Realty and leasing Corp., has entered into an agreement with the County of Wayne, Village of Palmyra, Town of Palmyra and Palmyra-Macedon Central School District, for certain payments in lieu of taxes, but preserves its rights under Section 485-b, and

April 24, 1986

WHEREAS, section 485-b provides for certain exemptions, as set forth therein, and

WHEREAS, the Town of Palmyra has no problem in entering into an agreement for payment in lieu of taxes, subject only to the requirement that Breen make a suitable application for exemption under Section 485-b as required by Statute.

NOW THEREFORE, BE IT RESOLVED, subject to the above conditions that the Town Board does hereby authorize EDWIN E. WHEELER as supervisor to the Town of Palmyra, to execute the agreement between the Town of Palmyra, County of Wayne, Wayne County Industrial Development Corporation, Village of Palmyra and Palmyra-Macedon Central School District to execute a certain agreement.

(To include Insurance and Dog Control) Andy Baran, Chairman

1. Proposed local law # 2 of 1986 - Subject of Public Hearing

MIN TO APV
L.L. #2-1986
DOG CONTROL
& LOCAL FEE

Robert Grier moved to approve Local Law # 2 of the year 1986 entitled "Dog Control Law of the Town of Palmyra." Andy Baran seconded this motion. During the brief discussion that followed, David Lyon said that he felt a \$2.50 increase per dog was too much money. This motion passed with a vote of 3 ayes to 1 nay. David Lyon voting nay.

Other Business

1. Transfer of funds

TRANSFER OF
FUNDS
TO PAY
REGISTRAR

The following motion was offered by David Lyon, seconded by Andy Baran and passed with 4 ayes.

WHEREAS THE Town of Palmyra owes the Registrar for seven (7) Death Certificates for the period of 1/85 to 12/85 in the amount of \$3.50 and

WHEREAS there is no monies in the Budget for this charge
NOW THEREFORE BE IT RESOLVED that the Town Board of the Town of Palmyra approve the transfer of \$3.50 for the Board of Health-Personal Services Account No. B4010.1 to the Registrar of Vital Statistics - Personal Services Acct. No. B4020.1

2. Bingo Inspection Report from Supervisor Wheeler
Next Month is Robert Grier

BINGO
INSPCTN RPT

The second Bingo Inspection Report done by Supervisor Wheeler for the month of April has been filed, with a reminder that this is Robert Grier's responsibility for the month of May.

3. This & That from the Supervisor

THIS & THAT
FROM THE
SUPERVISOR

Supervisor Wheeler made brief comments to the Board regarding the following:

- a) Waste Energy
- b) United Way
- c) Performing Arts
- d) County History Jamboree at the Marion High School on April 26, 1986
- e) Wayne County Library System Tour on May 17, 1986
- f) Social Services Building site has been approved by the County

MIN TO APV
VOUCHERS

Following a review of the vouchers submitted, Andy Baran moved to pay the vouchers as shown on abstract #4 A. David Lyon seconded this motion and it passed with 4 ayes.

April 24, 1986

245

David Lyon then moved to go into Executive Session to discuss a sensitive matter. Andy Baran seconded this and it passed with 4 ayes.

Andy Baran made the motion to come out of Executive Session with Robert Grier seconding and it passing with 4 ayes.

The motion to adjourn this meeting was moved by Andy Baran, seconded by Robert Grier and passed with 4 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

MIN TO GO
INTO EXEC
SESSION
MIN TO COME
OUT OF EXEC
SESSION

May 8, 1986

247

The regular meeting of the Town Board scheduled to be held on May 8, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order at 8:02 P.M. by Supervisor Wheeler.

Following a moment of silence, Supervisor Wheeler asked Donald Sinclair to lead those present in the Pledge of Allegiance to the Flag.

Town Board members present were as follows:

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

COMMUNICATIONS

1. Invitation from Palmyra Kings Daughters Free Library Inc. to Open House for new addition on May 18, 1986 from 2:00 - 4:00
2. Invitation from Wayne County Humane Society to "Pet Fair" on Sunday, May 18, 1986 from 12:00 noon - 5:00 P.M.
3. News Release from NYS Dept. of Transportation RE: Maple Avenue Bridge informational meeting at the Palmyra Fire Hall on May 20, 1986 at 7:00 P.M.
4. Letter from the NYS Dept. of Transportation RE: Speed limit on Cambier Road - Receipt of our letter

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman
(Includes Highway, Sewer, Water & Buildings)

David Lyon moved to add to the agenda Item #1 - Highway Safety.

Robert Grier seconded this motion and it passed with 5 ayes.

David Lyon then made a motion to petition the Wayne County Highway Safety Board to survey the corner of Stafford Road and West Foster Street, preferably before school lets out and make a recommendation to this Board to insure the safety of the residents of the Town of Palmyra. This motion was seconded by Donald Sinclair and, following a brief discussion, passed with 5 ayes.

Public Services Committee - Andy Baran, Chairman

(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

1. Report on "Spring Cleanup"

Andy Baran reported to the Board that the cost of this year's "Spring Cleanup" was \$3960.00. This was up from last year due to increased dumping costs and the dumpster had to be emptied more often. David Lyon said that he still feels like this is a bargain compared to the cost and time involved in having the highway crew do a roadside pickup.

2. Inadfill Contract

Andy Baran moved to discontinue the Saturday morning refuse transfer station, presently being operated at the Town Barns on Kent Street, as of 1:00 P.M. on June 28, 1986. This motion was seconded by David Lyon. During the discussion that followed, the Board wondered what alternatives there are available for those people that would rather take care of their own garbage. Andy Baran will check on alternatives. The motion passed with 5 ayes.

Assessment, Planning & Zoning Committee, Donald Sinclair, Chairman

1. Ronald Dekdebrun - Special Authorization to provide a outdoor recreational activity called "Capture the Flag" for a fee

A motion was made by Donald Sinclair, seconded by Andy Baran, to deny Special Authorization for Ronald Dekdebrun to provide a outdoor recreational activity called "Capture the Flag" for a fee. During the discussion

CALL TO ORDER

MNT OF SILENCE

PLEDGE OF ALLEGIANCE

ROLL CALL

COMMUNICATIONS

RPTS OF STNDG COMMITTEES

MIN TO ADD TO AGENDA

MIN TO PETITION W C HWY SAFETY BD TO SURVEY STAFFORD RD & FOSTER ST CORNER

SPRING CLEANUP RPT

MIN TO DISCONTINUE REFUSE TRANSFER STATION AT TOWN BARN

MIN TO DENY SPEC AUTH FOR R. DEKDEBRUN

that followed, Mr. Sinclair explained that he had three (3) reasons for denial -

- #1 - This is a agricultural zone
- #2 - This is not a hardship situation
- #3 - This is not a home business

Upon Supervisor Wheeler calling for a vote, this motion for denial of this application was passed with 4 ayes - 1 naye. (David Lyon voting naye)

Mr. Dekdebrun asked how he could appeal this decision. Mr. Rubery, the Town Attorney, told him he had two options - He could either resubmit a new application with a more complete package to give a more clear picture of the area to the Town Board or he could go to Supreme Court (Article 78).

Andy Baran explained to Mr. Dekdebrun that he had voted to deny this application because of the opposition of the neighbors.

MTN TO APV
AUTO JUNK YD
PRMT RENEWAL
W. HOOD

2. Renewal of Junk Yard Permit for William Hood, Trolley Road
Donald Sinclair moved to approve the renewal of a Automobile Junk Yard Permit for William Hood, Trolley Road, Palmyra, to expire April 1, 1987. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
DISPOSAL PMT
GERALD EAST

3. Application for Permit to transport, collect and dispose of human waste materials for Gerald East
A motion was then made by Donald Sinclair, seconded by Andy Baran, to approve the renewal of a permit to transport, collect and dispose of human waste materials for Gerald East Septic Tank Service, 3316 Marion Road, Palmyra, to expire April 15, 1987 contingent upon continuation of New York State approval. This motion passed with 5 ayes.

MTN TO APV
DISPOSAL PMT
NANCY EAST

4. Application for Permit to transport, collect and dispose of human waste materials for Mrs. Nancy East
Donald Sinclair then moved to approve the renewal of a Permit to transport, collect and dispose of human waste materials for Mrs. Nancy East, 3314 Shilling Road, Marion, to expire April 15, 1987 contingent upon continuation of New York State approval. This motion was seconded by Robert Grier and passed with 5 ayes.

MTN TO APV
ASSESSOR TO
ATTEND SMNR

5. Approval for Assessor to attend Seminar on Assessment Administration in Rochester, June 9, 1986 at a cost of \$50.00
A motion was made by Donald Sinclair, seconded by David Lyon for approval for the Assessor, Judson Roney, to attend a seminar on Assessment Administration in Rochester, June 9, 1986 at a cost of \$50.00 as long as he has this amount in his budget. This motion passed with 5 ayes.

Administrative & Planning Committee - Robert Grier, Chairman
(To include Economic Development & Intergovernmental Relations)

ROBERT GRIER
ADDED TO
CNLIN DYAS
COMMITTEE

Robert Grier informed the Board that he had no report at this time.

Supervisor Wheeler said that he is adding Robert Grier, as well as Donald Sinclair, as liason to the Canaltown Days Committee.

(To include Dog Control & Insurance) Andy Baran, Chairman

Andy Baran informed the Board that he had no report at this time.

OTHER BUSINESS

MTN TO ADD
ITEM #1 TO
AGENDA

David Lyon moved to add to the agenda Item #1 - Approval for Supervisor Wheeler to attend the Annual Summer Conference School. Andy Baran seconded this motion and it passed with 5 ayes.

Andy Baran then moved for approval for the Town Supervisor, Edwin Wheeler, to attend the 37th Annual Summer Conference School at

Alexandria Bay June 22-25 as long as he has the money in his budget. Robert Grier seconded this motion and it passed with 5 ayes.

MIN TO APV
SUPERVISOR
ATTENDING SCH

Donald Sinclair moved to add to the agenda Item #2 - Hammond Road pollution problem. Andy Baran seconded this motion and it passed with 5 ayes.

MIN TO ADD
ITEM #2 TO
AGENDA

A motion was then made by Donald Sinclair that the Chairman of the Health Committee notify Dr. Maureen Merritt, Health Officer, of the pollution problem on Hammond Road and to provide her with a file regarding same, to have her investigate, to have her take appropriate measures to correct and to report back to the Board. Andy Baran seconded this motion and it passed with 5 ayes.

MIN TO NOTIFY
HEALTH OFFICER
OF POLLUTION
HAMMOND ROAD

Andy Baran then moved that the Hammond Road residents be notified by letter that there is a pollution problem in the area and that a investigation is being done in the near future. This motion was seconded by Robert Grier and passed with 5 ayes.

MIN TO NOTIFY
HAMMOND ROAD
RESIDENTS

Robert Grier moved to approve the minutes of the April 10, 1986 Town Board meeting as submitted. Donald Sinclair seconded this motion and it passed with 5 ayes.

MIN TO APV
MINUTES OF
4-10-86

Following a review of the Vouchers submitted, a motion was made by David Lyon, seconded by Andy Baran, to pay the Vouchers as shown on Abstract #4B & #5. This motion passed with 5 ayes.

MIN TO APV
PAYMENT OF
VOUCHERS

The motion to adjourn this meeting of the Town Board was made by David Lyon, seconded by Robert Grier and passed with 5 ayes.

MIN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

May 22, 1986

251

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, May 22, 1986 was called to order by Supervisor Wheeler at 8:00 P.M. CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman, Robert Grier to lead those present in the Pledge of Allegiance to the Flag. MT. OF SINCE
PLEDGE OF ALLEGIANCE

Upon roll call, the following Board members were present: ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others in attendance at this Town Board meeting were:

Rebecca Shook (Courier Journal)
Nelson Cook (Town Highway Superintendent)
Paul Rubery, Town Attorney

COMMUNICATIONS

1. News Release from Robert Oaks, County Clerk RE: New License Plate Issue (copies to all Board members)
2. Letter from Mario Cuomo, Governor RE: Eleanor Roosevelt Community Service Awards (Referred to Robert Grier)
3. Letter from Wayne County Probation Dept. RE: Public Forum Referred to Andy Baran
4. Letter from NYS D.E.C. RE: Solid Waste Management Facility #59S08 (Referred to Andy Baran)
5. Letter of thanks from Zion Episcopal Church

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

1. Report of Wayne County Advisory Meeting RE: Wayne County Water Study

David Lyon reported to the Board that Tony Malone, Engineer, stressed the advantages of the Towns and Villages being a part of this action. This Advisory Committee is to meet again to come up with a plan of action. RPT OF WAYNE
CITY ADVISORY
MEETING

2. Approval of Highway Superintendent attending school at Cornell University in June - Advancement of \$300.00 to Cover expenses.

Donald Sinclair moved to approve the Town Highway Superintendent, (Nelson Cook) attending school at Cornell University in June, as budgeted for him to receive a \$300.00 advance to defray his expenses. Robert Grier seconded this motion and, following a brief discussion, it passed with 5 ayes. MTN TO APV
HWY SUPER
ATTENDING
SCHOOL

3. Town Board direction for two (2) "Children Walking" signs at East Palmyra School on S. Creek Road - Approximate cost \$80.00

David Lyon moved to purchase two (2) "Children Walking" signs to be placed near the East Palmyra School on S. Creek Road at a cost not to exceed \$80.00. Andy Baran seconded this motion. During the discussion that followed it was mentioned that this type of sign is already in place near the Port-Gibson Road school in East Palmyra. This motion passed with 5 ayes. MTN TO APV
PURCHASE OF
"CHILDREN
WALKING"
SIGNS

4. Report of Maple Avenue Bridge Meeting held May 20, 1986 at the fire hall.

May 22, 1986

RPT ON MAPLE
AVE BRIDGE
& DIVISION
ST. BRIDGE
PROJECTS

Mr. Lyon informed the Board that he had attended the Bridge meeting held at the Palmyra Fire Hall. The rehabilitation of the Division Street Bridge was discussed and also the closing of the Maple Avenue Bridge that will follow.

Public Services Committee - Andy Baran, Chairman

1. Hammond Road Pollution Problem

HAMMOND RD
POLLUTION
PROBLEM

Andy Baran and Donald Sinclair will check with the Health Officer, Dr. Maureen Merritt, and the Zoning Enforcement Officer, Dan Wooden to make arrangements to start testing the houses on Hammond Road.

2. Closing of Saturday morning refuse transfer station

CLOSING OF
SAT MORNING
TRANSFER STA

The Saturday morning transfer station presently being held at the rear of the Town Barns will permanently close at 1:00 P.M. on June 28, 1986. The Town Clerk will advertise this in both the Courier Journal and the Timesaver.

3. Closing of Landfill per letter from NYS D.E.C.

CLOSING OF
OLD LANDFILL
SITE

Andy Baran will arrange for a on-site inspection of the old landfill property and for direction on properly closing same.

Assessment, Planning and Zoning Committee - Donald Sinclair,
Chairman

2. Telephone for Judge's Office

Donald Sinclair moved to approve the installation of a telephone line for the Judge's office at the Village Hall through the interface only, by the telephone company, at a cost not to exceed \$154.37 and then to hire Fran Rush to do the wiring and install a jack and for the Town to purchase a telephone. Andy Baran seconded this motion and following a brief discussion, it passed with 5 ayes.

LETTER FROM
NYS DIV OF
EQUALIZIN &
ASSESSMENT

3. Letter from NYS Division of Equalization & Assessment

Mr. Sinclair told the Board a report is forthcoming.

Mr. Sinclair then moved to add Item #4 to the agenda - Approval of the Assessor attending a course at Cornell University. Andy Baran seconded this motion and it passes with 5 ayes.

MTN TO ADD
TO AGENDA
SCHOOLING FOR
ASSESSOR

A motion to approve the Assessor, Julson Roney, attending a course on Fundamentals of Real Property Appraisal at Cornell University from July 20 - 25, 1986 at a cost not exceed \$290.00, after reimbursement from the Board of Assessment and Equalization, was moved by Donald Sinclair, seconded by Robert Grier and passed with 5 ayes.

1. Report on Grievance Day

GRIEVANCE
DAY REPORT

Mr. Roney reviewed the report he had submitted to Donald Sinclair with the Board. He then showed the Board the photo albums he had put together.

PHOTO ALBUMS
SHOWN TO BO

Donald Sinclair asked what dimension these photo albums added. Mr. Roney said if a evaluation is done this is the first step in organizing sales. Since the Town Board has not decided if they want an update done, Supervisor Wheeler asked Donald Sinclair for a target date for alternatives to a update. Mr. Sinclair said as soon as this information is available he will present it to the Board. This matter was then referred back to committee. Mr. Roney asked just what his job is. Mr. Sinclair said his job is assessment and keeping his . ords caught up. Mr. Roney asked if the Board was instructing him to work full time for only two thirds of

UPDATE
REFERRED.
BACK TO COMM

last year's pay. The Town Attorney, Paul Rubery, said that the law says as long as the Assessor meets the required time schedules and his work is caught up his time is his own - He cannot be required to work full time. Mr. Roney said when he applied for this job the ad in the Courier Journal said "Full Time Assessor Job." Andy Baran stated that Mr. Roney had taken the job of assessor and that job has not changed. Mr. Roney then asked the Board if pay of \$13,200.00 is pay for full time assessor. Mr. Rubery again said that the law says it depends on how many hours it takes to do the job. Mr. Roney said he would like these minutes to show that his official question is as follows: "Is pay of \$13,200.00 pay for a 40 hour week?". Donald Sinclair asked Paul Rubery if he would explain the situation. Mr. Rubery said the assessor is responsible for maintaining his work and Grievance Day in whatever time he requires to do so. Supervisor Wheeler asked the committee to investigate the history of the assessor's job and his wages in order to find a solution to this matter at the next meeting. Andy Baran asked Mr. Roney how much time he spent on zoning and planning work last year. Mr. Roney said really could not break it down properly but probably 55% to 60% of his time was spent on Assessor work. Mr. Baran said that that meant Mr. Roney's wages were decreased by approximately 33% but his workload was decreased by approximately 40% to 45%.

Administrative & Planning Committee - Robert Grier, Chairman
(To include Economic Dev. & Intergovernmental Relation)

ADMINISTRATIVE
& PLNG COMM

1. Palmyra Economic Development Corporation

Mr. Grier had no report at this time

(To include Insurance and Dog Control) Andy Baran, Chairman

Mr. Baran had no report.

OTHER BUSINESS

1. Memorial Day Parade

OTHER BUS

Supervisor Wheeler asked who was planning to ride in the Memorial Day Parade with him. Donald Sinclair, Andy Baran and Robert Grier will also participate. The Town Clerk will notify the Parade Committee.

2. "This and That" from the Supervisor

"THIS & THAT"
FROM THE
SUPERVISOR

(a) Wayne County has voted to abandon their rights to abandoned railroad property - Referred to Public Works Committee.

(b) Wayne County has authorized the MRB Group to work on the water program.

(c) Bi-Centennial Committee - Dick Watson and Jerry Allen are Co-Chairmen of this committee. Supervisor Wheeler instructed Robert Grier to check on insurance for this event.

(d) All day June 5, 1986, Supervisor Wheeler will be at the High School doing interviews for scholarships.

(e) Supervisor Wheeler and the Town Accountant, W. Virginia Wilson, are going to meet for lunch with representatives from Marine Midland Bank.

(f) Supervisor Wheeler asked if anyone knew where the large zoning map had gone. No one was sure but will check around.

May 22, 1986

(g) Supervisor Wheeler reported that the "Supervisor for a Day" program was very interesting and that he really enjoyed being a part of it.

MIN TO APV
MINUTES OF
4/24/86 &
5/8/86

David Lyon then moved to approve the minutes from the April 24, 1986 and May 8, 1986 Town Board meeting as submitted. Andy Baran seconded this motion and it passed with 5 ayes.

MIN TO APV
PAYMENTS OF
VOUCHERS

Following a review of the vouchers submitted for payment, a motion was made by Donald Sinclair to approve payment of vouchers as submitted on abstract #5A. Robert Grier seconded this motion and it passed with 5 ayes.

The motion to adjourn this meeting of the Town Board was made by Andy Baran, seconded by Robert Grier and passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

June 12, 1986.

255

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, June 12, 1986 at the Town Office, 201 E. Main Street, Palmyra was called to order by Supervisor Wheeler at 8:00 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Councilman, Andy Baran to lead those present in the Pledge of Allegiance to the Flag.

