

**VILLAGE OF PERRY
VILLAGE BOARD MEETING
May 18, 2009**

The Regular Board Meeting of the Village of Perry was held at the Village Hall 46 North Main Street Perry New York at 7:30 p.m. on the 18th day of May 2009.

PRESENT:	Howard Wood	Mayor
	David J. Davis	Trustee
	Mandi Harvey	Trustee
	Michael Laraby	Trustee
	J. Richard Barth	Trustee
ALSO PRESENT:	Terrence Murphy	Village Administrator
	Gail Vosburg	Village Clerk
	James Case	Chief of Police
	Joe Funk	Fire Chief
	Edward J. Koziel	Supt. DPW
GUESTS:	Lorraine Sturm	Rae Cohen
	Bill Bark	Melissa Henchen

Mayor Wood led in the pledge to the flag.

Mayor Wood called the Meeting to order at 7:30 PM.

MAY 4, 2009 MINUTES APPROVED – Trustees noted corrections to be made: on page 2, it should read ... “... of the retaining wall was made ... and “... Village Attorney David DiMatteo will send a letter to the...” Trustee Laraby asked that the following be added to the bottom of page 2 “...for a new water meter due to possible water leaks at the residence and any adjustments to the water bill...” Upon motion by Trustee Davis, second by Trustee Laraby the minutes of the May 4, 2009 Board Meeting are approved with the above corrections. Motion carried with all voting aye.

PUBLIC COMMENT

Rae Cohen – Bradford St – Ms. Cohen requested the village board pass a law prohibiting grill fires being left unattended and impose strict fines for those who disobey. She did call the police when she felt there was a problem at her neighbors’ house. Trustees advised her that she did the right thing. *It was noted that the Village already in place to address this issue.*

FIRE DEPARTMENT REPORT as presented by Chief Funk (as attached)

April Fire Department Report accepted - Motion by Trustee Harvey, seconded by Trustee Laraby, to accept April’s Fire Department Report as presented. Motion carried with all voting aye.

POLICE REPORT as presented by Chief Case (as attached)

April Police Department Report accepted – Motion by Trustee Laraby, seconded by Trustee Davis to accept April’s Police Report as presented. Motion carried with all voting aye.

License Plate Reader – Trustee Davis asked if the license plate reader is operating. Chief Case reported that the reader is working and at this time, six (6) tickets have been issued.

DPW REPORT – as presented by Supt. Ed Koziel (as attached)

DPW Report accepted – Motion by Trustee Harvey, seconded by Trustee Laraby to accept the DPW Report as presented. Motion carried with all voting aye.

Watkins Ave Storm Drain repair – Supt. Koziel announced that he is planning to repair approx. 30’ of storm drains on Watkins Ave, between Hawthorne St and N Center St. Work is scheduled to begin after July 4th.

CLERK REPORT – presented by Village Clerk Gail Vosburg (as attached)

Payment of Claims -

Vouchers as set forth in Abstract # 35

General Fund	\$ 90,004.36
Water Fund	\$ 51,367.72
Sewer Fund	\$ 17,954.59
SLWC	\$ 1,092.15
Trust & Agency	\$ 48,764.89
TOTAL	\$ 209,183.71

All vouchers have been audited by Trustee Laraby. Motion by Trustee Harvey seconded by Trustee Barth to pay vouchers as set forth in Abstract # 35. Motion carried with all voting aye.

Write off outstanding Taxes Receivable - Motion by Laraby, seconded by Trustee Davis, to write off outstanding taxes receivable overdue from Wyoming County in the amount of \$2,112.83. This amount is the 2006 A & A Metal

Taxes and are deemed "uncollectable" as the likeliness of collecting that amount from the county is nil . Motion carried with all voting aye. This is upon recommendation from the auditors.

Old Accounts Payable waived – Motion by Trustee Harvey, seconded by Trustee Laraby, to write off accounts payable from the General Fund in the amount of \$326.00 and SLWC in the amount of \$40.74. Motion carried with all voting aye. These are unidentified accounts payable and have been on the books for over three years. This is upon recommendation from the auditors.

