

VILLAGE OF PERRY
VILLAGE BOARD MEETING
August 17, 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 17th day of August 2009.

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| PRESENT: | Howard Wood J. Richard Barth David J. Davis Mandi Harvey Michael Laraby | Mayor Trustee Trustee Trustee Trustee |
| ALSO PRESENT: | Terrence Murphy Gail Vosburg Todd Hinz Edward Koziel Renee Koziel Joe Funk James Case | Village Administrator Village Clerk Chief Water & Sewer Operator Supt. Public Works Park Maint. Supervisor Fire Chief Police Chief |
| GUESTS: | Bill Bark Ken Curry Kristin Fravel | Lorraine Sturm Thelma Flint Tracy Rozanski |

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

Mayor Wood led in the pledge to the flag.

AUGUST 3 , 2009 MINUTES APPROVED - Motion by Trustee Laraby, second by Trustee Barth, the minutes of the August 3, 2009 Board Meeting are approved. Motion carried with all voting aye.

PUBLIC COMMENT

Thelma Flint – Ms. Flint asked about the water situation. She said the water still stinks. Mayor Wood said the boil water order was issued at 4:30 p.m. on Friday, August 14, 2009 by the Wyo. Co. Health Department. Chief Operator Hinz said the order was due to high turbidity. Turbidity is measured by light against a chart. This was a precautionary measure by the Wyo. Co. Health Department. Administrator Murphy said that bacteria was not found in the water; we just exceeded turbidity limits. Ms. Flint asked if the town was going to reimburse residents for medical costs? Mayor Wood said no. Ms. Flint also stated that she felt the village could have handled the notification differently but offered no suggestions. The village handled the notification as directed by the Wyo. Co. Health Department and according to the village's water treatment plant emergency plan. In addition, notifications were hand delivered to many businesses that were still open. Administrator Murphy reported the Health Department monitors us very closely regarding all testing and the safety of the water produced. Hopefully the order can be lifted on Wednesday. Tracy Rozanski said the communication plan needs to be updated. When questioned by Trustee Harvey for her suggestions, Ms. Rozanski did not offer anything different than how it was handled.

FIRE DEPARTMENT REPORT as presented by Fire Chief Joe Funk (attached)\

July Fire Department Report accepted – Motion by Trustee Harvey, seconded by Trustee Davis, to accept the July Fire Department report as presented. Motion carried with all voting aye.

POLICE DEPARTMENT REPORT as presented by Chief Case (as attached)

Chief Case advised the board of the following:

- COPS Grant – only 12 agencies in NYS were funded.
- New police car is in service.
- TRAX computers have been installed.
- New video cameras have been installed in the vehicles.

July Police Department Report accepted – Trustee Davis asked what caused the rise in the value of stolen property? Chief case reported there were two computer generated frauds, and a burglary of \$10,000 in jewelry. Motion by Trustee Harvey, seconded by Trustee Davis, to accept the July Police Department report as presented. Motion carried with all voting aye.

PARK & RECREATION REPORT as presented by Park Maint. Supervisor Renee Koziel (as attached)

Trustee Laraby announced that there is no swimming in the pond at the Perry Village Park.

Park and Recreation Report accepted - Motion by Trustee Barth, seconded by Trustee Davis to accept the Park and Recreation report as presented. Motion carried with all voting aye.

DPW REPORT as presented by Supt. Edward Koziel (as attached)

Trustee Laraby advised Supt. Koziel that a resident made a request for trees on Clark Street, adjacent to St. Joseph's Church, at the last village board meeting. This would be on St. Joseph's property. Trustee Laraby said he believed that the church did not want any trees planted on their property. He asked Supt. Koziel to contact the church for a letter stating that *no* trees be planted.

Letter to be sent to NYSDOT for speed zone signs – Supt. Koziel reported to the board that there are no “Speed Zone Ahead” signs upon entering the village on the NYS roadways. As the signs would be placed outside the village limits, a letter would have to be sent to the NYSDOT Traffic & Safety Division requesting that they do a survey. Trustee Laraby suggested that a letter be sent to the NYSDOT.

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

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

Liquor License renewals - Clerk Vosburg reported that the Lumberyard Restaurant Inc. and Dom Polski Inc. intend to renew their respective liquor licenses.

Payment of Claims

Vouchers as set forth in Abstract # 8

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|---------------------|--------------|
| General Fund | \$104,023.39 |
| Water Fund | \$ 38,831.85 |
| Sewer Fund | \$ 10,389.81 |
| SLWC | \$ 175.11 |
| Trust & Agency Fund | \$ 52,739.32 |
| TOTAL | \$206,159.48 |

All vouchers have been audited by Trustee Davis. Motion by Trustee Harvey, seconded by Trustee Barth to pay vouchers as set forth in Abstract # 8. Motion carried with all voting aye.

Trust & Agency Check #7271 voided – Clerk Vosburg requested that the board void Trust & Agency check #7271 in the amount of \$59.85. This check is still outstanding from February 18, 2009. Motion by Mayor Wood, seconded by Trustee Davis, to void Trust & Agency check #7271 in the amount of \$59.85. Motion carried with all voting aye.

Update on 2009-2010 Tax Warrant collection - Clerk Vosburg reported that at the end of July, 9.5% of the 2009-2010 tax warrant was outstanding (\$180,461.88).