MNT OF SLENCE
PLEDGE OF ALLEGIANCE

Upon roll call, the following Board members were present:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others in attendance at this meeting were Nelson Cook, Town Highway Superintendent, Paul Rubery, Town Attorney and James Elliott, Village Trustee.

COMMUNICATIONS

CMUNCATIONS

1. Card from NYS Dept. of State
RE: Local Law #2 of 1986 (Dogs)
2. Wayne County Board of Supervisors
RE: Motion relinquishing the County's preferential acquisition rights to abandoned rail property (Copy given to all Board members) Parcel ID No. NYE-200-136
Tn/Vill of Palmyra
3. Letter from NYS D.E.C.
RE: Water Pollution Problem Garnsey-Hammond Road
(Copies to all Board members)
4. Letter from New York Public Interest Research Group, Inc.
RE: They will be in our area doing door-to-door research.
5. Invitation from IBM to attend a seminar designed especially for Local Governments (Copies to all Board members)

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

PUB WORKS COMM

1. Town Board Approval of used road sweeper - cost not to exceed \$4,999.00

David Lyon moved to approve the purchase of a used road sweeper at a cost not to exceed \$4,999.00 to be paid from the Machine Reserve Acct. Andy Baran seconded this motion. During the discussion that followed, it was pointed out that the Town has been borrowing a sweeper and that arrangement does not always work out well. Andy Baran said that the cost for a new road sweeper is upward of \$26,000.00. Upon a vote being called, this motion passed with 5 ayes.

MTN TO APV
PURCHASE OF
USED ROAD
SWEPPER

2. Town Board approval of purchase of Hearing Aid Compatible Handset at a approximate cost of \$50.00

David Lyon moved to approve the purchase of a Hearing Aid Compatible Handset for the new telephone system, to be used in the Assessor's office, at a approximate cost of \$50. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
PURCHASE OF
HEARING AID
COMPATIBLE
HAND SET

June 12, 1986

WESTERN WAYNE
CITY WATER
STUDY RPT

3. Report of Western Wayne County Water Study

David Lyon reported to the Board that the Water Study Advisory Committee of which he is our representative, met on June 4th and reviewed, updated and corrected the proposal they had drawn up. David asked for input from the Board relative to pursuing this project. Following some discussion on this subject, the Board agreed to continue pursuing this project. Mr. Lyon thought that a tentative date should be set to hold a Public Informational meeting around the middle of July, possibly at the firehall. The Town Clerk will check on two (2) available nights for the Board.

Public Services Committee - Andy Baran, Chairman

Donald Sinclair moved to add Item # 1 - Closing of Landfill to the agenda. Andy Baran seconded this motion and it passed with 5 ayes. Andy Baran has met with Deborah Jackson of the Department of Environmental Conservation and has been given a draft of a consent order in the matter of alleged violations of Part 360 of the Official Compilation of Codes, Rules and Regulations of the State of New York (6NYCRR Part 360) by Town of Palmyra, Respondent. After reviewing this consent order, Donald Sinclair moved to send a copy of same to Senator Kehoe and Assemblyman Talomie along with a cover letter, to be written by the Town Attorney. Andy Baran seconded this motion and it passed with 5 ayes.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Phil Marvin - Set date for a Public Hearing for
Special AuthorizationMTN TO SET
PUB HEAR
PHIL MARVIN

Donald Sinclair moved to set a Public Hearing for Phil Marvin Buick Olds, Inc. for Special Authorization to operate a Auto-Truck-RV Sales and Service business on the former "Morganti Car Ranch" property on Thursday, June 26, 1986 at 8:00 P.M. David Lyon seconded this motion and it passed with 5 ayes.

2. Town Board approval of purchase of telephone for
Justices OfficeMTN TO APV
PURCHASE OF
TELEPHONE
FOR JUSTICES

Donald Sinclair moved to approve to purchase of a push-button telephone for the Justice's office at a cost not to exceed \$22.00 to be paid for out of the Federal Revenue Sharing Funds.

3. Re-appointment of David Pinkney to Palmyra Planning
Board (5 year term)MOTION TO
REAPPOINT
D. PINKNEY
PAL PLNG BD

A motion was then made by Donald Sinclair to re-appoint David Pinkney to the Palmyra Planning Board for a 5 year term retroactive to June 1, 1986 Thru May 31, 1991. This motion was seconded by David Lyon and passed with 5 ayes.

Administrative & Planning Committee - Robert Grier Chairman

(to include Economic Development & Intergovernmental Relations)

E. ROOSEVELT
COMM. SRVC
AWARDS

Robert Grier reminded the Board that the nominations for the Eleanor Roosevelt Community Service Awards have to be in by next month. He asked the members of the Board to bring any nominations they might have to the next Board meeting.

June 12, 1986

257

(To include Insurance and Dog Control)

Andy Baran, Chairman

1. Transfer of Funds

The following motion was offered by Andy Baran, seconded by Robert Grier and passed with 5 ayes.

TRANSFER
OF FUNDS
RE: INSURANCE

WHEREAS THE 1986 Town Budget Insurance account A1910.4 is \$35000 and

WHEREAS the Prepaid Insurance paid in 1985 that was applicable to 1986 expense is in the amount of \$31492.87 and

WHEREAS Insurance for 1986 in the amount of \$5800.10 which covers the E & O Policy in the amount of \$1343.00, the Special Hauling Permits in the amount of \$100.00 and the excess Auto Liability Policy in the amount of \$5357.10 has been paid and

WHEREAS the Town Budget Insurance Account A1910.4 has now insufficient funds in the amount of \$3292.97 and

WHEREAS the April 1986/1987 Commercial Auto Policy is due in the amount of \$16991.00 and

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra authorize the use of surplus funds in the amount of \$20293.97 to cover the insufficient funds of \$3292.97 and the Commercial Auto Policy in the amount of \$16991.00

Robert Grier then reported to the Board that he had checked with our insurance carrier, Van Parys Associates, regarding insurance coverage for the Bi-Centennial Celebration. He was told that the way things stand right now, there should be no problem as long as the Town is not involved with alcoholic beverages in any way.

BICENTINIAL
INS CVRAGE

A motion was then offered by David Lyon to approve the minutes from the May 22, 1986 Town Board meeting as submitted. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
MINUTES OF
5/22/86

Other Business

1. Petition RE: Insurance rates in New York State

A petition opposing the high insurance (all kinds) in New York State was sent to Supervisor Wheeler from Assemblyman Frank G. Talomie. Assemblyman Talomie asked for help in getting this petition signed and then having them returned to him. Supervisor Wheeler asked each Town Councilman to take a petition and get some signatures.

2. "This & That" from the Supervisor

The motion to approve the following resolution and to forward a copy of same along with a cover letter to Richard Watson and to Jack Allen was made by Supervisor Wheeler; seconded by Donald Sinclair and passed with 5 ayes:

MTN TO
CREATE A
BICENTINIAL
COMM

WHEREAS, in 1989 the Town of Palmyra will celebrate the 200th anniversary of its founding; and

WHEREAS, the Town of Palmyra desires to properly celebrate this historic event and give its residents, former residents and neighbors an opportunity to participate in celebrating this outstanding occasion; and

WHEREAS, it is the desire that the Town of Palmyra use this event and the year 1989 as an occasion to review the heritage of Palmyra and to preserve the heritage of the Town of Palmyra and to develop in its residents and its neighbors a concern and appreciation for the story of Palmyra.

NOW THEREFORE, BE IT RESOLVED, that the Town of Palmyra does create a Bicentennial Commission to plan and implement the planning for the celebration to be composed of not less than ten (10), nor more than twenty (20) citizens residing in the Town of Palmyra; and

BE IT FURTHER RESOLVED, that the Town Board does hereby appoint Richard Watson and Jack Allen as the Co-Chairmen of the Bicentennial Commission; and

BE IT FURTHER RESOLVED, that the other members of the Bicentennial Commission shall be appointed by the Town Board upon recommendation of the Chairmen, or a majority of the members of the Bicentennial Commission; and

BE IT FURTHER RESOLVED, that the members of the Bicentennial Commission shall be representatives of all the residents of the Town of Palmyra and

BE IT FURTHER RESOLVED that the Bicentennial Commission shall create such other Committees and/or groups that they shall deem necessary to assist them in their plans and implementing the plans for the celebration and

BE IT FURTHER RESOLVED, that the Bicentennial Commission shall prepare a suitable budget and present the same to the Town Board for consideration; and

BE IT FURTHER RESOLVED, that the Bicentennial Commission shall have access to Two Thousand Dollars (\$2,000.00) set aside by the Town Board to use to develop and implement the plans. The funds may be spent by the Town Board on the recommendation of the Bicentennial Commission.

MIN TO ADV
PAYMENT OF
VOUCHERS

Donald Sinclair then moved to pay the Vouchers as submitted on Abstract # 5B and # 6. Andy Baran seconded this motion and it passed with 5 ayes.

MIN TO
ADJURN

The motion to adjourn this Town Board meeting was made by Donald Sinclair, seconded by Robert Grier and passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, } ss.
County of Wayne, }

Rosalie J. Manton..... being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

June 18, 1986

Rosalie J. Manton
Foreman of the Publisher

Subscribed and sworn to before me

this 26th day of June, 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 21.13

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4735126
Expiration Date March 30, 1987



PUBLIC HEARING

The Public Hearing, scheduled to be held on Thursday, June 26, 1986 at 8:00 P.M. in the Town Office, 201 East Main Street, Palmyra, New York to consider the application of Phil Marvin Buick-Olds, Inc. for Special Authorization to operate a Auto-Truck-RV Sales and Service business on property located on Route 31 in the Town of Palmyra (formerly known as Morganti's Car Ranch), was opened by Supervisor Wheeler at 8:00 P.M..

PUBLIC
HEARING

(MARVIN)

Those present other than the Board members were: Phil Marvin, Town Attorney Paul Rubery and Zoning Officer Dan Wooden.

The Proof of Publication was read by the Clerk.

Supervisor Wheeler requested comments and/or questions in favor of or against this request.

Questions posed to Mr. Marvin by Board members and Town Attorney Rubery included: the amount of property involved, intentions to go ahead with plans for RV Sales & Service, purchase of property, will both sites be operated (present Car dealership on East Union St. and this property), will any testing or demonstrating be done on the property, will sales include off-road vehicles and boats, will the building be enlarged. Mr. Marvin responded to questions by stating that he intends to establish a business on this site, will purchase the property if the application is approved, both business sites will be in operation with the Route 31 site being for RV Sales & Service - possibly some Commercial vehicles (pick-ups and pick-up campers), the testing and demonstrating will be done on the road as most vehicles are motorized, storage will be in the back and that area may eventually be enclosed, will not deal with motor cycles, ATVs, 4 wheel off-road vehicles, his franchise is for a more expensive line of RVs, no selling of boats but may take some in trade and might consider a franchise in the future, there is no need to enlarge the building as there is plenty of room for storage, repairs or doll-ups.

Town Councilman Andy Baran asked if there were recommendations from the Planning Board.

At this time, Zoning Officer Wooden reported that there is a slight technicality. Through a misunderstanding, no request was sent to the Wayne County Planning Board for their recommendations on the application. Mr. Wooden reported that he talked with Paul Wilson of the County Board and Mr. Wilson stated that, although the County Board doesn't like to follow the practice, if no one comes to oppose this application, the Town Board, if they wish, can go ahead and approve it - then send the application to next month's Wayne County Planning Board meeting so they can approve it. Mr. Wilson is quite positive the County Board would not disapprove it. Supervisor Wheeler asked Town Attorney Rubery if the Town Board could do that without holding up the application. Mr. Rubery replied that it can be done in this manner and then explained that the Board who is responsible for making the motion is responsible for sending the application to the County. He also stated that if the application is turned down by the Wayne County Planning Board, the Town Board with 4 or more votes can approve it. Supervisor Wheeler pointed out that the County Board has approved other applications for the same site and Mr. Wooden stated that Mr. Wilson indicated that the County is interested in having a business in there.

Some discussion was held concerning the property and problems with Mr. Morganti. The map was reviewed by the Board and it was determined that the same problems would not apply in this case.

PUBLICHEARINGCONT'D

Town Attorney Rubery spoke of the Town's concern in regard to the deep front lawn in the front of the property on Route 31, part of which is owned by the Canal Division, Department of Transportation. Mr. Marvin stated that he has a commitment with the State going along with this request and it is being held up. He also stated that New York State will not honor the prior letter of commitment to sell - he can do what he wants to with the property but the State will not transfer the property. Mr. Rubery stated that normally the Town has not approved anybody making permanent use of the State property. Mr. Marvin informed the Board that the State allowed the satellite dish business to put a permanent sign on the State property. The Town will allow a sign according to the regulations of the Zoning Ordinance. Mr. Marvin indicated that he wants to put a light pole to protect the property and eventually will erect a sign.

Supervisor Wheeler stated if there was no further discussion, he would request the Clerk to read the recommendations from the Town of Palmyra Planning Board. Discussion followed in regard to the two properties, Morganti's Car Ranch and the Blondell property.

HEARING
CLOSED

There being no further comments, Supervisor Wheeler requested a motion to close the hearing. A motion to close the hearing was made by David Lyon, seconded by Andy Baran and passed with 4 ayes.

MTG.
OPENED

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held Thursday, June 26, 1986 in the Town Office, 201 East Main Street, Palmyra, New York was called to order by Supervisor Wheeler at 8:20 P.M..

Following a moment of silence, Supervisor Wheeler requested Town Councilman Robert Grier to lead those present in the Pledge of Allegiance to the Flag.

ROLL CALL

Upon Roll Call the following Board members were present:

Town Supervisor: Edwin Wheeler
Town Councilmen: David Lyon
Andy Baran
Robert Grier

Town Councilman Donald Sinclair was absent. Nelson Cook, Town Highway Superintendent, was also present.

COMMUNIC.COMMUNICATIONS:

- (1) Letter from Palmyra Economic Development Corporation requesting copies of the minutes of the Town Board meetings and Wayne County Board meetings.
- (2) Letter from the Canal/Town Days Committee in regard to the Parade - referred to Bob Grier.
- (3) Letter from Wayne County Board of Elections as a point of information concerning registration in schools.
- (4) Letter from FingerLakes Cablevision in regard to Customer Services.

NOTICE:
FRESH
WATER
LANDS MAP

Town Attorney Rubery advised the Board of a communication not listed - Notice from the Department of Environmental Conservation concerning the filing of a approved FreshWater Lands Map. Mr. Rubery feels the Board should review the map and be made aware of any changes. The Clerk is to make copies of the letter for Board members, Assessor, Planning Board members, Zoning Board members and Zoning Officer.

MIN. OF
6/12 APR.

Supervisor Wheeler entertained a motion that the minutes of June 12, 1986 be approved. Motion was made by David Lyon, seconded by Robert Grier and passed with 4 ayes.

COMM.
REPORTS

PUB. WORKS
COMM.

CO. WATER
STUDY

PUB. SERV.
COMM.

SWIFT'S
CEM.

DISC. RE:
PROP.
WAYNE CO.
ANIMAL
SHELTER

DISC.

LANDFILL

ASSESS, PL
ZON. COMM.

HAVERT'S

June 26, 1986 Continued

COMPLAINTRE: CARSHAVERT'SBODYSHOP

this matter. Mr. Wooden reported that following a complaint concerning the number of cars at Havert's Body Shop on Canandaigua Road, he wrote Mr. Havert about the violation of the Town of Palmyra Junk Vehicle Ordinance. Mr. Havert responded the next day and explained that the cars were from customers (car dealers), that he had notified his customers the cars had to be removed and he expected thirteen (13) would be out by Friday. Mr. Wooden will continue to check Mr. Havert's business and the Board requested Mr. Wooden to remind Mr. Havert of the conditions allowed in his Special Permit use. The discussion included the condition that Mr. Havert, by installing a fence, can park several cars without being in violation.

(2) Hammond Road Pollution Problem

HAMMOND RD.POLLUTIONPROBLEM

Prior to giving his report, Mr. Wooden passed out a printed report to the Board members. Mr. Wooden stated that he had checked the drainage ditch in back of the properties in question from Garnsey Road to the cross-over under Hammond Road and had tested all septic systems except that of Carlton Dennie. He noticed that one backyard showed recent work. He advised that the ditch should be cleaned out so the water can flow - right now it's backing up and spreading out, is so full that the dye used in the testing doesn't show up. The Board discussed this matter at length. Town Attorney Rubery spoke to the Board about the possibility of establishing a Drainage District and explained the procedure to do so. The Town can't legally clean the ditch without the Drainage District. This matter was referred to Committee for the next meeting. A copy of Mr. Wooden's report is to be sent to the complainant. It was also suggested that water samples be taken and that Carlton Dennie's septic system be tested.

(3) Phil Marvin Buick-Olds, Inc. - Special Authorization

APPLIC. FOR
SPEC. AUTHOR.P. MARVINRESOL. TO
APPROVE
W/COND.

A resolution to approve the application of Phil Marvin Buick-Olds, Inc. to operate a facility on property on Route 31 in the Town of Palmyra for Auto, Truck, RV Sales and Services was offered by Robert Grier and seconded by David Lyon. Following discussion, the conditions under which the application will be approved are:

1. Sales will be limited to new and used RVs, cars and trucks
2. No gasoline sales on premises
3. Any display and sale of sporting goods will be inside the building
4. Repair areas confined to inside the building
5. Storage other than automotive will be limited to confines of the building
6. The applicant will be allowed to place a temporary sign on the premises until rights to the State property in front of the building are acquired
7. The applicant will conform with all regulations of the Zoning Ordinance of the Town of Palmyra

The resolution was approved with a vote of 4 ayes.

(4) Assessment Update

ASSESS.
UPDATE

Town Councilman Grier stated that the only report he had was the information received from Jud Roney. Town Attorney Rubery spoke briefly to the Board in regard to this matter and some problems involved. The matter was referred to the next meeting.

Administration and Planning Committee - Robert Grier, Chairman

(1) Eleanor Roosevelt Community Service Awards

E. ROOSEVELT
AWARDS

Mr. Grier stated that nothing was done as the deadline had passed.

(2) Insurance

INSURANCE

Mr. Rubery advised the Board that the renewal of the General Liability will be made on a "claims made" basis.

Other Business -

(1) "This & That"

Supervisor Wheeler reported that the recent conference at Alexandria Bay was good. The outlook for Federal Revenue was very pessimistic. We seem to be on the right track with the County in regard to the Waste Energy Program. Insurance is a major problem for every one. A discussion in regard to Appraisal and Assessment showed a trend to go to full County Assessing.

THIS &
THAT
REPORT ON
CONFER.

(2) New York State Division of: Youth- Project Applications:

A motion was made by David Lyon, seconded by Andy Baran that the Town Board of the Town of Palmyra approve the project application for Division of Youth funds. Motion passed with 4 ayes.

NYS DIV OF
YOUTH APPL
MOTION TO
APPR.

(3) July & August meetings

Supervisor Wheeler entertained the motion to dispense with the July 24th and August 28th Town Board meetings. David Lyon made the motion, seconded by Andy Baran and the motion was passed with 4 ayes. The Courier Journal should be notified and a notice should be put on the Bulletin Board.

MOTION RE:
JULY & AUG.
ED. MTGS.

Supervisor Wheeler entertained the motion that the Vouchers as shown on Abstract # 6A be paid. Robert Grier made the motion, seconded by Andy Baran and the motion passed with 4 ayes - David Lyon voting no on Voucher # 125.

MOTION TO
PAY BILLS
ABSTR.#6A

Town Highway Superintendent Nelson Cook spoke briefly to the Board in regard to the school held recently at Cornell University. He informed the Board that there were meetings and speakers from 8:30A.M. to 12:00 Noon and Class room Workshops from about 1:30 P.M. to 4:45 P.M. covering a variety of subjects. Mr. Cook stated that the school was well worth while.

REPORT BY
TN.HWY.
SUPER. RE:
SCHOOL AT
CORNELL

The motion to adjourn was offered by Andy Baran, seconded by David Lyon and passed with 4 ayes.

MOTION TO
ADJOURN

Respectfully submitted,

Betty B. Stubbings
Betty B. Stubbings, Deputy Town Clerk

* Correction to these minutes of June 26, 1986 done at the July 10, 1986 Town Board Meeting.

Andy Baran moved to add the following resolution to the minutes of June 26, 1986 and that copies of said resolution be sent to Senator Paul Kehoe and Assemblyman Frank Talomie Sr. David Lyon seconded this motion and it passed with a vote of 5 ayes.