April's Treasurer's Report – The village clerk presented April's Treasurer's report.

Year End Board meeting scheduled- Upon motion by Mayor Wood, seconded by Trustee Davis, to schedule a year end board meeting for Friday, May 29, 2008 at 2:00 p.m. Motion carried with all voting aye.

ADMINISTRATOR REPORT – presented by Administrator Terry Murphy

Empire Zone Support Resolution tabled– Administrator Murphy presented a resolution from Wyoming County supporting the amending of their Local Law No. 2 of the Year 2006 to revise an Empire Zone. The Tempest Street property (old Champion Plant) was added to the Empire Zone and Farmland (S. Main St) owned by Mr. Faryna, will be deleted. Motion by Trustee Barth, seconded by Trustee Laraby, to table the resolution regarding the revision to the Empire zone. Motion carried with all voting aye.

- ◆ The Wyo. Co. Health Department sent the Village a notice of violation for improper discharge of sewer for the property located at 10 N Genesee St.
- ◆ The Archives Grant, automated water meters, decision is not due until late June.
- ◆ Small Cities Grant decisions will be made "late August".
- ◆ A letter was received from Assemblyman Burling regarding the status of the Inland Waterway designation. Legislation was introduced concerning this designation.
- ◆ The initial meeting with Lee Loomis was held regarding the energy audit for the Water Plant, Sewer Plant and the Village Hall.

Compact Tractor Bid awarded – Two bids were received for the Compact Tractor Bid for the sewer plant:

Kelly's Garage	\$12,171.00	tractor
	\$ 174.00	block heater
	\$ 538.00	bucket
	\$12,883.00	total
Lamb & Webster	\$18,750.00	

Motion by Trustee Laraby, seconded by Trustee Davis, to award the bid for the Compact Tractor to Kelly's Garage with the adding of the block heater and bucket for a total amount of \$12,883.00. Motion carried with all voting aye.

COMMITTEE REPORTS

Police – Nothing to report.

Fire – Nothing to report.

Water/Sewer – Nothing to report.

Recreation & Environment – Nothing to report.

Employee Relations –Nothing to report.

SLWC – Nothing to report

Technology - The website is still being worked on.

MAYOR FILES

Nothing to report.

Motion by Trustee Barth to enter into executive session to discuss personnel matters and contractual matters at 8:20 p.m. was seconded by Trustee Harvey and carried with all voting aye.

Motion by Trustee Laraby to adjourn executive session at 9:26 p.m. was seconded by Trustee Davis and carried with all voting aye.

Writing off of Outstanding Taxes Receivable rescinded – Motion by Trustee Laraby, seconded by Trustee Harvey, to reverse the writing off of the outstanding taxes receivable pending further investigation. Motion carried with all voting aye.

Police Department weapons purchase approved – Motion by Trustee Laraby, seconded by Trustee Davis, to approve the purchase of 4 weapons by the police department in the amount of \$2,400.00. Motion was carried with all voting aye.

Town of Castile request to forgive late fees tabled – Motion by Trustee Harvey, seconded by Trustee Laraby, to table the Town of Castile's request for the village to forgive the late fees on the water bills. Motion carried with all voting aye.

Referral to Village Planning Board – Motion by Trustee Laraby, seconded by Trustee Barth, to refer the boarding up of windows in a C1 District to the Planning Board with a recommendation due back to the Village Board by August 17, 2009. Motion carried with all voting aye.

Kruetter request for refund denied – Motion by Trustee Laraby, seconded by Trustee Davis, to deny the request of Ms. Kruetter, owner of 57-59 Gardeau St, for a refund of her \$50 turn on fee as the Village of Perry has a policy in place to address billing and shut off's and the policy was followed. Motion carried with all voting aye.

Motion to adjourn meeting at 9:34 p.m. was offered by Trustee Laraby, second by Mayor Davis and carried with all voting aye.

Respectfully submitted,

Gail Vosburg
Village Clerk