Amend 2009-2010 Budget - Motion by Trustee Harvey, seconded by Trustee Laraby, to amend the 2009-2010 budget due to the 2008 FEMA Grant as follows:

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|----------|----------|----------------------|--------------|
| Increase | A4389A | 2008 FEMA Grant | \$ 48,393.00 |
| Increase | A3410.21 | FEMA Grant Equipment | \$ 48,393.00 |

Motion carried with all voting aye.

ADMINISTRATOR REPORT – presented by Terry Murphy

Thank you letter from Jim Van Arsdale - Administrator Murphy read a thank you letter from Jim Van Arsdale, South View Farm, thanking the village for allowing the Oatka Trail Council of the Boy Scouts to use the tennis courts at the Village Park.

**RESOLUTION AUTHORIZING THE VILLAGE BOARD OF THE VILLAGE OF PERRY
TO HOLD A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED,
“AMENDING CHAPTER 320 – PARKS AND RECREATION
OF THE CODE OF THE VILLAGE OF PERRY”**

WHEREAS, the Village Board is considering adopting a proposed local law entitled, as “Amending Chapter 320 – Parks and Recreation of the Code of the Village of Perry;” and

WHEREAS, the purpose of this local law is to amend Chapter 320 – Parks and Recreation of the Code to protect the health, safety and well-being of the residents of the Village of Perry by prohibiting the possession of glass bottles/containers and eliminate golfing within the Village Park; and

WHEREAS, glass containers present a critical safety hazard and maintenance problem and not only is broken glass a nuisance, it is also hazardous to children and anyone or anything that comes into contact with it; and

WHEREAS, a flying golf ball is a danger to the community at large and the proficiency of a golfer is such that divets are often a result of this activity which in turn impede the mowing of the grass and takes away from the beautification of the park and there are special places within the community for this type of activity; golf course and driving ranges, and it is not our intention to compete with these local businesses; and

WHEREAS, in accordance with 6NYCRR Part 617, the Village Board has determined that the “...routine or continuing agency administration and management...” is identified as (20) in section 617.5 of 6 NYCRR Part 617 as a Type II Action and as such the Village Board has *no* further responsibilities under this part; and

WHEREAS, the Village Board of the Village of Perry finds it in the best interest of the Village of Perry to hold a public hearing to consider the adoption of said local law.

NOW ON MOTION OF Trustee Laraby which has been duly seconded by Trustee Davis, now therefore,

BE IT RESOLVED, that the Village Board of the Village of Perry will hold a public hearing on the 31st day of August 2009 at 8:00 p.m. to consider a proposed local law entitled, as "Amending Chapter 320 – Parks and Recreation of the Code of the Village of Perry;" and be it further

RESOLVED, in accordance with 6NYCRR Part 617, the Village Board has determined that the "...routine or continuing agency administration and management..." is identified as (20) in section 617.5 of 6 NYCRR Part 617 as a Type II Action and as such the Village Board has *no* further responsibilities under this part.

Ayes: 5
Nays: 0

Village Hall Roof Design approved – Administrator Murphy asked if the board members reviewed the cost estimates from In:Site Architecture for the roof designs on the village hall. Motion by Mayor Wood, seconded by Trustee Harvey, to instruct In:Site Architecture to proceed with roof design option #1. Motion carried with all voting aye.

COMMITTEE REPORTS

DPW

Award for Pickup Truck bid tabled – Motion by Trustee Laraby, seconded by Trustee Harvey, to table the awarding of the bid for the 2010 pickup truck. Motion carried with all voting aye.

Grants & Development

Trustees Barth and Harvey presented for review, an updated Business Development Loan program guidelines and application.

MAYOR'S FILE

Mayor Wood had nothing to report.

OLD BUSINESS

Trustee Barth passed out for board members to review, a summary of the wish list ideas that he received at the previous meeting.

NEW BUSINESS

Trustee Barth named as alternate representative to PMSA – Mayor Wood appointed Trustee Barth as an alternate representative to the PMSA. Motion by Trustee Harvey, seconded by Trustee Laraby to approve Trustee Barth's appointment as an alternate representative to the PMSA. Motion carried with all voting aye.

Motion by Trustee Barth to enter into executive session to discuss personnel employment at 8:30 p.m. was seconded by Trustee Davis and carried with all voting aye.

Motion by Trustee Barth to adjourn executive session at 9:15 p.m. and resume the regular meeting was seconded by Trustee Harvey and carried with all voting aye.

Michael Baker appointed as Water Meter Reader – Mayor Wood appointed Michael Baker as the Water Meter Reader with a start date of August 18, 2009 with a twelve (12) month probationary period. Starting salary will be \$14.14 per hour. Motion by Trustee Laraby, seconded by Trustee Davis, to approve the appointment of Michael Baker as the Water Meter Reader. Motion carried with all voting aye.

MVP approved to administer COBRA – Motion by Trustee Harvey, seconded by Trustee Laraby, to approve MVP to administer COBRA health insurance at a cost of \$65 per month and \$3 per person. Motion carried with all voting aye.

Trustee Barth thanked Administrator Murphy and Clerk Vosburg for their work on Friday evening, August 14th when the boil water order was issued.

Motion to adjourn meeting at 9:30 p.m. was offered by Trustee Harvey, second by Trustee Barth and carried with all voting aye.

Respectfully submitted,

Gail Vosburg
Village Clerk