WHEREAS, the Town of Palmyra has closed its landfill; and
WHEREAS, despite the fact the Town has closed its landfill
as requested by the Department of Environmental Conservation; and
WHEREAS, the Town of Palmyra is required to pay a penalty;
and

WHEREAS, the Town is required to create monitoring wells in
some cased in bedrock; and
WHEREAS, the Town is required to hire an engineer to prepare
plans for closure; and
WHEREAS, there is no budget to pay the cost of engineers or
implementation of closure plan; and
WHEREAS, the Environmental Conservation Department has the
personnel to monitor the site, prepare the plans; and
WHEREAS, the State has assisted other communities with far
more serious problems,

NOW, THEREFORE, BE IT RESOLVED that the Town contact its
elective officials concerning the fine and requirements to close the
landfill and seek relief therefrom; and

BE IT FURTHER RESOLVED, that the State of New York should
implement closure programs, and absorb the costs.

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, July 10, 1986 was called to order by Supervisor Wheeler at 8:00 P.M. CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman, David Lyon to lead those present in the Pledge of Allegiance to the flag. MTG OF SINCE

Upon roll call, the following Board members were present:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others in attendance at this meeting were Paul Rubery, Town Attorney and Rebecca Shook from the Courier Journal.

COMMUNICATIONS

COMMUNICATIONS

1. "Thank you" from Laurel A. Kaddatz, D.V.M.
Wayne County Humane Society
2. Memo from Steven Stark-Riemer, Hearing Officer
RE: Spec. Franchise Assessments
3. Letter from NYS Dept. of Transportation
RE: CHIPS Program

REPORTS OF STANDING COMMITTEES

Public Works Committees - David Lyon, Chairman
(Includes Highway, Sewer, Water & Buildings)

PUB WKS COMM

1. Confirmation of date for Information meeting
RE: Western Wayne County Water Study (Tuesday, August 19th
at 7:30 P.M.

David Lyon reported that the date for the informational meeting on the Western Wayne County Water Study has been changed to Tuesday, August 19, 1986 at 7:30 P.M. at the Palmyra Fire Hall. This date has been confirmed with the Fire Hall.

INFORM
WATER STUDY
MTG 8/19/86

2. Abandoned Railroad Property

Mr. Lyon said that he had no recommendation concerning the abandoned railroad property being offered for sale at this time.

ABANDONED
R/R PROPERTY

3. Window Painting at the Town Office

Mr. Lyon then called the Board's attention to the "Town of Palmyra Office" sign that has just been painted on the large Main Street window in the Town Clerk's office and the inside door signs designating the Town Clerk's Office and the Supervisor's Office and Assessor's Office on the second floor door. Mr. Lyon then moved to have the same "Town of Palmyra Office" sign painted on the big window at the foot of the stairway at a discounted price of \$100.00. Andy Baran seconded this motion and it passed with a vote of 5 ayes.

WINDOW
PAINTING AT
TN OFFICE
BUILDING

MTN TO APV
PAINTING OF
SIGN ON OTHER
WINDOW

Public Services Committee - Andy Baran, Chairman
(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

1. Landfill

Andy Baran turned this topic over to the Town Attorney, Paul Rubery.

LANDFILL
INFORMATION

Mr. Rubery said he had talked to Mr. Regal Gilfus, the operator of the landfill for many years, who told him that he had never seen any waste oil dumped out there. Mr. Gilfus also told him that he believes in 1983

July 10, 1986

(although not positive of the year) tests were done at the landfill by three (3) people from the D.E.C. and we received a clean bill of health. After that test the landfill was checked about every 3 months. Mr. Rubery also informed the Board that he had written to Mr. Charles N. Goddard P.E., Chief, Bureau of Hazardous Site Control, Division of Solid and Hazardous Waste, NYS Dept. of Environmental Conservation regarding our classification change from 4 to 2A.

2. Swift's Cemetery

SWIFT'S CEMETERY

Paul Rubery, having had a telephone conversation with Bryant Rossiter, told the Board that the Morman Church work crew will provide maintenance as needed at Swift's Cemetery and they will also install a handicapped access ramp. They would like the \$2,000.00 originally budgeted by the Town Board for this cemetery work. The Board agreed with this.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Hammond Road Pollution Problem

HAMMOND RD POLLUTION PROBLEM

Donald Sinclair told the Board that he had nothing further to report at this time.

2. Havert's Garage

HAVERT'S GARAGE

Mr. Sinclair informed the Board that the Zoning Enforcement Officer, Daniel Wooden is in the process of correcting the problems at Havert's Garage. Robert Grier said he had been by there and could see some small improvements.

3. Eugene Shiels Update

E. SHIELS UPDATE

Mr. Rubery has received a copy of a notice regarding Eugene Shiels bankruptcy discharge. Donald Sinclair referred this to the Palmyra Planning Board for their recommendation.

4. Assessment Update

ASSESSMENT UPDATE

Donald Sinclair has asked Supervisor Wheeler to get some information for him from Charles Schwab, Director of the Real Property Tax Service in Lyons. Mr. Schwab has already told Mr. Sinclair that it is not advisable to do a update "piece-meal style". Mr. Sinclair recommended checking on the cost of a professional update. The Board agreed with this recommendation. Mr. Sinclair will look into this matter and get back to the Board regarding same.

Administrative & Planning Committee - Robert Grier, Chairman
(To include Economic Development & Intergovernmental Relations)

ADMIN & PLNG COMMITTEES

Mr. Grier had no report at this time.

(To include Insurance and Dog Control) Andy Baran, Chairman

Mr. Baran had no report at this time.

OTHER BUSINESS

1. "This and That" from the Supervisor

MTG W/REP. FROM NYS GAS & ELECTRIC

(a) Supervisor Wheeler told the Board that he had attended a meeting at the Village Hall with NYS Electric & Gas Representatives. These representatives said that Palmyra was 1 of 22 places in NYS that had been picked to have a environmental study done.

SR. CIT CTY PICNIC

(b) Supervisor Wheeler and his wife, Diane, attended the Senior Citizens County Picnic at Foxman Park. A good time was had by all.

July 10, 1986

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2. Receipt of Palmyra Community Center Incorporated Financial Statement

PAL COMM CNTR
FINANCIAL
STATEMENT

The Financial Statement from the Palmyra Community Center has been received and is on file with the Community Center Contract.

Following a review of the minutes of the June 26, 1986 Town Board meeting, Andy Baran moved to add to these minutes the following resolution and for this resolution to be sent to Senator Kehoe and Assemblyman Talone:

MTN TO ADD
TO MINUTES OF
6/26/86
RESOLUTION
RE: HELP FRM
NYS IN CLSNG
OF LNDFL

WHEREAS, the Town of Palmyra has closed its landfill; and
WHEREAS, despite the fact the Town has closed its landfill as requested by the Department of Environmental Conservation; and
WHEREAS, the Town of Palmyra is required to pay a penalty; and
WHEREAS, the Town is required to create monitoring wells in some cases in bedrock; and
WHEREAS, the Town is required to hire an engineer to prepare plans for closure and
WHEREAS, there is no budget to pay the cost of engineers or implementation of closure plan; and
WHEREAS, the Environmental Conservation Department has the personnel to monitor the site, prepare the plans; and
WHEREAS, the State has assisted other communities with far more serious problems.

NOW, THEREFORE, BE IT RESOLVED that the Town contact its elective officials concerning the fine and requirements to close the landfill and seek relief therefrom; and

BE IT FURTHER RESOLVED, that the State of New York should implement closure programs, and absorb the costs.

David Lyon seconded this motion and it passed with 5 ayes. A motion was then made by Andy Baran, seconded by Robert Grier, and passing with 5 ayes to approve the minutes of June 26, 1986 as corrected.

MTN TO APV
MINUTES OF
6/26/86
W/CORRECTION

Following a review of the vouchers submitted, Donald Sinclair moved to approve payment of the vouchers as submitted on Abstract # 6B and # 7. This motion was seconded by Robert Grier and passed with 5 ayes.

MTN TO APV
PAYMENT OF
VOUCHERS

At this time Donald Sinclair moved to go into Executive Session to discuss personnel matters. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO GO
INTO EXEC
SESSION

A motion to come out of Executive Session was offered by Donald Sinclair, seconded by David Lyon and passed with 5 ayes.

MTN TO COME
OUT OF EXEC
SESSION

Donald Sinclair made a motion that, pursuant to Mr. Roney's question regarding how many working hours were expected of the Assessor by the Town Board - the Assessor is to work such a number of hours as to do his job properly. Andy Baran seconded this motion and it passed with a vote of 5 ayes.

MTN RE: NO.
OF HOURS
REQUIRED OF
ASSESSOR

Mr. Sinclair then moved to enter into these minutes the Documentation of the initial hiring of Jurison Roney as researched by the Town Attorney, Paul Rubery, to the extent of records that were available. This motion was seconded by Robert Grier and passes with a vote of 5 ayes.

MTN TO ENTER
DOCUMENTATION
RE: HIRING
OF ASSESSOR

The motion to adjourn this meeting of the Town Board was made by David Lyon, seconded by Robert Grier and passed with 5 ayes.

MTN TO
ADJOURN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

August 14, 1986

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The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, August 14, 1986, at the Town Office, 201 East Main Street, was called to order by Supervisor Wheeler at 8:05 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman Robert Grier to lead those present in the Pledge of Allegiance to the Flag.

MNT OF SLNCE

PLEDGE OF ALLEGIANCE

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

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilman - Andy Baran
Donald Sinclair
Robert Grier

(David Lyon was absent)

Others in attendance at this meeting included Jerry Kelly (Canaltown Days Committee), Nelson F. Cook (Town Highway Superintendent), Richard Truell Jr., Dan Wooden (Building Inspector & Zoning Officer), Brion Havert (Havert's Gagage) and Paul Rubery (Town Attorney).

COMMUNICATIONS

1. Memo from Wayne County Board of Elections RE: Fall Schedule
2. Letter from the Association of Towns RE: Bill raising the court fee reimbursement from \$5.00 to \$10.00 (Copy given to all)
3. Letter from Thomas DeRue RE: Roadwork on Meadow Drive

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

PUB WKS COMM

1. Report on Wayne County Water Study
Supervisor Wheeler reminded the Board of the Informational Water Meeting to be held on Tuesday, August 19, 1986 at 7:30 P.M. at the Palmyra Fire Hall.

W. C. WATER STUDY RPT.

2. Motion RE: R/R right of way

MOTION RE: R/R RIGHT OF WAY

The following motion was moved by Andy Baran, Seconded by Robert Grier and passed with 4 ayes.

WHEREAS, the Town of Palmyra has certain pre-emptive rights as to abandoned railroad lands; and

WHEREAS, the Town of Palmyra wishes to preserve certain pre-emptive rights as to the abandoned railroad lands; and

WHEREAS, the Town of Palmyra desires to preserve its pre-emptive rights as to the premises described in Exhibit "A" attached hereto and made a part hereof and to abandon all pre-emptive rights as to the balance of abandoned railroad lands in the Town of Palmyra.

NOW, THEREFORE, BE IT RESOLVED, the Town of Palmyra does hereby release its pre-emptive rights as to all of the abandoned railroad premises east of the parcel described in Exhibit "A" in the Town of Palmyra;

BE IT FURTHER RESOLVED, that the Town of Palmyra does hereby reserve its pre-emptive rights in the land described in Exhibit "A" attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Town of Palmyra shall negotiate in an effort to acquire the parcel described in Exhibit "A"; and

BE IT FURTHER RESOLVED, that the representative of the Town of Palmyra shall take such steps as may be necessary to acquire said premises and report back to the Town Board for further direction.

August 14, 1986 Continued

MIN TO APV
CATTLE CROSS-
ING SIGN

3. Request for cattle crossing sign

Nelson Cook, the Town Highway Superintendent, has had a request for a cattle crossing sign from Mr. Richard Walton on Walton Road. Andy Baran moved to have the Town of Palmyra furnish and install a cattle crossing sign on Walton Road. Robert Grier seconded this motion and it passed with 4 ayes.

4. Approval to bid a new truck engine

MIN TO APV
ADVERTISING
FOR BIDS ON
TRUCK ENGINE

Nelson Cook explained that the Highway Department tries to keep each truck for 15 years. In order to keep the 1976 International another five years it has to have a new engine. He estimates the cost to be approximately \$6700 including the trade-in on a 1975 International caterpillar engine. Andy Baran said he has checked out the truck and it is in good condition except the engine. Andy Baran then moved to approve advertising for bids for a new 1986 or newer 3208T Caterpillar truck engine: with the trade-in of a 1975 International caterpillar 3-3208 engine in running condition; as is; reserving the right to reject any or all bids presented; with the opening of these bids to be at 4:00 P.M. on September 10, 1986 at the Town Clerk's Office, 201 East Main Street, Palmyra. This motion was seconded by Robert Grier and passed with 4 ayes.

WTR CONTRACT
REMINDER

5. Renewal of Water Contracts

Just a reminder that the water contracts will need to be renewed later this year.

Public Services Committee - Andy Baran, Chairman

LANDFILL

1. Landfill #1 & #2

Andy Baran said that there was no new information to report on either landfill site at this time.

2. Swift's Cemetery

SWIFT'S
CEMETERY

Mr. Rubert reported to the Board that he had had several phone conversations with Chuck Collie and he has had his Morman Workcrew doing the mowing at Swift's Cemetery. Andy Baran said he would like to have them change their sign while negotiations are in progress. Mr. Rubery said he would speak to them regarding said sign.

3. Hammond Road Pollution Problem

HAMMOND RD
POLLUTION
PROBLEM

Supervisor Wheeler, Dan Wooden and Frank Winkler of the D.E.C. took samples from the ditch this morning. Dan Wooden will talk to the property owner and to the farmer that is working the land to see if some arrangements can be made to clean this ditch out.

8:30 P.M. - Brion Havert from Havert's Garage

HAVERT'S
GARAGE

Dan Wooden has received complaints that there are as many as 18 unlicensed or unregistered vehicles on Havert's premises. Mr. Havert said he is working on most of these cars for dealers, therefore they have no plates. He also has 3 cars that are done but the owners have not had the money to pick them up. Supervisor Wheeler suggested that the Board do some homework on this and discuss the matter again at a later time. It was decided that Dan Wooden will deliver and go over the stipulations with Mr. Havert.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Schedule a Public Hearing for Kathleen Murphy to operate a part-time fabrics & gift shop at her residence on Floodman Road. (Commercial Use in a Agricultural District)

Donald Sinclair moved to schedule a Public Hearing for Kathleen Murphy to operate a part-time fabrics & gift shop at her residence on Floodman Road on Thursday, September 11, 1986 at 8:00 P.M. in the Town Office. Andy Baran seconded this motion and it passed with 4 ayes.

MTN TO APV
SCHEDULING OF
PUB. HEARING
K. MURPHY

2. Approval to place mobile home on lot at 2690 Lyon Road while building a house

Richard Truell Jr. of 2690 Lyon Road, Palmyra asked the Board for permission to place a mobile home on his lot while he is building a house. Donald Sinclair asked if Mr. Truell had obtained a mortgage as yet. Mr. Truell said he could not apply for a mortgage until he completed the plumbing and electrical work. Donald Sinclair told Mr. Truell that the Board could approve a 6 month permit for this but they could not have a trailer out there forever. Mr. Truell said he understood that. Donald Sinclair then moved to grant a temporary 6 month permit for Mr. Richard Truell Jr. to have a house trailer on property he owns at 2690 Lyon Road while he is building a house on said property, as long as he meets the requirements concerning health and safety standards. This permit is to become effective the day the house trailer is moved onto this property. Andy Baran seconded this motion and it passed with 4 ayes.

MTN TO APV
TEMP 6 MONTH
PERMIT TO
R. TRUELL JR
HOUSE TRAILER

3. Complaints that have been turned over to Dan Wooden

Dan Wooden reported to the Board that he had not had any trouble handling the complaints that had been turned over to him. Most everyone had been cooperative and he did not foresee any problems at this time.

COMPLAINTS
D. WOODEN

4. Eugene Shiels Update

The Board believes that Mr. Shiels is getting ready to apply for a mortgage.

E. SHIELS
UPDATE

5. Assessment Update

Donald Sinclair reported to the Board that his committee is working on this matter.

ASSESSMENT
UPDATE

6. Hershey Hill Update

Donald Sinclair said that a motion regarding this matter had been drawn up but there has been a snag. He deferred this matter and is having Paul Rubery, Town Attorney, check things out with Mr. Hill.

HERSHEY HILL
UPDATE

7. SEQR memo

Paul Rubery suggested to the Board that perhaps a updated fee schedule should be set up. Supervisor Wheeler assigned Robert Grier to work on same.

FEE SCHEDULE
UPDATE

Administrative & Planning Committee - Robert Grier, Chairman

(To include Economic Development & Intergovernmental Relation)

1. Renewal of Fire Company Contracts

Just a reminder that the Fire Company contracts will need to be renewed later this year.

2. Bicentennial Committee

Robert Grier moved to amend the resolution setting up the BiCentennial Committee to say 30 persons on the committee instead of 20 persons. Donald Sinclair seconded this motion and it passed with 4 ayes.

(To include Insurance and Dog Control) Andy Baran, Chairman

1. Insurance Update

Supervisor Wheeler asked if Mr. Baran or Mr. Grier would check with the insurance carrier to try to get some figures for the Budget. Mr. Grier will get back to Supervisor Wheeler.

2. Wayne County Humane Society

It is the Board's understanding that 8 towns have made resolutions to approve the building of a Wayne County Humane Society facility. Paul Rubery, Town Attorney, will draft a resolution for the Board.

At this time a motion was offered by Andy Baran, seconded by Robert Grier and passed with 4 ayes to approve the minutes of the July 10, 1986 Town Board meeting as submitted.

Other Business

1. Approval for advertising Saturday hours at the Town Clerk's Office

Andy Baran moved to approve the advertising of Saturday hours at the Town Clerk's Office. This motion was seconded by Robert Grier and passed with 4 ayes.

2. Community residence on Canandaigua Street

Supervisor Wheeler pointed out that this controversial topic mainly affects the Village but he wanted our Board to be aware of the Public Hearing being held on July 18, 1986 at the Palmyra Firehall.

3. Wayne County Fair Parade

Anyone wishing to ride in the Fair Parade must inform Supervisor Wheeler immediately.

4. Budget Schedule

Budget Schedule deadlines were discussed.

5. Spillway

Thanks to the County Parks Commission and David Conroy, Superintendent of the Canal System, the "No Swimming" signs have been put up at Swift's Landing Park.

6. Lake Ontario Boat Races

Supervisor Wheeler said there is still some controversy regarding the Lake Ontario Boat Races at the County level at this time.

Following a review of the vouchers submitted for payment, a motion was made by Donald Sinclair, seconded by Andy Baran and passing with 4 ayes, to approve payment of the vouchers as submitted on abstract #7a & #8.

The motion to adjourn this Town Board Meeting was made by Robert Grier, seconded by Andy Baran and passed with 4 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK } ss:
County of Wayne }

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

September 3, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 22nd day of Sept. 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 17.23

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

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, September 11,
1986 at the Town Office, 8
P.M. 201 E. Main Street
Palmyra, to consider the ap-
plication of Kathleen Mur-
phy, 1378 Floodman Road,
Palmyra, for a variance to
the Zoning Ordinance of the
Town of Palmyra to operate
a part time fabrics and gifts
shop in her home. The
premises are situated in a
Agricultural Zone and are
bounded on the north by
Hogback Hill Road, on the
South by Gary Sperrick on
the East by Jackson Meyers
and on the West by Flood-
man Road.
This application is in con-
flict with Article III, Section
3.2(b) which limits the uses
of property in a Agricultural
District to those permitted
under Section 3.
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. Such
Special Authorization is
subject to Article VIII, Sec-
tion 7.1 of the Zoning
Ordinance.
The said Town Board will
at said time and place hear
all persons in support of the
above application or any ob-
jections thereto. Persons
may appear in person or by
attorney or agent.
Dated August 18, 1986
By Order of the
Town Board
Beverly Erickson
Town Clerk

PUBLIC HEARING

The Public Hearing scheduled to be held on Thursday, September 11, 1986 at the Town Office, 201 E. Main Street, Palmyra to consider the application of Kathleen Murphy, 1376 Floodman Road, to operate a part-time fabrics and gift shop at her residence was called to order by Supervisor Wheeler at 8:00 P.M.

Those in attendance at this Public Hearing in addition to the Town Board were Mr. and Mrs. Roger Murphy, Mr. & Mrs. Stephen and Bruce and Jill Hausman, and Nelson Cook, Town Highway Superintendent.

The proof of Publication was read by the Town Clerk.

Supervisor Wheeler asked Kathleen Murphy to explain to those present why she would like to have this "home business". Mrs. Murphy said that she had had a shop on Main Street, Newark called "Village Fabrics" and that her lease had not been renewed. She explained that she had taken out a loan to start her business and she needed to finish paying it off. A lot of her business is done by phone and by mail she said. Donald Sinclair asked about UPS deliveries. Mrs. Murphy said she already gets a lot of UPS deliveries for her own personal things and would not expect any more than one delivery per week. Mr. Sinclair then asked Mrs. Murphy if she was actively looking for another site for her shop. Mrs. Murphy said that she did not think that she wanted to run her business out of her home any longer than necessary. Mr. Murphy told the Board that they had 400 square feet of space for the shop and if they decide to put up a sign it would be a maximum of 17 x 28 inches.

Supervisor Wheeler asked if anyone present wanted to make any comments either for or against this application. Bruce Hausman of 1367 Floodman Road asked the Board if variances have to be renewed regularly. Donald Sinclair told him that that is up to the discretion of the Board at the time they grant a variance. Jill Hausman asked if what starts out as a part-time business could turn into a full-time business. Donald Sinclair said that the application is for a part-time business. Jill Hausman then asked Mrs. Murphy if she would be having any special classes like quilting, stenciling etc. Mrs. Murphy said "no". Supervisor Wheeler asked about employees. Mr. Murphy said that his wife was the only employee. Supervisor Wheeler then asked if there would be any parking problems. Mr. Murphy said they have a 44 ft. driveway and by the house there is a section of patio stone where any car could easily turn around. Paul Rubery said that the application did not clearly state the intended store hours. Mrs. Murphy said she wanted to open on Tuesday and Thursday from 9:00 A.M. thru 9:00 P.M. and on Saturdays from 9:00 A.M. thru Noon or 1:00 P.M.

Supervisor Wheeler again asked if there were any more comments either for or against this application. There being none, the following recommendation from the Palmyra Planning Board was read into these minutes:

September 10, 1986

Supervisor, Edwin Wheeler
Town Board Members
Town of Palmyra
201 East Main Street
Palmyra, New York

Gentlemen:

At its regular meeting on September 9, 1986 the Town of Palmyra Planning

274

September 11, 1986

Board voted to recommend the approval to grant Special Authorization to Kathleen Murphy of 1376 Floodman Road for home selling (Fabric and Gift shop) which is a commercial use in an agricultural district.

Very truly yours,

Phyllis G. Dickinson
Secretary Planning Board

Supervisor Wheeler then referred this application to committee until later in tonight's meeting. He then declared this Public Hearing closed at 8:20 P.M.

September 11, 1986

275

The regular meeting of the Town Board Scheduled to be held on Thursday, September 11, 1986 at the Town Office, 201 E. Main Street, was called to order by Supervisor Wheeler at 8:20 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman Andy Baran to lead those present in the Pledge of Allegiance to the Flag.

MNT OF SINCE
PLEDGE OF
ALLEGINACE

Upon roll call the following Board member were present:

Town Supervisor - Edwin Wheeler
Town Councilman - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others present included Paul Rubery (Town Attorney), and Betty and Merrill Palmeter.

COMMUNICATIONS

1. Thank you card from the family of Merle S. Hayes (Virginia Wilson's brother)
2. Letter from Palmyra Planning Board
RE: Zoning Change for a section of Rt. 31

Reports of Standing Committees

Public Works Committee - David Lyon, Chairman
(Includes Highway, Sewer, Water & Buildings.

1. Water Study Committee Report

David Lyon reported to the Board that the next meeting for this committee will be October 15, 1986 at the Macedon Town Hall at 7:30 P.M. They plan to have a resolution drawn up to present to the Wayne County Board of Supervisors at their November meeting.

2. Repairs for the Highway Building roof

Mr. Lyon explained that the highway building roof was being repaired by our own highway crew. He expected it would cost approximately \$1,000.00.

3. Bids for the truck engine

The bids for the truck engine that were received and opened at the Town Clerk's Office, 201 E. Main Street at 4:00 P.M., September 10, 1986 by the Town Highway Superintendent, Nelson Cook, were as follows:

OPENING OF
BIDS FOR
TRUCK ENGINE

Bid # 1	Syracuse Supply Co. 294 Ainsley Drive P.O. Box 37 Syracuse, New York 13205-0037	\$6700.00
	Option	250.00 Extra

Bid # 2	Caledonia Diesel 2230 Black Street Caledonia, New York 14423	\$7055.00
	Option	6000.00.

David Lyon moved to accept the bid from Syracuse Supply Co. at a price not to exceed \$6950.00; to include the option of a 5 year/100,000 mile warranty. Andy Baran seconded this motion and following a short discussion it passed with 5 ayes.

MIN TO ACPT
BID FOR TRUCK
ENGINE

4. Wayne County Rab Clinic at the Town Highway Barns Oct. 9 - 7-9 P.M.

Mr. Lyon explained that the Arrangements have been worked out to hold the

WAYNE COUNTY
RABIES CLINIC

September 11, 1986

Wayne County Rabies Clinic at the Town Highway Barns this year on October 9, 1986 from 7:00 P.M. to 9:00 P.M.

5. Approval of registration fees for Class D Water School for Nelson Cook and Elwood Verbridge

MTN TO APV
\$40.00 EACH
FOR N. COOK
& E. VERBRIDGE
TO ATTEND A
CLASS D
WATER SCHOOL

A Motion was made by David Lyon, seconded by Donald Sinclair, to approve the sum of \$40.00 each for Nelson Cook and Elwood Verbridge to attend a Class D water School, retroactive to September 9, 1986. This motion was passed with 5 ayes.

6. Well testing in East Palmyra

Supervisor Wheeler referred this matter to David Lyon.

Betty Palmeter - Petition from Stafford Road Residents

PETITION FRM
STAFFORD RD
RESIDENTS

Betty and Merrill Palmeter presented the Board with a petition signed by the 26 Stafford Road residents, asking that Stafford Road be annexed into the Village of Palmyra if the Village will supply them with water. The Palmeters said they have been told by Mayor Strong that the Village will supply them with water. The Town Attorney, Paul Rubery, explained to Mr. and Mrs. Palmeter that the problem is that there is not enough assessed valuation to off-set the cost of a water line out Stafford Road as allowed by New York State. It was suggested that the Stafford Road residents obtain a letter of commitment from the Village Board and then present their petition to them. After a lengthy discussion this Town Board returned said petition to Mr. and Mrs. Palmeter because they need a unconditional petition from the Stafford Road residents. They told the Palmeters that if they could in fact, get a waterline from the Village, they would be glad for them.

Public Services Committee - Andy Baran, Chairman

Landfill

LANDFILL

Andy Baran told the Board that he had nothing to report at this time and would defer this matter to a later meeting.

Swift's Cemetery

SWIFT'S
CEMETERY

Mr. Baran had nothing new to report at this time.

Hammond Road Pollution Problem

HAMMOND RD
POLLUTION

The Board had anticipated a report from Dan Wooden, Zoning Enforcement Officer, on the Hammond Road pollution problem but Mr. Wooden was not able to attend this meeting. The matter will be deferred to a future meeting.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Kathleen Murphy - Subject of Public Hearing

The following motion was moved by Donald Sinclair, seconded by David Lyon and passed with 5 ayes.

WHEREAS, Mrs. Kathleen Murphy and Roger Murphy, her husband have applied to operate a fabric and gift shop in their home at 1376 Floodman Road in the Town of Palmyra which is located in an agriculture district and,

WHEREAS, a legal notice of a hearing at the Office of the Town Clerk of the Town of Palmyra was published in the Courier Journal, the official town newspaper, on the second day of September 1986, and

WHEREAS, the Public Hearing was held at the Office of the Town clerk on the 11th day of September 1986 at 8:00 P.M.

The Following persons were present:

Roger Murphy and Kathleen Murphy, the applicants, Bruce and Jill Hausman and neighbors who live across the street.

The Planning Board recommended approval of this application.

After listening to the petitioners and their response on answering the questions of those present, the hearing was closed.

Thereafter in a regular meeting of the Town Board the Following resolution was moved by Donald Sinclair and seconded by David Lyon and unanimously adopted.

WHEREAS, Roger Murphy and Kathleen Murphy have applied to operate her business, Village Fabrics, in their home at 1376 Floodman Road on a temporary-part-time basis without full time employees, all pursuant to an application filed the 29th day of July 1986, and

WHEREAS, a Public Hearing was held,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Palmyra does hereby grant a special permit to Roger Murphy and Kathleen Murphy to operate a business known as Village Fabrics at 1376 Floodman Road, Palmyra, New York on the following terms and conditions.

1. That the permit is personal to Roger and Kathleen Murphy.
2. That this permit does not run with the land but shall terminate when the Murphy's no longer live at 1376 Floodman Road in the Town of Palmyra or in the event of the sale of all or a part of the business to a third party.
3. That the business will be operated on a part-time basis. Hours that the shop may be open shall be Tuesday and Thursday from 9:00 A.M. to 9:00 P.M. and Saturday from 9:00 A.M. to 1:00 P.M. of each week except holidays.
4. That there will be no parking on Floodman Road.
5. That if there are employees, there shall not be more than one employee at a time. The employees shall not be full time.
6. That all material shall be stored within the existing dwelling and there shall be no outside storage of material or waste material.
7. All waste material, etc. will be properly disposed of.
8. Classes, if any, will be limited to the hours the shop is open and to the number of people who can park about the house.
9. Any sign will conform to the Town of Palmyra Sign Ordinance.
10. The applicants will conform to all the existing zoning and applicable ordinances, codes, rules and regulations.
11. The applicants will execute a copy of this resolution, agreeing to comply with and be bound by the above terms and return two signed and witnessed copies to the Town Clerk by October 3, 1986.

2. Advance of \$440.00 to Judson Roney for NYS Assessors Assoc. Conference, September 30 - October 3 at Montecello, NY

A motion was offered by Donald Sinclair, seconded by Andy Baran and passing with 5 ayes to approve a advance of \$440.00 to Judson Roney, Assessor, to cover expenses while attending the NYS Assessors Assoc. Conference. September 30 - October 3 at Montecello, New York.

3. Request from Elizabeth Briggs to attend Planning & Zoning Conference

Donald Sinclair moved to approve the attendance of Elizabeth Briggs,

MIN TO APV
ADVANCE FOR
J. RONEY FOR
CONFERENCE

MIN TO APV
CONFERENCE
E. BRIGGS

September 11, 1986

Zoning Board Chairman, at the NYS Planning & Zoning Conference with expenses not to exceed \$400.00. David Lyon seconded this motion and it passes with 5 ayes.

COMPLAINTS

4. Update on complaints turned over to Dan Wooden,
Zoning Officer and Building Inspector

There was no report on complaints due to the inability of Mr. Wooden to attend this meeting.

COMMUNICATION
PROBLEM

5. Communication problems with Zoning Officer & Building Inspector

It was decided by this Board that Dan Wooden would share the use of the Court Clerk's phone and their phone number. When it is time to verify phone numbers for the new telephone book it will be the Court Clerk's number that will be listed for the Building Inspector and Zoning Officer. Donald Sinclair will look into purchasing a answering machine for this phone also.

6. Hershey Hill Update

MTN TO APV
HERSHEY HILL
RESOLUTION

The following resolution was moved by Donald Sinclair, seconded by Robert Grier and passes with 5 ayes subject to it being signed and returned to the Town Office by October 8, 1986.

Hershey-Hill
2480 Browncroft Blvd.
Rochester, New York 14625

Dear Sirs:

Please be advised that the following resolution (Which must be signed and returned to the Palmyra Town Office by October 8, 1986 to be effective) was moved by Donald Sinclair, seconded by Robert Grier and passed with five ayes at the regular meeting of the Palmyra Town Board held on September 11, 1986:

WHEREAS, HERSHEY HILL are the owners of premises adjoining Divison Street in the Town of Palmyra, which in the past, have been used as a gravel bed; and

WHEREAS, HERSHEY-HILL believe they have a pre-existing non-conforming use based on the decision of the Zoning Board of Appeals dated March 4, 1985, but desire to accommodate the Town by establishing certain restrictions in the operation and assuming certain obligations; and

WHEREAS, the Town of Palmyra has reviewed the application.

NOW THEREFORE, BE IT RESOLVED, that a gravel mining permit be issued to Hershey-Hill upon the following terms and conditions:

1. Hershey-Hill shall obtain and maintain at all times that mining operations are carried on, on the premises a valid "mining permit" issued by the Department of Environmental Conservation (hereinafter referred to as DEC), of the State of New York.
2. Prior to commencement of the mining operation, the perimeters of the areas to be mined shall be outlined with boundary markers, pursuant to a letter from the DEC, dated November 9, 1983 addressed to Ken Hershey and attached hereto, as Exhibit "B" or such additional areas as shall be determined by an amended application to DEC or permits granted.
3. Mining shall be permitted on the premises upon the following terms and conditions:

- a. There shall be no sifting or crushing operations conducted on the premises.
- b. No unreasonable noise shall be generated from the premises.
- c. No mining operations shall be conducted, nor hauling or movement of trucks or other equipment on the premises before 7:30 A.M. and after 6:00 P.M. each day and before 9:00 A.M. on Sundays or holidays and after 6:00 P.M. on those days.
- d. The dust generated from the premises shall be controlled and kept to a minimum by the practice of reasonable dust control procedures, included but not limited to, the laying of calcium water.
- e. The mining operations and the operations of the premises shall at all times comply with all State and Federal laws, rules, regulations and ordinances.
- f. No topsoil shall be removed from the premises. The existing topsoil shall be stored on the premises so that it will be readily available when needed for reclamation.
- g. The area excavated in any calendar year, shall be reclaimed, provided that the area excavated has been totally excavated pursuant to DEC permit and such reclamation shall be accomplished on or before the thirtieth day of November in the year in which the total excavation has been completed.
- h. No excavation shall be permitted below 4 feet of the mean elevation of the crown of Division Street, except within drainage swales or ditches, taking surface drainage to a Division Street culvert.
- i. Vegetation and brush on the premises shall be controlled to the extent possible so as to not offer an unsightly appearance. The applicant shall not be responsible for brush dumped by others on the subject premises.
- j. Positive drainage of the premises shall be maintained at all times.
- k. Roadways for ingress and egress to and from the premises as shown on the attached Exhibit "A" and the premises, shall be maintained to insure good visibility from and to the adjoining Division Street.
- l. Hershey-Hill shall submit a copy of all parts of the application submitted to DEC and copy of DEC's approval to the Town, and all amendments of the application, new or amended permits, and any other communications thereafter received from DEC.
- m. No temporary structure, except a temporary office during the months of excavation shall be placed upon the premises and such temporary office shall not contain toilet or other sanitary facilities unless approved by the Town.
- n. Hershey-Hill shall install, subject to approval, in cooperation with and in accordance with the requirements of the Town of Palmyra Highway Superintendent, an 18" culvert in the northerly direction under Division Street from the premises for the drainage of the premises. The culvert shall be adjacent to and lower than the existing culvert which shall remain in place.
- o. Mining operations shall at all times comply with Section 7.9 (a-e) of the Town Zoning Ordinance. Stock piling of topsoil within 50' of Division street shall be temporarily permitted, if it is permitted in the DEC permit. All mining and reclamation operations shall be in compliance with the DEC approved land-use plans.
- p. All mining operations shall cease on December 31, 1989, except if the permit is extended by DEC because mining operation have not exhausted the available supply of gravel.

q. Reclamation shall be completed and requirements of reclamation shall be completed within nine months of the date of the termination of the mining operation. If the date of the termination of the mining operation cannot be accurately determined, it will be determined to be December 31 in the year in which the permit has expired.

r. Hershey-Hill shall indemnify and hold harmless the Town of Palmyra for all damages and costs of judgments arising out of their mining operation and reclamation of lands performed hereunder, including, but not limited to, negligence entering upon the public highway and claims because of mining too close to the bank in violation of the permits granted by the Town or DEC, except for conditions which existed prior to this permit. The Town does agree to assist Hershey-Hill in posting driveway signs on either side of the premises for the safety of the public.

s. The applicant shall comply with all the other terms and conditions of the Town of Palmyra Zoning Ordinance and subdivision ordinances, if applicable.

t. This permit shall take effect upon receipt by the Town of a signed copy of this resolution acknowledging consent and willingness to abide by the terms and conditions contained herein.

u. There shall be no exterior storage of waste or material (this does not mean that a piece of equipment could not be stored on the premises, but it does mean that oil drums, packing crates, ect. should not be stored on the premises). Hershey-Hill shall not be responsible for waste or other material dumped on the premises by the neighbors or others.

v. Hershey-Hill shall not be obligated to fence the site.

4. The Town of Palmyra shall correct the turnaround on Meadow Drive and confine it to that granted by dedication.

We have read the foregoing Resolution and do hereby agree to be bound by the same and fulfill the obligations placed upon us therein.

ASSESSMENT UPDATE

7. Assessment Update

Mr. Sinclair reported to the Board that this matter is still pending.

Administrative & Planning Committee - Robert Grier, Chairman
To include Economic Development & Intergovernmental Relations

FEE UPDATE

1. Fee Update

Robert Grier said that upon comparing the various fees charged by the Town of Palmyra to surrounding towns, he found Palmyra to be considerably lower. Mr. Grier said he will be working with Dan Wooden to upgrade these fees.

BICENTENNIAL COMMITTEE

2. Bicentennial Committee

Mr. Grier said there was nothing new to report at this time.

WTH TO

SCHEDULE

PUB HEAR

E. PALMYRA

FIRE DEPT.

3. Fire Contracts

David Lyon moved to Schedule a Public Hearing at the East Palmyra Fire Hall on Thursday, October 9, 1986 at 8:00 P.M. to consider and increase in the amount paid by contract to the E. Palmyra Fire Department for fire protection in the E. Palmyra Fire Protection District from \$8,000.000 to \$10,000.00. This motion was seconded by Andy Baran and passed with 5 ayes.

OTHER BUSINESS

1. Family Counseling Service of the Finger Lakes, Inc. (Palmyra Office)
2. Microcomputer Seminar - David Lyon and Supervisor Wheeler will attend if possible
3. Canal Town Days Parade - Who going to participate?
4. Approval for Supervisor to attend NYS Association of Government Administrators Sept. 21- 24

September 11, 1986 Continued

281

A motion was made by David Lyon, seconded by Andy Baran, and passing with 5 ayes, to approve of Supervisor Wheeler attending the NYS Association of Government Administrators Conference to be held September 21- 24, 1986.

MIN TO APV
OF SUPER.
WHEELER
ATTENDING
CONFERENCE

Following a review of the vouchers submitted, a motion was made by Andy Baran to approve payment of the vouchers as submitted for payment on Abstract #8A & #9. Robert Grier seconded this motion and it passed with 5 ayes.

MIN TO APV
PAYMENT OF
VOUCHERS

A motion was then made by David Lyon to go into Executive Session to discuss personnel matters. Robert Grier seconded this motion and it passed with 5 ayes.

MIN TO GO
INTO EXEC.
SESSION

The motion to come out of Executive Session was made by David Lyon, seconded by Robert Grier and passed with 5 ayes.

MIN TO COME
OUT OF EXEC
SESSION

David Lyon then moved to adjourn this meeting of the Town Board. Donald Sinclair seconded this motion and it passed with 5 ayes.

MIN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

September 25, 1986

283

The regular meeting of the Town Board scheduled to be held at the Town Office, 201 E. Main Street, Palmyra, on Thursday, September 25, 1986 was called to order by Supervisor Wheeler at 8:00 P.M. CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Robert Grier to lead those present in the Pledge of Allegiance to the Flag. MNT OF SINCE

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

Town Supervisor - Edwin Wheeler

Town Councilmen - Rober Grier
Donald Sinclair
David Lyon

(Andy Baran was absent)

Communications

COMMUNCAINS

1. Letter from the Village of Palmyra RE: Highway Items 3 & 4
Supervisor Wheeler referred this letter to the Highway Committee.
2. Letter to Supervisor Wheeler from Robert Oaks, Wayne County Clerk RE: Notice of appointment
Copy of letter is attached.

Reports of Standing Committees

RPTS OF STND
COMMITTEES

Public Works Committee - David Lyon, Chairman

PUB WKS COMM

1. Water Contract with the Village of Palmyra
David Lyon reported to the Board that he had met with James Elliott, Village Trustee, and Harold Kruger, Water Superintendent, regarding the water contract. At this time it appears there will be a 3.5% increase in cost from the Village. Mr. Lyon said that further negotiations have been planned however.

WTR CONTRACT
W/VILLAGE

2. Wayne County Water Study Report

W.C. WATER
STUDY RPT

David Lyon passed out information sheets to each Board member and asked them to please read them and be ready to make a resolution at the next Town Board meeting so that he knows where they stand when he attends his meeting October 15, 1986.

3. Inventory of Highway Machinery, Tools & Equipment
Report filed with Board

INVENTORY OF
HIWY EQUIP

The Town Clerk presented to the Town Board, the Inventory of Highway Machinery, Tools & Equipment Report that was submitted by Nelson Cook, Town Highway Superintendent. This report will be on file at the Town Clerk's Office.

Public Services Committee - Andy Baran, Chairman

LANDFILL

1. Landfill

Due to the absence of Mr. Baran there was no report at this meeting.

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Rezoning of Rt. 31

REZONING
OF RT 31

Charles Girard will have to have a Environmental Assessment done on the property he would like to have rezoned. Dan Wooden, Zoning Enforcement Officer, will send Mr. Girard the proper forms, and he will notify the immediate landowners in the area.

2. Update on complaint turned over to Dan Wooden

UPDATE ON
COMPLAINTS

Mr. Wooden has received a telephone complaint regarding 2 dogs that have

been living in a house on Walker Rd since their owner died in February. a relative comes once a week to feed these dogs. Paul Rubery, Town Attorney, suggested that Mr. Wooden turn the dog matter over to the State Police and then have Dr. Merritt condemn the building until it is cleaned up. Mr. Wooden will do same.

ASSESSMENT

3. Assessment Update

UPDATE

Donald Sinclair reported that the assessment update is still in "limbo" while waiting for outside information to be received.

Administrative & Planning Committee - Robert Grier, Chairman
(To include Economic Development & Intergovernmental Relations)

FIRECONTRACTS

1. Fire Contracts

Robert Grier reported that he has been talking to Mayor Strong regarding the fire contract but he has no figures as yet.

2. Fee Schedule Update

FEE SCHEDULEUPDATE

Mr. Grier said that he is gathering more information for the fee schedule update.

BICENTNL COMM

3. Bicentennial Committee

Mr. Grier had no report at this time.

Other Business

1. "This & That" from the Supervisor

BUDGT WKSHP

a. Schedule Budget Workshops

The Board scheduled a budget workshop for October 2, 1986 at 7:30 P.M.

REMINDER

b. Reminder that the October 9, 1986 Town Board meeting is in East Palmyra

c. Lake Ontario Drainage Basin

LAKE ONTARIODRAINAGEBASIN

There is going to be a Reclassification Hearing concerning the Lake Ontario Drainage Basin. At this time information is sketchy but it is expected that more information will follow.

W. ECON DEVCORP DIR.

d. New Director for the Wayne Economic Development Corp.

As of January 1, 1987 Mrs Barbara Harper will be the new Director of the Wayne Economic Development Corp.

MTN TO APVMIN OF

8/14/86

Donald Sinclair then moved to approve the minutes of the August 14, 1986 Town Board meeting as submitted. Robert Grier seconded this motion and it passed with 3 ayes. (David Lyon abstained because he had not attended said meeting.)

MTN TO APVPAYMENT OFVOUCHERS

Following a review of the vouchers submitted, a motion was made by Robert Grier, seconded by David Lyon and passing with 4 ayes to pay the vouchers submitted for payment as shown on abstract # 9A.

MTN TO GOINTO EXECSESSION

At this time David Lyon moved to go into Executive Session to discuss personnel matters. Robert Grier seconded this motion and it passed with 4 ayes.

MTN TO COMEOUT OF EXECSESSION

David Lyon made the motion to come out of executive Session. This motion was seconded by Donald Sinclair and passed with 4 ayes.

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

October 1, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 30th day of October, 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 6.18

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736125
Expiration Date March 30, 1987

PUBLIC NOTICE
Please be advised that a
special meeting of the Town
Board of the Town of
Palmyra, New York, will be
held on Thursday, October 2,
1986 at 7:30 P.M. at the
Town Office, 201 East Main
Street. The purpose of this
meeting is to allow the Town
Clerk to present the ten-
ative budget for the year
1987 to the Town
Board.
Dated: September 24, 1986
Beverly E. Friedman
Town Clerk
(1223) (31)

September 25, 1986

285

Donald Sinclair then moved to adjourn this Town Board meeting until October 2, 1986 at 7:30 P.M. at the Town Office and for a notice of such meeting to be advertised in the Courier Journal. Robert Grier seconded this motion and it passed with 4 ayes.

MIN TO ADJRN
UNTIL 10/2/86

Respectfully submitted,

Beverly E. Hickman

Beverly E. Hickman, Town Clerk

SPECIAL MEETING
OF THE TOWN BOARD

The special meeting of the Town Board advertised to be held on Thursday, October 2, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order at 7:30 P.M. by Supervisor Wheeler.

Upon roll call the following Board members were present:

Town Supervisor - Edwin Wheeler
Town Councilmen - David Lyon
Donald Sinclair

At this time the Town Clerk presented the Town Board with the tentative budget for the calendar year 1987. David Lyon moved to accept said budget, with Donald Sinclair seconding this motion and it passing with a vote of 3 ayes.

The motion to adjourn this special meeting of the Town Board was offered by David Lyon, seconded by Donald Sinclair and passed with 3 ayes.

Respectfully submitted,

Beverly E. Hickman

Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne, }

LEGAL NOTICE
NOTICE IS HEREBY
GIVEN that the Town Board
of the Town of Palmyra will
hold a Public Hearing on
Thursday, October 9, 1986
at 8:00 P.M. at the East
Palmyra Firehall. The
Palmyra Board will consider an in-
crease in the amount the
Town of Palmyra pays
through contract to the East
Palmyra Fire Department,
Inc. to furnish fire protec-
tion to the East Palmyra fire
protection district from
\$8,000 to \$10,000.
The Town of Palmyra
Board will also time and
place hear all persons in
support of this increase or
any objections thereto. Per-
sons may appear in person
or by attorney or agent.
Dated: September 28, 1986
By Order of
the Town Board
Beverly E. Hickman,
Town Clerk
(1222) (C-1)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

October 1, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 30th day of October, 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 9.43

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4735125
Expiration Date March 30, 1987

October 9, 1986

287

PUBLIC HEARING

The Public Hearing scheduled to be held on Thursday, October 9, 1986 at the East Palmyra Firehall, East Palmyra to consider an increase in the amount the Town of Palmyra pays through contract to the East Palmyra Fire Protection District from \$8,000.00 to \$10,000.00 was called to order by Supervisor Wheeler at 8:00 P.M.

Those in attendance, other than the Board members, included Nora Jane Gorall, Frank Gorall, David Toft, Linda Guest, Harry Wilkins, Allyn Cator, Beth Hoad, Dan Gardner, John Rush, Paul Rubery and Nelson Cook.

The Proof of Publication was then read by the Town Clerk.

Supervisor Wheeler asked those present for their comments either for or against this increase in money.

Frank Gorall, a member of the East Palmyra Fire Department for over 40 years, said he has watched the community grow by "leaps and bounds." He said the Department wants to be able to furnish the best fire protection possible for their growing population. The Department raises a considerable amount of money with fund drives of various kinds but he feels the only way to hit all of the people is with a higher fire tax.

David Toft, a new member of the East Palmyra Fire Department, said for the size of the department and the equipment, they have to use he feels they do "a hell of a job." He pointed out that OSHA demands are changing relative to coats, boots, ladders, etc. and all of this costs money.

Al Cator, Fire Chief, said that part of their means of raising money (such as red tape involved with Games of Chance License to hold a turkey party) has been taken away from the Department. He said that according to OSHA they are going to have to buy new air tanks and the present ones cost \$400.00 each. He added that there is much equipment that needs to be replaced and that is costly.

Beth Hoad, fireperson, and Secretary of the Department, said that she is also the Chairman of the Long Range Planning Committee. They are presently working on a ten year plan but nothing has been appropriated to expand the facilities. They are of course planning outside fund raises but any help would be appreciated.

Dan Gardner, President of the Department, said that although they are constantly looking for new fund raisers, there is a need for money in addition to what they are able to raise. Besides the things already mentioned by other members of the Department, there are also truck repairs, maintenance, etc.

Supervisor Wheeler asked if there were any more comments to be made and there were none. Supervisor Wheeler said he had expected someone to ask what effect this increase would have on taxes but no one did. Frank Gorall said he had already checked on this and if you owned a \$100,000 home it would cost approximate \$5.00 more per year in taxes.

Supervisor Wheeler again asked if there were any more comments. There being none, he declared this Public Hearing closed at 8:22 P.M.

REGULAR MEETING

CALL TO ORDER

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, October 9, 1986 at the East Palmyra Fire Hall, East Palmyra, was called to order by Supervisor Wheeler at 8:22 P.M. immediately following the Public Hearing.

MINUTE OF SILENCE

PLEDGE OF ALLEGIANCE

Following a moment of silence, Supervisor Wheeler asked Town Councilman David Lyon to lead those present in the Pledge of Allegiance to the Flag.

ROLL CALL

Upon roll call, the following Board members were present:

Town Supervisor - Edwin Wheeler
Town Councilmen - Donald Sinclair
David Lyon
Andy Baran
Robert Grier

COMMUNICATIONS

LETTER FROM DOT

1. Letter from DOT RE: Request for lower speed limit on Cambier Road (Request denied)

HERSHEY HILL RESOLUTION

2. Hershey Hill Resolution has been signed and returned for filing

MURPHY RESOLUTION

3. Kathleen and Roger Murphy Resolution has been signed and returned for filing

MIN TO APV MINUTES OF 9/11/86

Andy Baran then moved to approve the minutes of the September 11, 1986 Town Board meeting as submitted. Robert Grier seconded this motion and it passed with 5 ayes.

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

MIN TO APV THE VOTING AT THE W. C. WATER STUDY MEETING

1. Wayne County Water Study

David Lyon moved that the Town Board go on record favoring the original proposal for the Wayne County Water Study which included all eight towns and villages. However, if an alternative is necessary, he would like the Town of Palmyra to go along with whichever available alternative is in the best interest of the Town. Andy Baran seconded this motion and, following a short discussion, it passed with 5 ayes.

2. Village Water Contract

VILLAGE WATER CONTRACT

Councilman Lyon informed the Board that he had just received the Village Water Contract and had not had time enough to look it over. He said he would be ready with a resolution regarding same at the next meeting.

3. Fans for the Assessor's Office

MIN TO APV PURCHASE OF FANS FOR THE ASSESSOR'S OFF

Councilman Lyon then moved to approve the purchase of two (2) fans for the Assessor's Office in a amount not to exceed \$38.00 total. Robert Grier seconded this motion and, following a brief discussion regarding heat circulation, it passed with 5 ayes.

Public Services Committee - Andy Baran, Chairman
(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

MOTION TO SCHEDULE FALL CLEANUP

1. Set date for fall cleanup

Andy Baran moved that the fall cleanup be scheduled for Monday, October 20, 1986 at 10:00 A.M. thru Saturday October 25, 1986 at 2:00 P.M. at the Town Barns on Kent Street and that the same be advertised for 2 weeks. David Lyon seconded this motion and it passed with 5 ayes.

2. Landfill

Councilman Baran reported to the Board that he and the Town Engineer, David Matthews, are trying to work things out with the DEC. He said that hopefully he will know more at the next meeting.

Assessment, Planning & Zoning Committee
Donald Sinclair, Chairman

1. Assessment Update

Donald Sinclair said that he had no new information at this time.

Administrative & Planning Committee - Robert Grier, Chairman
(To include Economic Development & Intergovernmental Relations)

1. East Palmyra Fire Contract

Robert Grier said that he is going to defer the East Palmyra fire contract to a later date.

2. Fee Schedule Update

Councilman Grier informed the Board that he is still working on the fee schedule update and should have it ready by the next meeting.

3. Bicentennial Committee - Letters have been sent out
Supervisor Wheeler reported to the Board that the Bicentennial Committee has sent letter to all the organizations in Palmyra asking them to appoint a representative to said committee.

(To include Insurance and Dog Control) Andy Baran, Chairman

1. Local Dog Fee

The Town Clerk reported to the Board that as of October 3, 1986 the local fee of \$2.50 is being added to all new dog licenses and all past-due dog renewals. For those people that are renewing on time, the local fee is printed on the October forms and will be from now on.

Other Business

1. "No Swimming" signs at Swift's Landing

Although this was mentioned at a previous meeting, Supervisor Wheeler wanted to make sure the East Palmyra people knew these signs had been put up because the complaint regarding the lack of signs came from a East Palmyra resident.

At this time John Rush asked about the advance posting of the 3 ton limit for Galloway's Bridge. He said it takes a long time to get new bridges and heavy vehicles have been using this bridge. He had talked to Nelson Cook, highway Superintendent regarding this several months ago. David Lyon told Mr. Rush that the Board can pass this suggestion along but they cannot put up the signs. Jon Eddinger, County Highway Superintendent would have to have his men put them up. Nelson Cook said he had talked to Jon Eddinger about these signs and had been told that as soon as the signs came they would be put up. He did not realize that they weren't up yet but he will look into the matter tomorrow.

Robert Grier then moved to approve payments of the vouchers as submitted on abstract #9B & #10. Andy Baran seconded this motion and it passed with 5 ayes.

Supervisor Wheeler then thanked the East Palmyra people for allowing the Board to hold their meeting at their. Lrehall and assured them that the Town Board appreciated their hospitality.

LANDFILL

ASSESSMENT UPDATE

EAST PALMYRA FIRE CONTRACT DEFERRED

FEE SCHEDULE UPDATE

BICENTENNIAL COMMITTEE

LOCAL DOG FEE

SIGNS AT SWIFT'S LNDG

SIGNS AT GALLOWAY'S BRIDGE

MTN TO APV PAYMENT OF VOUCHERS

October 9, 1986

The motion to adjourn this Town Board meeting was offered by Robert Grier, seconded by Andy Baran and passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

SPECIAL MEETING
OF THE TOWN BOARD

A Special Meeting of the Town Board of the Town of Palmyra held on Thursday, October 16, 1986 at the Town Office, 201 East Main Street, Palmyra, was called to order by Supervisor Edwin E. Wheeler at 7:57 P.M.

The following members responded to roll call:

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David C. Lyon
Andy Baran

Those in attendance other than the Board members:

Deputy Town Clerk - W. Virginia Wilson

The following motion was made by Donald Sinclair and seconded by Robert Grier: Donald Sinclair moved to schedule a Public Hearing for the Preliminary Budget to be held on November 6, 1986 at 7:30 P.M. at the Town Office, 201 East Main Street, Palmyra. Motion was passed with 5 ayes.

The following motion was made by David C. Lyon and seconded by Andy Baran: BE IT RESOLVED THAT the Town Board of the Town of Palmyra reimburse Terence C. Bieck, employee of the Highway Department in the amount of \$277.97 for Hospitalization which he paid himself. Motion was passed by 5 ayes.

The motion to adjourn this Special Meeting of the Town Board was made by David C. Lyon and seconded by Andy Baran and passed by 5 ayes.

Respectfully submitted,

W. Virginia Wilson
W. Virginia Wilson, Deputy Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

NOTICE IS HEREBY
GIVEN that pursuant to
Highway Law, Section
205, the Town Board of
the Town of Palmyra at their
regular meeting held on
Thursday, October 27, 1986,
declared by Resolution that
the East town Line Road in
the Town of Palmyra be
designated as Seasonal
Limited Use Highway. Said
Highway will not be main-
tained and will be closed
from November 15, 1986 to
April 15, 1987.
DATED: October 28, 1986
By Order of the
Town Board of the
Town of Palmyra
Beverly E. Hickman
Town Clerk
(455) (N-5)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

November 5, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 24th day of November 1986.

Judith A. MacDuff
Notary Public

Fees: \$ 7.80

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayn.
4736128
Expiration Date March 30, 1987

October 23, 1986

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The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, October 23, 1986 at the Town Office, 201 East Main Street, Palmyra was called to order by Supervisor Wheeler at 8:00 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman, Donald Sinclair to lead those present in the Pledge of Allegiance to the Flag.

MNT OF SINC

PLEDGE OF ALLEGIANCE

Upon roll call the following Board members were present:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Others in attendance at this meeting included Betty Stubbings (Deputy Town Clerk), David Matthews (Town Engineer), Chuck Lyons (Courier Journal), Nelson F. Cook (Town Highway Superintendent), Judson Roney (Assessor) and Paul Rubery (Town Attorney).

COMMUNICATIONS

There were no communications to be read. Andy Baran then moved to approve the minutes from the regular Town Board meeting of September 25, 1986 and October 9, 1986 and the special Town Board meetings of October 2, 1986 and October 16, 1986 as submitted. David Lyon seconded this motion and it passed with 5 ayes.

MIN TO APV
MINUTES OF
9/25/86
10/2/86
10/9 & 10/16

Reports of Standing Committees

Public Works Committee - David Lyon, Chairman

PUBLIC WKS
COMMITTEE

1. Seasonal Limited Use Highway

The following motion and publication in the Courier Journal of same was offered by David Lyon, seconded by Donald Sinclair and passed with 5 ayes.

NOTICE IS HEREBY GIVEN, that pursuant to Highway Law Section 205-a-1, the Town Board of the Town of Palmyra at their regular meeting held on Thursday, October 23, 1986 declared by Resolution that the East Town Line Road in the Town of Palmyra be designated as Seasonal Limited Use Highways. Said Highway will not be maintained and will be closed from November 15, 1986 to April 15, 1987.

MIN TO CLOSE
E. TOWNLINE
ROAD

2. Wayne County Water Study

David Lyon said he was happy to inform the Board that as of the meeting held on October 15, 1986 this was off the ground and moving forward. He said the Towns of Marion and Williamson and the Village of Macedon are not in favor of the plan at this moment, however.

WAYNE COUNTY
WATER STUDY

3. This item placed on Agenda under wrong committee - will be discussed as # 3 under Assessment, Planning & Zoning Committee

4. Snow fence for County roads and contracts to plow county roads

Nelson Cook, Highway Superintendent, informed the Board that the County has not resolved the snow fence issue at this time and that they are going to come up with a contract for . Towns regarding the plowing of

MIN NOT TO
FLOW COUNTY
ROAD W/OUT
A CONTRACT

County Roads. David Lyon moved to enforce the statement that the Town of Palmyra does not plow any County Roads until we actually have a contract. Donald Sinclair seconded this motion and, following a brief discussion, it passed with 5 ayes.

Public Services Committee - Andy Baran, Chairman

LANDFILL

1. Landfill

David Matthews, Engineer, was present to discuss with the Board what it would take to meet Schedule A or B from the DEC. Mr. Matthews said that he does not necessarily agree with the DEC on everything. For example, the soil permeability is not the same today as when the landfill was approved; it has been upgraded since then. A very involved discussion followed. It was decided by the Board to refer this matter back to committee and for the committee to also confer with Paul Rubery, Town Attorney. Donald Sinclair then moved to empower David Matthews (MRB Group) to go to the DEC and come back to this Board with 2 plans of action that are more "livable" for the Town of Palmyra. Andy Baran seconded this motion. David Lyon asked Mr. Matthews for a approximate figure for doing this same. Mr. Matthews said it would cost approximately \$500.00. Mr. Sinclair then amended his motion to add "at a cost not to exceed \$500.00." This motion then passed with 5 ayes. Mr. Matthews said he would have a report back to this Board by the November 24, 1986 meeting.

MIN TO AUTH
MRB GROUP TO
GO TO DEC

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Board of assessment review - Changes of appointment dates from May to October 1 - September 30

Donald Sinclair moved to change the appointment date (Term to commence on October 1) and expiration date (terms expire on September 30) of all members of the Board of Assessment Review; with present member's terms extending to September 30 of their individual termination year. David Lyon seconded this motion and it passed with 5 ayes.

MIN TO CHNG
APPOINTMENT
DATES-ASSESS
REVIEW BD

2. Reappointment of Joseph VanScott to Board of Assessment Review

MIN TO REAPT
J. VANSCOTT
TO BD OF
ASSESS REV

A motion was then offered by Donald Sinclair, seconded by David Lyon and passing with 5 ayes to reappoint Joseph VanScott to the Board of Assessment Review for a term of 5 years, commencing on October 1, 1986 and expiring on September 30, 1991.

NYS ENERGY
OFFICE

3. NYS Energy Office - Notice of Public Hearing
General information only.

ASSESSMENT
UPDATE

4. Assessment Update

Mr. Sinclair presented each Board member with literature regarding a assessment update. He asked each of them to take this information home and read it so that a decision can be made at another meeting.

COMPLAINT
UPDATE

5. Complaint Update from Dan Wooden

Dan Wooden said he had checked Bill Hood's Junk yard again this week and everything seems to be in order again. Frank Koeberle has told Mr. Wooden that he will clear out the ditch on Hammond Road as soon as his farm work allows him the time : do so. Kevin Wright has told Mr. Wooden that he will have a building permit application to him by

October 23, 1986

293

tomorrow. Mr. Wooden has checked the barn that has already been built and there are horses, hay and farm equipment in it as well as garbage trucks.

6. Travel to Syracuse for Pre-Hearing on Equalization Rates
Donald Sinclair moved to authorize Judson Roney, Assessor, to attend the pre-hearing on equalization rates in Syracuse. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
J. RONEY TO
ATTEND A
PRE-HEARING

7. Authorization to purchase a typewriter
A motion was then offered by Donald Sinclair, seconded by Robert Grier and passing with 5 ayes, to allow Judson Roney, Assessor to purchase a typewriter at a cost of \$627.00

MTN TO APV
PURCHASE OF
A TYPEWRITER
FOR ASSESSOR

8. Approval for Zoning Enforcement Officer to purchase two 20 compartment units for rolled materials (approximate cost \$70.00)

Donald Sinclair moved to authorize Dan Wooden, Zoning Enforcement Officer, to purchase two 20-compartment units for rolled materials at a cost not to exceed \$70.00. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
PURCHASE OF
2 20COMPRTMNT
UNITS FOR
ZONING OFFICER

Administrative and Planning Committee - Robert Grier, Chairman
(To include Economic Development & Intergovernmental Relations)

1. Fee Schedule Update

Robert Grier will work with the Town Attorney on amounts for the fee schedule update and will have them ready for the next meeting.

FEE SCHEDULE
UPDATE

2. Fire Contracts

A motion was then offered by Robert Grier to approve the increase paid by contract to the East Palmyra Fire Department for fire protection from \$8,000.00 to \$10,000.00 as per Public Hearing held on October 9, 1986. Andy Baran seconded this motion and it passed with 5 ayes.

MTN TO APV
INCREASED AMT
FOR FIRE
PROTECTION
E. PAL FIRE
DEPT

Other Business

1. Special Local Government Seminar - Nov. 14 (copies to all)

2. Third part designation - new tax law

OTHER
BUSINESS

No action can be taken at this time

3. Division Street Bridge opening

This bridge was opened on Monday, October 20, 1986 at 10:00 A.M.

4. Invitation to all officials to attend the ground-breaking ceremony for Nothnagle Realtors tomorrow, October 24 at 2:00 P.M. - Meet at the Gallery and go to property together- Confirmation from Talmie, Kehoe & Village Officials

Following a review of the vouchers submitted, a motion was offered by David Lyon, seconded by Andy Baran and passing with 5 ayes to approve payment of the vouchers as submitted on abstract # 10A.

MTN TO APV
PAYMENT OF
VOUCHERS

Robert Grier moved to adjourn this meeting of the Town Board at 9:12 P.M. David Lyon seconded this motion and it passed with 5 ayes.

MTN TO
ADJOURN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFFIDAVIT OF PUBLICATION

STATE OF NEW YORK, }
County of Wayne }

NOTICE OF A
PUBLIC HEARING
UPON
PRELIMINARY BUDGET
NOTICE IS HEREBY
GIVEN that a Preliminary
Budget of the Town of
Palmyra for the fiscal year
beginning January 1, 1987, has
been completed and filed in
the office of the Town Clerk,
201 East Main Street,
Palmyra, where it is
available for inspection by
any interested person at all
reasonable hours.
FURTHER NOTICE IS
HEREBY GIVEN that the
Town Board of the Town of
Palmyra will meet and
review said Preliminary
Budget and hold a Public
hearing thereon in the Town
Office, 201 East Main Street,
Palmyra at 7:30 P.M. on the
Thursday of November, 1986,
and that all such hearing any
person may be heard in
favor of or against the Pre-
liminary Budget as compiled
or for or against any item or
items therein contained.

specified as follows: Super-
visor \$8,000; Town Engineer
(each) \$5,500; Town Council-
man (each) \$2,075; Town
Clerk \$1,195; Supervisor
Standards Office \$2,250;
\$2,520.00; Tax Collector
\$3,100 and the Budget Of-
ficer \$3,500.00.
Dated: October 17, 1986
By Order of
the Town Board
of the Town of Palmyra
Beverly E. Hickman
Town Clerk

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

October 28, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 30th day of October, 1986.

Judith A. MacDuff
Notary Public

Fees: \$ 16.90

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4735126
Expiration Date March 30, 1987

November 6, 1986

PUBLIC HEARING ON PRELIMINARY BUDGET FOR 1987

The Public Hearing scheduled to be held on Thursday, November 6, 1986 at 7:30 P.M. in the Town Office, 201 East Main Street, Palmyra, New York to review the Preliminary Budget for the Fiscal year beginning January 1987 was opened by Supervisor Wheeler at 7:30 P.M..

Upon Roll Call, the following Board members were present:

Town Supervisor: Edwin Wheeler

Town Councilmen: Andrew Baran

David Lyon

Town Councilmen Robert Grier and Donald Sinclair were absent.

Others in attendance were: Virginia Wilson - Account Clerk, Nelson Cook - Highway Superintendent and Larry Moran.

The Proof of Publication was read by Deputy Town Clerk Stubbings.

Supervisor Wheeler asked for any comments or questions concerning the Preliminary Budget as presented. There being none, a motion to close the hearing was made by David Lyon, seconded by Andrew Baran and passed with 3 ayes.

Respectfully submitted,

Betty B. Stubbings
Betty B. Stubbings
Deputy Town Clerk

November 13, 1986 297

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held at 7:30 P.M. on Thursday, November 13, 1986 in the Town Office, 210 E. Main Street, Palmyra, New York was called to order at 7:40 P.M. by Supervisor Edwin Wheeler.

REG. MTG.

OPENED

Following a moment of silence, Supervisor Wheeler requested Councilman Robert Grier to lead those present in the Pledge of Allegiance to the Flag.

Upon Roll Call, the following Board members were present: Supervisor Edwin Wheeler, Town Councilmen Andrew Baran, David Lyon, Donald Sinclair and Robert Grier.

ROLL CALL

Others attending the meeting were Town Attorney Paul Rubery and Zoning Officer Dan Wooden.

Communications:

COMMUNI-
CATIONS

1. Letter from the Chamber of Commerce in regard to membership and directory. This was referred to Councilman R. Grier.

2. Letter from the Village of Palmyra in regard to a Resolution adopting the Town of Palmyra Tax Rolls.

3. Letters from the New York State Electric & Gas Corporation and the Village of Palmyra in regard to the "Breaking of Street Surfaces" (Intersection of Clover Street and Maple Avenue). This was referred to the Highway Superintendent previous to the meeting.

A motion to approve as submitted the minutes of October 23, 1986 and November 6, 1986 was made by Andy Baran, seconded by Robert Grier and passed with 5 ayes.

MOTION TO
APPR. MIN.

Reports of Standing Committees -

Public Works Committee - David Lyon, Chairman

REPORTS OF
COMMITTEES

1. Employee Benefits

PUB. WKS.

Councilman Lyon reported to the Board concerning his research on the BC/BS coverage for the employees of the Town of Palmyra. He informed the Board that the Town has a good contract and he didn't find that there would be many advantages in changing to the Blue Million contract. Town Attorney Rubery also reported in regard to the present program versus the Blue Million Plan. Mr. Lyon proposed some changes in the present contract as well as the addition of a Dental Rider. After considerable discussion, the following Resolutions were presented to the Board.

EMP. BENEF.

A motion to approve the following Resolution was made by David Lyon, seconded by Robert Grier.

RESOL RE:

WHEREAS, the TOWN OF PALMYRA provides for BLUE CROSS/BLUE SHIELD coverage for certain town employees; and

BC/BS COV.

WHEREAS, the costs of medical insurance have become excessive.

NOW, THEREFORE, BE IT RESOLVED, that on or after January 1, 1987, the TOWN OF PALMYRA will furnish only an individual policy to its new full-time employees who are hired or elected after that date. Those employees may secure a family group coverage in the Town's hospitalization/medical services plan by paying the difference between the cost of a single participation and a family plan. The coverage will continue only so long as the employee pays for the difference in the costs of the coverage in advance of the due date.

Part time employees will not be entitled to coverage paid for by the town, but shall be able to participate in the town's group plan at their own expense, so long as they shall pay in advance the cost of the premium. The part time employee may also secure coverage for his spouse or family at their own expense, so long as it is paid for in advance. The requirement to pay premiums in advance shall be so that the town shall not have to advance premiums for those participants that are self pay.

WHEREAS, it has come to the town's attention that certain officers and employees of the Town will receive the same health insurance coverage after their children are no longer eligible for coverage under the

RESOL. RE:BC/BS COV.

family plan by a separate policy covering the officer or employee and their spouse; and

WHEREAS, there will be a cost saving to the town.

NOW, THEREFORE, BE IT RESOLVED, that all persons who are members of the health care plan of the Town of Palmyra on or before December 31, 1986 or eligible to be members as of that date, shall be covered by a family plan so long as they have dependents who are eligible for coverage under the family plan. If there are no dependents other than a spouse who are eligible under the family plan, then the contracts shall be converted to individual plans covering the employee and/or officer or the spouse or the retiree and their spouse, if any. The town will not pay for membership in the health care plan for spouses when the employee, officer, or retiree is terminated or deceased. The spouse of the deceased or terminated officer, employee or retiree shall be able to continue his or her participation in the health care plan after the termination or death of the employee by paying in advance the cost of his or her participation in the plan. If an employee is terminated, then in that event the employee or his spouse may continue to participate in the town's health care plan for three years or until they have made other arrangements for participation in a health care plan whichever shall occur first, upon paying in advance, the cost of participation in the plan.

MOTION
PASSED

Motion passed with 5 ayes.

A motion to approve the following Resolution was made by David Lyon, seconded by Donald Sinclair.

RESOL. RE:DENTAL
RIDER

WHEREAS, as a part of the negotiations with the current officers and employees of the TOWN OF PALMYRA, the town agreed to provide a dental rider to their medical coverage.

NOW, THEREFORE, BE IT RESOLVED, that the medical care plan of the town shall include the BLUE CROSS/BLUE SHIELD rider for dental care. The coverage shall be available at town expense to all current employees and officers of the town who belong to the town's health care plan and to all employees and officers who do not belong to the town's health care plan, but who are eligible to join the plan on or before December 31, 1986. Those employees who become eligible to join the town's health care plan after January 1, 1987 will be eligible only for individual coverage under the dental plan, at the town's expense, but may secure coverage for their spouses at their own costs, upon payment of the premium in advance.

MOTION
PASSED

Motion passed with 5 ayes.

2. Resolution - Agreement to Spend Town Highway Funds

MOTION TO
APPR. CONTR.
TN. HWY.
FUNDS

A motion to approve a Resolution authorizing the execution of a Contract to spend Town Highway Funds in the amount of \$161,000.00 according to Section 284 of the Highway Law was offered by David Lyon, seconded by Andy Baran and was passed with 5 ayes.

PLOWING
CONTR. W/
COUNTY

3. Plowing Contract with Wayne County

This contract was discussed by the Board with Supervisor Wheeler informing those present that a contract will be presented to the Wayne County Board of Supervisors on Tuesday morning and this Board should have the contract to consider at their next meeting. Following discussion, a motion was made by Andy Baran, seconded by Donald Sinclair that the Town of Palmyra Highway Department will continue to plow the County Roads within the Town of Palmyra as required on an emergency basis until either a Contract with the County is consummated or December 11, 1986 (midnight) whichever occurs first. Motion passed with 5 ayes.

PUB. SER.
COMM.

Public Services Committee - Andy Baran, Chairman

LDL. UPDATE

1. Landfill Update

(a) Fall Clean-up

Fall
Clean-up

Councilman Baran reported that the Fall Clean-up project was successful and the cost for the Town was \$1575.33.

(b) Landfill Closing

LDL.
CLOSING

Mr. Baran reported that he went with Town Engineer David Matthews to the DEC Region 8 at Avon to discuss with officials there the requirements for com-

plying with the regulations in the final closing of the Town of Palmyra landfill. Town Engineer Matthews will present a plan at the next Town Board meeting and it is expected that the Town will be required to have the work completed by next fall.

DEPT.
CLOSING

2. Humane Society Update

Supervisor Wheeler stated that there were only 4 or 5 Towns involved in the Humane Society at this time. He informed the Board that the County has allocated \$35,000 in matching funds in the Wayne County Budget for 1987.

HUMANE SOC.
UPDATE

Assessment, Planning & Zoning Committee - Donald Sinclair, Chairman

ASSESS, PL.
& ZON. COMM.

1. Real Property Tax Law 467 Sec. 3, Par. (d) and Sec. 8

These sections of the Real Property Tax Law were read by Councilman Sinclair for the Board's information. This subject was discussed at length by the Board.

A Resolution was offered by Donald Sinclair, seconded by Andy Baran that the Town of Palmyra adopt New York State Real Property Tax Law 467 Section 3 Paragraph (d) which is written as follows:

RESOL. RE:
REAL PROP.
TAX LAW
467 SEC.
3Par (d) &
SEC. 8

Unless the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property, provided that an owner who is absent while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, shall be deemed to remain a legal resident and an occupant of the property while so confined and income accruing to that person shall be income only to the extent that it exceeds the amount paid by such owner, spouse, or co-owner for care in the facility; and provided further, that during such confinement such property is not occupied by other than the spouse or co-owner of such owner.

New York State Real Property Tax Law Section 8 is written as follows:

Notwithstanding the provisions of subdivisions five and six of this section, the local governing body of a city, town, village or county having the power to assess may adopt a local law authorizing the assessor or assessors of such city, town, village or county to accept applications for renewal of exemptions pursuant to this section after taxable status date. Such local law shall provide that in the event the owner, or all of the owners, of property which has received an exemption pursuant to this section on the preceding assessment roll fail to file the application required pursuant to this section on or before taxable status date such owner or owners may file the application, executed as if such application had been filed on or before the taxable status date, with the assessor on or before the date for the hearing of complaints.

RESOL.
PASSED

Resolution passed with 5 ayes.

2. Hearing date for Special Authorization - Opett

This matter was tabled.

3. Assessor's Typewriter

A letter concerning a typewriter in the Assessor's office was discussed.

4. Renewal of Steffan Mining Permit

Zoning Officer Dan Wooden will review the permit for compliance and will report back to the Board on this matter.

STEFFAN
MINING
PERMIT

5. Assessment Update

Councilman Sinclair, along with Town Attorney Rubery, spoke to the Board in regard to an Assessment Update for the Town of Palmyra. General discussion followed.

DISC. RE:
ASSES.
UPDATE

6. Complaint Update

1. David Dennie, Stafford Road

Zoning Officer Dan Wooden spoke to the Board in regard to a drainage problem as reported by Mr. Dennie. Letters concerning this matter were discussed. The Health Officer's responsibilities in this type of problem were also discussed. The Board advised Mr. Wooden that the drainage problems on private

COMPLAINT
UPDATE
DENNIE
(STAFFORD)

300

COMPLAINT
UPDATE
CONT'D

property are not Town matters unless a possible health problem exists. In such cases, the Zoning Officer makes an assessment and reports the findings to the Health Officer. All communications between the Zoning Officer and the Health Officer should be in writing.

HAMMOND RD.
COMPLAINT

2. Hammond Road Complaint

This matter was discussed briefly and the Board requested Mr. Wooden to contact the Soil Conservation Officer.

CANAL
COMPLAINT

3. Canal Complaint

Zoning Officer Wooden spoke to the Board in regard to complaints received about Canal property and advised the Board that he has tried to contact a State representative because he would like to work with the State (New York State Department of Transportation-Canal Division) and review the Canal properties. Mr. Wooden was given some names on the State level as possible contacts.

ADM., PL. COMM.

Administration & Planning Committee - Robert Grier, Chairman

ZON. UPDATE

1. Update on Zoning (and other) Fees

Councilman Grier advised the Board that he had checked with some other Towns and found that Zoning fees, also, other Town fees, varied greatly. Various points were discussed by the Board. Mr. Grier was asked to work with Councilman Sinclair, Town Attorney Rubery and Zoning Officer Dan Wooden and to come back with a report concerning this matter. During the discussion, the question was raised - "Does the Town want to raise present fees, add new categories or revamp the system?"

BI-CENN.
COMM.

2. Bi-Centennial Committee Report - Robert Grier, Chairman

Mr. Grier informed the Board that a meeting was held in October with 12 representatives in attendance. The Commission has decided to hold a contest for a logo (seal) for the Bi-Centennial, to be used on all printed material. The deadline for the contest will be January 31st. Posters and applications will be out soon. The next meeting is scheduled for February 3, 1987.

OTHER BUS.

Other Business -

1. Adoption of Preliminary Budget for 1987

1987 BUDGET

Supervisor Wheeler entertained the motion to adopt the Preliminary Budget as the Budget for 1987.

MOTION TO
ADOPT PREL.
BUDGET

A motion was made by Andy Baran, seconded by Robert Grier that the Town Board of the Town of Palmyra adopt the Preliminary Budget as the Adopted Budget for the Town of Palmyra for the fiscal year 1987. Motion passed with 5 ayes.

TN. BD. MTG.

2. Town Board Meeting

Supervisor Wheeler reminded those present that the next Town Board meeting will be held Monday, November 24th at 7:30 P.M..

VET. DAY

3. Veterans' Day Participation

Mr. Wheeler informed the Board that he had participated in the Veterans' Day ceremonies sponsored by the Palmyra Posts of the VFW and American Legion.

OSHA SEM.

4. OSHA & Right to Know Meeting

Mr. Wheeler reported that he and Town Highway Superintendent Nelson Cook had attended an OSHA & "Right to Know" seminar in Canandaigua recently.

ASSOC. OF
TNS. MTG.

5. Association of Towns Meeting

Supervisor Wheeler advised that anyone interested in attending the Association of Towns meeting in New York City in February should have their reservations into the Town Office by Wednesday, November 19th.

CO. AUCTION

6. County Auction

A County Auction will be held on Saturday, November 15, 1986 at 1:00 P.M. behind the Intermediate Care Facility, Route 31, Lyons, New York.

AFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

LEGAL NOTICE
TOWN OF PALMYRA
NOTICE IS HEREBY
GIVEN THAT the Budget of
the Town of Palmyra for the
fiscal year 1987 was
presented by the Town
Board at the Public Hearing
held on November 6, 1986
was adopted by resolution
of the Town Board at their
regular meeting held on
November 13, 1986.
A summary of this Budget
is available for public in-
spection at the Town Office
dated November 26, 1986.
Notary J. MacDuff
Town Clerk
(127)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y., in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

December 3, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 31st day of Dec, 1986
Judith A. MacDuff
Notary Public

Fees: \$ 6.18

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne,
4706125
Expiration Date March 30, 1987

7. Retirement Party

Those present were reminded of the Retirement Party on Saturday, November 15th for "Mac" and "Alice", police ladies/school crossing guards, who are retiring.

RETIREMENT
PARTY

8. Blue Cross - COBRA

Town Attorney Rubery advised the Board of a new law effective January 1, 1987 concerning Blue Cross/Blue Shield coverage. Discussion followed.

B/C COBRA

9. Addition to Agenda

A motion was made by Mr. Sinclair, seconded by Andy Baran that the subject of providing an Acting Zoning Officer in the absence of Dan Wooden be added to the agenda. Motion passed with 5 ayes. Discussion followed in regard to person or persons to act in place of the Zoning Officer.

ADDITION TO
AGENDA

A Resolution was offered by Donald Sinclair, seconded by Robert Grier that the Town Board empower Francis Toole or other designated person or persons to act as Zoning Officer in the absence of Dan Wooden on a fee basis not to exceed \$10.00 plus mileage per inspection. Following more discussion, the Resolution was passed with 5 ayes.

RESOL. RE:
ACTING ZON.
OFFICER

A motion to approve the Vouchers as shown on Abstracts # 10B & # 11 was made by Robert Grier, seconded by David Lyon and passed with 5 ayes.

MOTION TO
APPR. PAYMEN
OF VOUCHERS

The motion to adjourn this meeting was made by Andy Baran, seconded by Robert Grier and passed with 5 ayes.

MOTION TO
ADJOURN

Respectfully submitted,

Betty B. Stubbings
Betty B. Stubbings, Deputy Town Clerk

November 24, 1986

303

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held at the Town Office, 201 E. Main Street, Palmyra, on Thursday, November 24, 1985 was called to order by Supervisor Wheeler at 7:40 P.M.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Town Councilman, Donald Sinclair to lead those present in the Pledge of allegiance to the Flag.

MNT OF SINCE
PLEDGE OF
ALLEGIANCE

Upon roll call the following Town Board members were present:

ROLL CALL

Town Supervisor - Edwin Wheeler
Town Councilmen - Donald Sinclair
David Lyon
Andy Baran

(Robert Grier was absent)

Others in attendance at this meeting included Chuck Lyons from the Courier Journal and Paul Rubery, the Town Attorney.

COMMUNICATIONS

1. Letter from the Humane Society of Rochester and Monroe County - this letter was referred to Andy Baran.

COMMUNICATNS

REPORTS OF STANDING COMMITTEES

Public Works Committee - David Lyon, Chairman

PUB WKS COMM

1. Plowing contract with Wayne County

It was agreed that the Town Attorney, Paul Rubery would talk to the Wayne County attorney regarding the plowing contract between the Town of Palmyra and the County of Wayne and advise Supervisor Wheeler of the signing of said contract.

PLOWING
CONTRACT W/
WAYNE COUNTY

2. Water contract with Village of Palmyra

David Lyon moved to accept the Water Contract with the Village of Palmyra which will be in effect from February 1, 1987 - January 31, 1990 and includes a increase of 3 1/2% on the retail rate of water and 5.8% on the wholesale rate of water. Donald Sinclair seconded this motion and it passed with 4 ayes.

MIN TO APV
WATER CONTRACT
W/VILL OF PAL

3. Contract with Water Superintendent

David Lyon moved to approve the contract between the Town of Palmyra and the Water Superintendent, Harold Kruger, to be in effect from January 1, 1987 thru December 31, 1990. This motion was seconded by Andy Baran and passed with 4 ayes.

MIN TO APV
CONTRACT W/
WATER SUPER

4. Schedule a Public Hearing date for increase in water District Rates

MIN TO SET
PUBLIC HEARG
DATE RE: WTR
RATE INCREASE

David Lyon moved to schedule a Public Hearing for Thursday, December 11, 1986 at 7:30 P.M. to discuss a increase in the water rates. Donald Sinclair seconded this motion. During the discussion that followed, David Lyon explained to the Board that the present funding has been sufficient to maintain our system but we have no reserve funds in case of an emergency and also there is a increase in the rate charged to us by the Village of Palmyra. This motion passed with 4 ayes.

Public Services Committee - Andy Baran, Chairman

1. Landfill Update

Andy Baran informed the Board that he had received a letter from the MRB group, which followed their meeting with Mrs. D. Jackson of the DEC, and

304

November 24, 1986

MTN TO APV
CLOSURE PLAN
FOR LANDFILL

contained a suggested closure plan for the landfill. Donald Sinclair moved to approve the preparation of the closure plan as stated in a letter received from the MRB Group and dated November 20, 1986 and that the report will be submitted to DEC by the MRB Group by March 1, 1987. Andy Baran seconded this motion and it passed with 4 ayes.

A motion was then made by Andy Baran, seconded by Donald Sinclair and passing with 4 ayes to add to the agenda Item #2 Swift's Cemetery.

SWIFT'S CMTY
MOTION PROB

2. Swift's Cemetery

Mr. Rubery, Town Attorney, wanted the Board to be aware that the west side of this cemetery is eroding back towards the graves. He said there could be a liability problem if the Mormon Church people are mowing this property. Following a brief discussion of the possibility of closing this cemetery to the public, this subject was referred back to committee for further investigation.

Assess, Planning & Zoning Committee - Donald Sinclair, Chairman

1. Assessor's Typewriter

ASSESSOR'S
TYPEWRITER

Donald Sinclair informed the Board that he had discussed the problems regarding the Assessor's new typewriter with the Assessor and he had told the Assessor to return the typewriter and purchase one more to his liking using his own judgement.

2. Assessment Update

ASSESSMENT
UPDATE

Mr. Sinclair told the Board that Mr. Larry Fitts, who has been approached by the Board to consider a possible assessment update, will meet with him at the Town Office at 2:00 P.M. on December 11, 1986 and will also meet with the Board at their meeting that evening at 7:00 P.M. At this time David Lyon moved to amend the motion he has made regarding a Public Hearing to discuss a increase in water rates from 7:30 P.M. to 8:30 P.M.

MTN TO AMEND
TIME OF PUB
HEARING FOR
WATER RATES

Andy Baran seconded this motion and it passed with 4 ayes.

3. Schedule a Public Hearing date for proposed Local Law #3 of 1986 RE: 3rd party designation

MTN TO SCHDL
PUB HEAR FOR
L. L. #3 &
L. L. #4

By advice of the Town Attorney, Paul Rubery, the context of proposed Local Law #3 of 1986 had to be broken down into Local Law #3 and #4. Donald Sinclair moved to schedule a public hearing for proposed Local Law #3 for the purpose of authorizing the Assessor to accept, during the period between Status Day and Grievance Day, applications for the renewal of real estate exemptions for persons sixty-five years of age or over to be held on Thursday, December 11, 1986 at 8:45 P.M. at the Town Office; also, immediately following to hold a public hearing for proposed Local Law #4 to allow notification of third parties of property tax bills for the elderly and indigent. David Lyon seconded this motion and it passed with 4 ayes.

Administrative & Planning Committee (To include Economic Development & Intergovernmental Relations) Robert Grier, Chairman

1. Fee schedule update
2. Fire Contracts

There were no reports available regarding the fee schedule update or the fire contracts due to the absense of Councilman Greer.

3. Renewal of Bingo License for Moose Lodge #1420

MTN TO APV
BINGO LICENSE
MOOSE CLUB

Donald Sinclair moved to approve the renewal of the bingo license for the Palmyra Moose Lodge #1420 for one year. David Lyon seconded this motion and it passed with 4 ayes.

(To include Insurance and Dog Control) Andy Baran, Chairman
1. Insurance Policies

Andy Baran said he will check with Virginia Wilson, Town Accountant, to make sure that the policies that are due have been renewed.

2. Upstate Municipal Risk Association, Inc.

Mr. Baran said he thought it might be advisable to keep track of the progress of this corporation at this time.

INSURANCE
POLICIES

UPSTATE
MUNICIPAL
RISK ASSOC INC

OTHER BUSINESS

OTHER BUSINESS

1. Budget copies available at the Town Office
2. Wayne County Budget Hearing will be 7:30 P.M. on Tuesday, November 25, 1986.
3. "This & That" from the Supervisor
4. Transfer of funds

The following motion was offered by Donald Sinclair and seconded by Andy Baran:

WHEREAS there are insufficient funds in the Justices-Contractual Expense Acct.-A1110.4 in the amount of \$448.16 due to bills for rent from the Village of Palmyra in the amount of \$150.00, Gould Publications for supplies in the amount of \$149.05, and Wm. E. Abbott for Magistrate's Annual Meeting for \$173.00 and WHEREAS there are funds in the Justice-Personal Acct. A1110.1 and THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra transfer funds in the amount of \$448.16 from the Justice-Personal Expense Acct.-A1110.1 to the Justice-Contractual Acct. A1110.4.

During the discussion that followed, David Lyon questioned the bill from Gould Publications and thought perhaps it should be checked on. He also wondered why there were insufficient funds. Mr. Lyon then moved to table this transfer of funds. Andy Baran seconded this motion and it passed with 4 ayes.

MTN TO TABLE
TRANSFER OF
FUNDS

Following a review of the vouchers submitted for payment, a motion was made by Andy Baran, seconded by David Lyon and passing with 4 ayes, to approve payment of vouchers as shown on Abstract #11A.

MTN TO APV
PAYMENT OF
VOUCHERS

Donald Sinclair then moved to adjourn this meeting of the Town Board until Thursday, December 11, 1986 at 7:00 P.M. Andy Baran seconded this motion and it passed with 4 ayes.

MTN TO ADJRN

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

AFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

LEGAL NOTICE
NOTICE OF
PUBLIC HEARING
TOWN OF PALMYRA
NOTICE IS HEREBY
GIVEN THAT the Town
Board of the Town of
Palmyra will hold a Public
Hearing on Thursday,
December 11, 1986 at 8:30
P.M. to consider the follow-
ing increases in water rates
charged to residents in each
of the water districts in the
Town of Palmyra:
1. That the minimum
water rate shall be increas-
ed to \$1.50 per 100 cubic
feet for water consumed
each quarter under 2000
cubic feet.
2. That the minimum
water rate for each 100
cubic feet over 2000 cubic
feet in a quarter shall be
\$1.40 per 100 cubic feet.
3. That the minimum bill
for each water meter unit
shall be \$3.00 per quarter
and increase to be effec-
tive March 1, 1987.
Dated: November 26, 1986
By Order of the
Town Board of the
Town of Palmyra
Sylvester E. Hickman,
Town Clerk
(1273) (D-3)

Rosalie J. Mouton, being duly sworn,
deposes and says that he is the foreman of
the Timesaver Advertising Inc., publisher of
the COURIER-JOURNAL, a public news-
paper published weekly at Palmyra, N.Y. in
the County of Wayne, and that the notice of
which the annexed is a true copy, clipped
from said newspaper, was regularly
published in said Courier-Journal on the
following dates:

December 3, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 31st day of Dec., 1986.

Judith A. MacDuff
Notary Public

\$ 12.03

JUDITH A. MACDUFF
Notary Public for the
State of New York, County of Wayne
4736128
Expiration Date March 30, 1987

December 11, 1986

307

The regular meeting of the Town Board of the Town of Palmyra scheduled to be held on Thursday, December 11, 1986 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 7:00 P.M. by Town Supervisor, Edwin Wheeler.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler led those present in the Pledge of Allegiance to the Flag.

MNT OF SINC

Upon roll call the following Town Board members were present:

ROLL CALL

Town Supervisor - Edwin Wheeler

Town Councilmen - Robert Grier
Donald Sinclair
David Lyon
Andy Baran

Mr. Larry Fitts was here to discuss with the Board the possibility of a assessment update. Mr. Fitts first gave the Board his personal background information. He then discussed the "pros & cons" of doing a update and various methods of doing same. A new method of maintenance incorporating the use of a home computer was also discussed. Mr. Fitts explained to the Board that there were three options for them to consider-

1. A full-blown appraisal - approximate cost of \$130,000.
2. A appraisal as he had outlined in his folder - approximate cost of \$38,500 plus a data mailer would have to be sent to each property owner.
3. A appraisal as he had outlined in his folder plus hiring a data collection crew of 3-4 people to measure all properties with buildings and then do a interior inspection - approximate cost of \$50,000.

Mr. Fitts said he personally would recommend option #3 and if it were started in January of 1987 it should be completed about May 1988.

Donald Sinclair said he feels very strongly about doing this job properly and professionally.

Andy Baran said he feels the main problem is keeping up with this after it is done. He said he didn't see any sense in spending the money if the maintenance is not going to be kept up on it any better than it has been following the two previous updates he has seen during his years on the Board.

It was decided that Mr. Fitts should send the Board another proposal which will include the figures for option #3.

At this time Supervisor Wheeler called a 5 minute recess before starting the first public hearing.

RECESS
CALLED

PUBLIC HEARING

The public hearing scheduled to be held on Thursday, December 11, 1986 to consider a increase charged to the residents in each of the water districts in the Town of Palmyra was called to order by Supervisor Wheeler at 9:00 P.M.

The Proof of Publication was read by the Town Clerk.

Those in attendance at this Public hearing, other than the Town Board included Paul Rubery, Town Attorney, Nelson Cook, Highway Superintendent and Dan Wooden, Zoning Officer and Building Inspector.

308 December 11, 1986

The proposed increases in the water rates are as follows:

1. That the minimum water rate shall be increased to \$1.50 per 100 cubic feet for water consumed each quarter under 2000 cubic feet.
2. That the minimum water rate for each 100 cubic feet over 2000 cubic feet in a quarter shall be \$1.40 per 100 cubic feet.
3. That the minimum bill for each water meter unit shall be \$8.00 per quarter.

With said increases to be effective March 1, 1987

Supervisor Wheeler asked for any comments either for or against this proposed water rate increase. There were no comments.

Supervisor Wheeler again asked for any comments and there being none he declared this Public Hearing closed at 9:03 P.M.

HEARING
CLOSED

PUBLIC HEARING

PUB. HEAR
OPENED

The Public Hearing scheduled to be held on Thursday, December 11, 1986 to discuss proposed Local Law #3 of 1986 was called to order by Supervisor Wheeler at 9:03 P.M. The purpose of this proposed Local Law #3 is to authorize the assessor to accept, during the period between Status Day and Grievance Day, application for the renewal of real estate exemptions for persons sixty-five years of age or over.

The Proof of Publication was read by the Town Clerk.

Supervisor Wheeler asked twice if there were any comments either for or against this proposed local law. There being none, Supervisor Wheeler declared this public hearing closed at 9:05 P.M.

HEARING
CLOSED

PUBLIC HEARING

L.L. #4
OF 1986

PUBLIC HEAR
CANCELLED

Supervisor Wheeler explained to the Board that since publication of this Notice of Public Hearing it has been learned that a local law for the purpose of allowing notification of third parties of property tax bills for the elderly and indigent is not necessary. The resolution passed by this Board at their November 13, 1986 meeting is all that was needed, therefore, this public hearing was not held.

COMMUNICATIONS

1. Copy of letter to members of FVA RE: Change of Status
2. Letter from Cable Vision Industries (copies to all)
3. Letter from Stop DWI Coordinator
4. Letter from Town of Palmyra Planning Board
Referred to Assessment, Planning & Zoning Committee
5. Letter from Village of Palmyra RE: Cemetery
Referred to Public Services Committee

AFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following date:

December 3, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 31st day of Dec., 1986.

Judith A. MacDuff
Notary Public

..\$ 13.65

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4736126
Expiration Date March 30, 1987

LEGAL NOTICE
NOTICE OF
PROPOSED LOCAL LAW
#3 OF 1986
PLEASE TAKE NOTICE
THAT there has been introduced before the Town Board of the Town of Palmyra in the County of Wayne and State of New York on November 24, 1986, a proposed Local Law #3 of the year 1986. The purpose of this local law shall be to authorize the assessor to accept, during the period between Status Day and Grievance Day, applications for the renewal of real estate exemptions for persons sixty-five years of age or over.
PLEASE TAKE FURTHER NOTICE THAT pursuant to section twenty of the Municipal Home Rule Law, a Public Hearing will be held on the aforesaid proposed local law before the Town Board of the Town of Palmyra at the Town Office, 201 E. Main Street, Palmyra, at 8:45 P.M. on Thursday, December 11, 1986, at which time all interested persons will be heard.
Dated: November 28, 1986
By Order of the
Town Board of the
Town of Palmyra
Beverly E. Hickman
Town Clerk
(129)

AFIDAVIT OF PUBLICATION

STATE OF NEW YORK }
County of Wayne }

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y., in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

December 3, 1986

LEGAL NOTICE
NOTICE OF
PROPOSED LOCAL LAW
#4 OF 1986
PLEASE TAKE NOTICE
THAT there has been introduced before the Town Board of the Town of Palmyra in the County of Wayne and State of New York on November 24, 1986, a proposed Local Law #4 of the year 1986. The purpose of this local law is to allow notification of third parties of property tax bills for the elderly and indigent.
PLEASE TAKE FURTHER NOTICE THAT pursuant to section twenty of the Municipal Home Rule Law, a Public Hearing will be held on the aforesaid proposed local law before the Town Board of the Town of Palmyra at the Town Office, 201 E. Main Street, Palmyra, immediately following the hearing for proposed Local Law #3 on Thursday, December 11, 1986, at which time all interested persons will be heard.
Dated: November 28, 1986
By Order of the
Town Board of the
Town of Palmyra
Blanche McKenna
Town Clerk
(1275) (1-5)

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 31st day of Dec. 1986.

Judith A. MacDuff
Notary Public

Fee: \$ 12.68

JUDITH A. MacDUFF
Notary Public for the
State of New York, County of Wayne
4735120
Expiration Date March 30, 1987

December 11, 1986

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Reports of Standing Committees

Public Works Committee - David Lyon, Chairman
(Includes Highway, Sewer, Water & Building)

PUB WKS COMM

1. County Plowing Contract - Extension of Agreement

David Lyon moved to allow the Town Highway Dept. to continue plowing County Roads while we are waiting for a signed contract to arrive. Donald Sinclair seconded this motion and it passed with 5 ayes.

MIN TO ALLOW
PLOWING ON
COUNTY RDS

2. Water rates - Subject of Public Hearing

David Lyon then moved to adopt the new water rates as advertised and as follows:

1. That the minimum water rate shall be increased to \$1.50 per 100 cubic feet for water consumed each quarter under 2000 cubic feet.
2. That the minimum water rate for each 100 cubic feet over 2000 cubic feet in a quarter shall be \$1.40 per 100 cubic feet.
3. That the minimum bill for each water meter unit shall be \$8.00 per quarter.

Said increases to be effective March 1, 1987.

This motion was seconded by Donald Sinclair and passed with 5 ayes.

Public Services Committee - Andy Baran, Chairman

(Includes Fire, Ambulance, Cemeteries & Resource Recovery)

1. Approval to apply for funds for recreational Program
for the elderly

Andy Baran moved to authorize Supervisor Wheeler to sign the application to apply to the State for matching funds for recreational programs for the elderly in the amount of \$200.00. This motion was seconded by Donald Sinclair and passed with 5 ayes.

MIN TO AUTH
SIGNING OF
APP. FOR FUNDS
FOR ELDERLY

Assessment, Planning & Zoning Committee - Donald Sinclair,
Chairman

1. Local Law #3 - Subject of Public Hearing

December 11, 1986

MTN TO APV
NOTIFICATION
OF 3RD PARTY

2. Local Law #4 - Subject of Public Hearing

Donald Sinclair made another resolution stating that the Town of Palmyra allow notification of third parties of property tax bills for the elderly and indigent as approved by the State of New York. David Lyon seconded this motion and it passed with 5 ayes.

MTN TO APV
PUB HEAR DAT
P & C OPETT

3. Schedule a public hearing date for Paul & Carol Opett

Special Auth to operate a craft shop in old dairy barn

Councilman Sinclair then moved to schedule a Public Hearing on December 29, 1986 at 7:30 P.M. for Paul and Carol Opett to consider granting Special Authorization to operate a craft shop in their old dairy barn. Robert Grier seconded this motion and it passed with 5 ayes.

H GREENLEE
UPDATE

4. Harold Greenlee - Update from Dan Wooden, Zoning Officer

Dan Wooden informed the Board that the water study report had not arrived and therefore he would table this subject until the December 29 meeting.

STEFFEN
MING PERMIT

5. Steffen Mining Permit Update

Mr. Wooden also tabled this matter until the December 29 meeting

TENTATIVE
EQUALIZATION
RATE

6. Soil Conservation letter

Mr. Wooden had no report because he has not heard from Frank Winkler as yet.

7. Appeal of Tentative Equalization

Donald Sinclair reported to the Board that the Assessor, Judson Roney, is continuing to maintain his appeal of the tentative equalization rate.

Administrative & Planning Committee - Co-Chairman - Robert Grier and Andy Baran

FEE SCHEDULE
UPDATE

1. Fee Schedule update

Robert Grier had tentative figures for the fee schedule update. He said he would get copies to all Board members so that they could be studied and discussed at the December 29 meeting.

FIRE
CONTRACTS

2. Fire Contracts

Paul Rubery, Town Attorney, told the Board that the contracts are in the process of being prepared. He will send them up to the office as soon as they are ready.

NYS ENERGY
RESEARCH DEV
AUTHORITY

3. NYS Energy Research & Development Authority

The NYS Energy Research & Development Authority have provided a updated report on the old degasification plant.

David Lyon then moved to approve both the minutes from the November 13, 1986 Town Board meeting and the minutes from the November 24, 1986 Town Board meeting as submitted. Andy Baran seconded this motion and it passed with 5 ayes.

Other Business

TRANSFER
OF FUNDS

1. Transfer of funds

A motion was made by David Lyon, seconded by Andy Baran and passing with 5 ayes to remove from the table the transfer of funds regarding the Justice's account.

The following motion was offered by David Lyon, seconded by Robert Grier and passed with 5 ayes:

December 11, 1986

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WHEREAS there are insufficient funds in the Justices - Contractual Expense Acct. A1110.4 in the amount of \$1470.31 due to bills for Rent in the amount of \$1575 for 1986 and Telephone Bills in the amount of \$136.62 through November 1986 both of which were not budgeted for 1986 and

WHEREAS there are funds in the Justices - Personal Services acct. A1110.1 and

THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra transfer funds in the amount of \$1470.31 from the Justice-Personal Expense Acct. A1110.1 to the Justice-Contractual Expense Acct. A1110.4

The following motion was offered by Andy Baran, seconded by Donald Sinclair and passed with 5 ayes.

WHEREAS THE 1986 Town Budget Insurance Account A1910.4 is \$35000 and

WHEREAS THERE are insufficient funds of \$21630.87 in the Insurance Acct. due to prior bills already taken from surplus funds on June 12, 1986 meeting

WHEREAS there are bills for the General Liability and Public Officials E & O in the amount of \$15845.00 and the Fire Policy in the amount of \$11733.32 making a total of \$27578.32 to be paid and

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra authorize the use of surplus funds in the amount of \$27578.32 to cover the insufficient funds in the Insurance Fund A1910.4.

Andy Baran offered the following motion with Robert Grier seconding and it passed with 5 ayes:

WHEREAS the 1986 Budget for the Board of Health - Personal services Acct. B4010.1 is \$300.00 and

WHEREAS THE SALARY FOR the Health Officer will be \$588.45 and

WHEREAS THERE has been expended \$3.50 for the Registrar and

WHEREAS there are monies in the Board of Health - Contractual expense Acct. B4010.4 in the amount of \$136.28 and

THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$136.28 be transferred from the Board of Health - Contractual Expense Acct B4010.4 to Board of Health - Personal Services acct B4010.1 and the balance needed in the amount of \$155.67 to be taken from Surplus funds in the Part Town - General Fund.

David Lyon then offered the following motion, with Robert Grier seconding, and it passing with 5 ayes:

WHEREAS THE Town of Palmyra received Federal Revenue Sharing Funds in the amount of \$24868.00 for the year 1986 and

WHEREAS the Town Board of the Town of Palmyra allocated \$10000 to the Capital Fund-Machinery Reserve Acct. and

THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$10000 from the Federal Revenue Sharing Fund to the Machinery-Equipment Acct. and

BE IT FURTHER RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of the \$10000 in the Machinery - Equipment Acct. to the Capital Fund - Machinery Reserve Acct.

Andy Baran then offered the following motion, with Robert Grier seconding and it passing with 5 ayes:

WHEREAS THERE ARE INSUFFICIENT FUNDS IN THE employee benefits - Social Security Acct. DB9030.8 in the Highway I in the amount of \$829.73 due to extra payrolls taken from Highway I and

WHEREAS there are funds in the Employee benefits - Retirement Acct. DB9010.8

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra transfer funds in the amount of \$829.73 from the employee Benefits - Retirement to the Employee Benefits - Social Security Acct.

2. Tax Collection

The Tax Collector, Sally Lynch, has made arrangements for Betty Stubbings to collect Town and County taxes at the Town Office during the month of January 1987.

3. County Auction

Supervisor Wheeler has the results of the County Auction if anyone would like to see it.

4. Solid Waste (Public Information meeting)

Supervisor Wheeler and Councilman Baran attended said informational meeting. They both feel that things are progressing nicely.

5. Reservation from the Association of Towns

Housing reservations from the Association of Towns have been verified for Mr. and Mrs. Edwin Wheeler, Mr. and Mrs. David Lyon, Mr. and Mrs. Donald Sinclair and Mr. and Mrs. Robert Grier

6. Town tax rates (Distributed to everyone)

A copy of the Wayne County Town Tax Rates have been distributed to all Board members.

7. Update on gasification plant

This was discussed under Item #3 on Administration & Planning Committee.

Andy Baran then moved to add to the agenda the subject of signs for Walker Road. David Lyon seconded this motion and it passed with 5 ayes. Councilman Baran said he had received complaints concerning garbage being dumped along Walker Road. He thought possibly some

"No Dumping" signs might help. Mr. Baran then moved to place two (2) "No Dumping" signs on Walker Road to be done at the discretion of the Highway Superintendent. David Lyon seconded this motion and it passed with 5 ayes.

A motion was then made by Andy Baran, seconded by Donald Sinclair and passing with 5 ayes, to add to the agenda the subject of the Town Justice Exchange. The following motion was made by Donald Sinclair, seconded by Robert Grier and passed with 4 ayes, 1 nay (David Lyon):

The Town Board of Palmyra, New York, County of Wayne has consented to the temporary assignment of its justice(s) to preside in other city/town/village courts in the Seventh Judicial District as need arises during the year 1987 and approved the temporary assignment of judges from other city/town/village courts in the Seventh Judicial District to its court as need arises during the year 1987, providing it does not interfere with the duties of and is at the convenience of the Town Justices of the Town of Palmyra.

Andy Baran offered a motion to pay the vouchers submitted for payment as shown on abstract # 12. Robert Grier seconded this motion and it passed with 5 ayes.

Donald Sinclair then moved to adjourn this meeting of the Town Board. David Lyon seconded this motion and it passed with 5 ayes.

Respectfully submitted,

Beverly E. Hickman
Beverly E. Hickman, Town Clerk

MTN TO ADD
TO AGENDA
SIGNS FOR
WALKER RD

MTN TO PLACE
SIGNS ON
WALKER RD

MTN TO ADD
TO AGENDA
TOWN JUSTICE
EXCHANGE

MTN TO APV
TEMP ASSGNMT
OF TN JUSTCS

MTN TO PAY
VOUCHERS

MOTION TO
ADJOURN

AFIDAVIT OF PUBLICATION

STATE OF NEW YORK
County of Wayne

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Palmyra will hold a Public Hearing on Thursday, December 23, 1986 at 10:00 P.M. at the Town Office, 2011 E. Main Street, Palmyra, to consider the application of Carol Opetz, 167 Cedar Road, Palmyra, for a Special Authorization to operate a certain use in the dairy farm zone. The property is situated in the Agriculture Zone and is bounded on the North by Dennis Mullin, on the South by David Williams, on the East by Wet Cornish Farms, and on the West by Richard Keizer. This application is in conflict with Article III, Section 32 (b) which limits the use of property in the Agriculture District to those permitted under Section 32 (a). Paragraph 4 into Article III, Section 32 (b) states: Use of land for other than farm purposes requires Special Authorization from the Town Board. Such Special Authorization shall be granted by the Town Board on the following conditions:

Rosalie J. Mouton, being duly sworn, deposes and says that he is the foreman of the Timesaver Advertising Inc., publisher of the COURIER-JOURNAL, a public newspaper published weekly at Palmyra, N.Y. in the County of Wayne, and that the notice of which the annexed is a true copy, clipped from said newspaper, was regularly published in said Courier-Journal on the following dates:

December 23, 1986

Rosalie J. Mouton
Foreman of the Publisher

Subscribed and sworn to before me

this 31st day of Dec, 1986

Judith A. MacDuff
Notary Public

Fees: \$ 16.90

JUDITH A. MACDUFF
Notary Public for the
State of New York - County of Wayne
4755136
Expiration Date March 30, 1987

December 29, 1986

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PUBLIC HEARING

The Public Hearing scheduled to be held on Monday, December 29, 1986 at the Town Office 201 E. Main Street, Palmyra to consider the application of Paul and Carole Opett, 3167 Cambier Road, Palmyra, for Special Authorization to operate a craft shop in their old dairy barn was called to order by Supervisor Wheeler at 7:30 P.M.

PUBLIC HEAR
OPENED

The proof of publication was then read by the Town Clerk.

Supervisor Wheeler asked for any comments either for or against this application. No comments were made.

Supervisor Wheeler then asked Mr. Opett to explain his plans to the Board. Mr. Opett said he felt this would be a low-key business, he didn't feel traffic would be a problem and the appearance of his property would stay about the same.

David Lyon was concerned about providing stable parking for the customers. He felt that traffic coming out onto Dey Road could be a problem. He thought possibly there should be no parking allowed on the east side of the barn and the parking area north of the barn should be stabilized.

Supervisor Wheeler again asked if there were any comments either for or against this application. Again there were none.

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

Town of Palmyra
Supervisor and Board Members
Palmyra, New York

Gentlemen:

At its regular board meeting held on December 9, 1986, the Town Planning Board voted unanimously to approve the application of Carol Opett for special authorization to operate a gift shop on Cambier Road.

Very Truly yours,

Phyllis Dickinson
Secretary

Supervisor Wheeler then explained to Mr. Opett that this Special Authorization would be discussed later in the agenda and if a decision was made tonight it would be at that time. He then declared this public hearing closed at 7:45 P.M.

PUBLIC HEAR
CLOSED

The regular meeting of the Town Board scheduled to be held on December 29, 1986 at the Town Office, 201 E. Main Street, Palmyra, was called to order at 7:45 P.M. by Town Supervisor Edin Wheeler.

CALL TO ORDER

Following a moment of silence, Supervisor Wheeler asked Andy Baran to lead those present in the Pledge of Allegiance to the Flag.

MNT OF SINCE
PLEGE OF
ALLEGIANCE

Upon roll call, the following Board members were present:

Town Supervisor - Edwin Wheeler
Town Councilman - Donald Blair
Robert Grier
David Lyon
Andy Baran

December 29, 1986

Also in attendance at this Town Board meeting were Paul Opett, Tom DeRue, Virginia Wilson (Town Accountant), Nelson Cook (Town Highway Superintendent), and Paul T. Rubery (Town Attorney).

REPORTS OF STANDING COMMITTEES

PUB WKS COMM

Public Works Committee - David Lyon, Chairman

CTY PLOWING CONTRACT

1. County Plowing Contract

David Lyon told the Board that the plowing contract between the Town of Palmyra and the County of Wayne has been signed at the County level and our copy returned to us for filing.

PUB SRV COMM

Public Services Committee - Andy Baran, Chairman

LANDFILL UPDATE

1. Landfill Update

No report at this time.

CABLEVISION INDUSTRIES

2. Cablevision Industries

Supervisor Wheeler said that several area towns have been taking a stand against the Cablevision increase and he wondered if we should take a stand also. Robert Grier then moved to protest the increase in cable rates, the lack of channel increases and the lack of increased cable coverage and that a letter stating same be sent to Larry Monroe at Cablevision Industries. Andy Baran seconded this motion and it passed with 5 ayes.

MIN TO PROTST INCRSD CABLE

ASSESS PLNG. & ZNG COMM

Assessment, Planning & Zoning Committee - Don Sinclair, Chairman

1. Special Authorization - Paul & Carol Opett - Subject of Public Hearing

PAUL & CAROL OPETT -SPEC AUTH -NO DECISION

David Lyon said the parking area bothered him. It was decided that David Lyon and Nelson Cook, Highway Superintendent, should go out to the property and look at the parking area before a decision is made.

H. GREENLEE TABLED

2. H. Greenlee - tabled at Dec. 11th meeting

This matter was left tabled until more information can be obtained.

STEFFEN MNG PERMIT TBLD

3. Steffen Mining Permit - Tabled at Dec. 11th meeting

This matter was also left tabled because the Board is waiting for information from Mr. Steffen's attorney, John Nesbitt.

HERSHEY HILL MINING PRMT

4. Hershey Hill Mining Permit

Tom DeRue, Maple Avenue resident and neighbor to the Hershey Hill Mining property, was present. Mr. DeRue said he considers this mining operation to be a nuisance and also considers Hershey Hill to be a absentee landowner without consideration of the neighbors. Donald Sinclair asked Mr. DeRue if he was aware of any violations. Mr. DeRue said "Yes", if there is no permit from the DEC that should mean no operating. Mr. Sinclair asked Mr. DeRue what his main concerns are. Mr. DeRue said he had four.

1. Hours of Operation
2. Access from the highway
3. Screening
4. Reclamation

It was decided that Nelson Cook, Highway Superintendent and Dan Wooden, Zoning Officer, should go out to the mining site and measure to see if possibly they are below the designated 4 foot level and also to ask the DEC to come over and look at it's problem.

December 29, 1986

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5. Assessment Update

This matter was deferred to the January 22, 1987 meeting.

ASSESSMENT
UPDATE

6. Hammond Road

HAMMOND RD

Committee will communicate with the concerned neighbors to make them aware of what is being done by the DEC regarding this problem.

Administrative & Planning Committee - Robert Grier & Andy Baran
Co-Chairman

1. Fee Schedule Update

FEE SCHEDULE
UPDATE

Councilman Grier said he would have copies of his suggested fee schedule update made for the Board to review.

2. Fire Contracts

MIN TO AUTH
SIGNING OF
FIRE CONTRACT

Donald Sinclair moved to authorize Supervisor Wheeler to sign the fire contracts with the East Palmyra Fire Dept., the Port Gibson Fire Dept. and the Village of Palmyra for the Palmyra Fire Dept. Robert Grier seconded this motion and it passed with 5 ayes.

3. Palmyra Bicentennial Commission

PALMYRA
BICENTENNIAL
COMMISSION
MIN TO REQUEST
FORMAL FILE

Robert Grier moved to request a formal file of minutes, financial account, official photographs, etc, from the Palmyra Bicentennial Commission to be kept at the Town Office for posterity. Donald Sinclair seconded this motion and it passed with 5 ayes.

At this time Councilman Grier excused himself from this meeting.

4. Wayne County Humane Society

Andy Baran moved to go along with the rate increases now charged to us by Lollipop Farm. This motion was seconded by Donald Sinclair and passed with 4 ayes.

Other Business

1. Encumbrance of funds

The following resolution was moved by David Lyon, Seconded by Donald Sinclair and passed with 4 ayes:

BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the following encumbrances:

- \$6000 From the Assessor Acct. A1355.4 for Assessment Update budgeted in 1986
- \$73.95 From the Assessor Acct. A1355.4 for Repair of Secretary's Chair and repair Arms on Desk Chair
- \$2718.07 From Landfill Acct. A8160.4, Balance left, for expenses in closing the landfill.
- \$5000 From Highway IV Acct. Snow-Personal Services DA5142.1 to cover the first payroll in January before taxes are received.

2. Transfer of funds

The following motion was made by Donald Sinclair, seconded by Andy Baran and passed with 4 ayes:

WHEREAS there are insufficient funds in the Justice-Personal Service Acct. A1110.1 in the amount of \$1470.31 and

WHEREAS monies were used from the Personal Services Acct. to cover the deficit in the Contractual Expenses Acct. A110.4 and

NOW THEREFORE BE IT RESOLVED T the Town Board of the Town of Palmyra approve the transfer of \$1470.31 from the Contingency Acct. A1990.4 to the Justice - Personal Service Acct. A1110.1 and

December 29, 1986

BE IT FURTHER RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$54.50 from the Contingency Acct. to the Justices - Contractual Acct. A1110.4 to cover the December bills of Telephone and Mathew Bender in the amount of \$54.50.

The following was moved by Andy Baran, seconded by David Lyon and passed with 4 ayes:

WHEREAS THERE are insufficient funds in the Garage-Contractual Expense Acct. A5132.4 in the amount of \$416.96 due to Pal Oil Bills in the Amount of \$521.48 and

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$416.98 from the Contingency Fund A1990.4 to the Garage-Contractual Expense A5132.4

The following was moved by Donald Sinclair, seconded by David Lyon and passed with 4 ayes.

WHEREAS, monies for Per Capita in the amount of \$27843.00 have been deposited to the Part Town Fund and

WHEREAS, these monies are transferred to Highway Item I at the end of the fiscal year,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Palmyra approve the transfer of funds in the amount of \$27843.00 from the Part Town fund Acct. No 9901.9 transfer of other funds to the Highway Item I - Revenue Account No. DB5031
The Following was moved by Andy Baran, seconded by David Lyon and passed with 4 ayes:

WHEREAS there are insufficient funds in the Planning - Personal Services Acct. B8020.1 in the amount of \$183.13 and

WHEREAS there are monies in the Planning Board - Contractual expenses Acct. B8020.4 and

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of \$183.13 from the Planning Board - Contractual Expense B8020.4 to the Planning Board - Personal Service Acct. B8020.1

Andy Baran made the following motion, with David Lyon seconding and it passing with 4 ayes:

WHEREAS there are insufficient funds in the Personal Services of the North Water District in the amount of \$209.04, in the South Water District in the amount of \$101.62 and in the East Water District in the amount of \$27.08 and

WHEREAS there are unexpended balances in the Water Districts Rental Acct. SW2140

NOW THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the use of the water rental balances in the Water Districts to cover these insufficient funds in the Personal Services Accts.

The following motion was made by Andy Baran, David Lyon seconded it and it passed with 4 ayes:

WHEREAS there are insufficient funds in the Tax Collector's Contractual Expense Acct. A1330.4 in the amount of \$58.68 and

December 29, 1986

3/7

THEREFORE BE IT RESOLVED THAT the Town Board of the Town of Palmyra approve the transfer of funds in the amount of \$58.68 from the Contingency Acct. A1990.4 to the Tax Collector's Contractual Expense Acct. A1330.4

David Lyon made the following motion, with Donald Sinclair seconding it and it passing with 4 ayes:

BE IT RESOLVED that \$15,000.00 be transferred from Highway IV to Highway III; and

BE IT FURTHER RESOLVED that the Part Town General Fund loan to the Machinery Fund, the sum of \$45,000.00 because of the lack of sufficient funds in the Machinery account; and

BE IT FURTHER RESOLVED that the deficit in Highway III 1986 budget of \$13,516.43 be taken from unexpended funds on hand in highway III account; and

BE IT FURTHER RESOLVED, that \$60,000.00 be transferred from highway III to the Machinery Capital Reserve.

3. State Revenue Sharing

STATE REVENUE
SHARING

The following motion was moved by David Lyon, seconded by Andy Baran and passing with 4 ayes.

BE IT RESOLVED, that the Town Board of the Town of Palmyra does request that the State of New York and its officials shall make public the revenue sharing formula and the inequities, if any contained therein, if any, as among the various municipal governments that share in the distribution; and

BE IT FURTHER RESOLVED, that if there are inequities that the State Legislature and the Governor take such steps as may be necessary to correct the inequities in the distribution of State Revenue Sharing Funds among the various beneficiaries; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall go to the Governor Mario Cuomo, Senator L. Paul Kehoe, Assemblyman Frank Talomie and the Governor's Office of the Budget.

4. Article sent by Sharon Lilla, Wayne County Planning Board, RE: Freshwater Wetland Act.

A copy of this article was given to all Board members.

5. Contracts for Palmyra Community Center, Inc. PVA & Kings Daughters Library

MTN TO AUTH
SIGNATURE ON
CONTRACTS W/
COMM. CENTER
PVA &
LIBRARY

David Lyon moved to authorize the Town Supervisor, Edwin E. Wheeler to sign the following contracts:

Palmyra Community Center, Inc. in the Amount of \$16,550.00

Palmyra Volunteer Ambulance in the amount of \$ 6,000.00

Palmyra Kings Daughters Libraray in the Amt. of \$12,000.00

with all the contracts expiring on December 21, 1987. Andy Baran seconded this motion and it passed with 4 ayes.

Following a review of the vouchers, submitted, David Lyon moved to pay the vouchers as submitted on abstract #12A. This motion was seconded by Andy Baran and passed with 4 ayes.

MTN TO APV
PAYMENT OF
VOUCHERS

December 29, 1986

MIN TO GO
INTO EXEC
SESSION

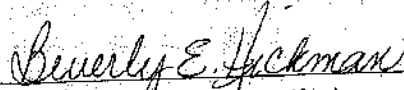
A motion was then made by Donald Sinclair, seconded by Andy Baran and passing with 4 ayes, to go into executive session for personnel reasons.

MIN TO COME
OUT OF EXEC
SESSION

Donald Sinclair then moved to come out of executive session. Andy Baran seconded this motion and it passed with 4 ayes.

The motion to adjourn this meeting of the Town Board until January 5, 1987 at 7:30 P.M. was made by Donald Sinclair seconded by Andy Baran and passed with 4 ayes.

Respectfully submitted,


Beverly E. Hickman, Town Clerk