

**VILLAGE OF PERRY**  
**VILLAGE BOARD MEETING**  
**October 4, 2010**

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 4<sup>th</sup> day of October 2010.

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	Village Administrator Village Clerk Chief Water & Sewer Operator
GUESTS:	Bill Bark Dick Blankenship	Lorraine Sturm

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

Mayor Wood led in the pledge to the flag.

**MINUTES**

**SEPTEMBER 13, 2010 SPECIAL BOARD MEETING MINUTES APPROVED** - Motion by Trustee Harvey, second by Trustee Laraby, the minutes of the September 13, 2010 Special Board Meeting are approved. Motion carried with all voting aye.

**SEPTEMBER 20, 2010 BOARD MEETING MINUTES APPROVED** - Corrections on page one, "... Pumper and felt *that they are complete* and ready ..."; "... is more important *than* a sign...";page two; "... Trustee Barth offered a few minor..."; page three; "... 2<sup>nd</sup> adjustment *denied* – Motion by Trustee Harvey..." and on page four; "... Trustee Barth reported that he *and Trustee Harvey* met with Ed Koziel..." Motion by Trustee Laraby, second by Trustee Davis, the minutes of the September 20, 2010 Board Meeting are approved. Motion carried with all voting aye.

**SEPTEMBER 28, 2010 SPECIAL BOARD MEETING MINUTES APPROVED** - Correction in last paragraph, "... Clark Patterson Lee will provide revised *estimates* for the following..." Motion by Trustee Harvey, second by Trustee Laraby, the minutes of the September 28, 2010 Special Board Meeting are approved as corrected. Motion carried with the following vote:

4 Ayes	(Davis, Harvey, Laraby, Wood)
0 Nays	
1 Abstain	(Barth)

**PUBLIC COMMENT**

Dick Blankenship, Tempest Street, was present and expressed his concern with the youths who are making the walking trail along the Silver Lake Outlet difficult to enjoy. They are not doing any damage but are yelling and creating disturbances. He is also concerned with people gaining access to the old Champion Building on Tempest Street and causing damage or getting injured. Mayor Wood said that WCCA has acquired enough monies to tear the building down. Trustee Harvey asked Mr. Blankenship if he calls the police. He said he has, but no one responded. He suggested that there be a curfew put on the trail and asked that the gates be left open so that the police could patrol the trail. Mayor Wood thanked Mr. Blankenship for attending the meeting.

**WATER & SEWER REPORT** – presented by Chief Operator Hinz (as attached)

Average sewer flow for September 2010 was 0.360 mgd, which is under the DEC750 plan of 0.921 mgd.

Trustee Harvey said she is very pleased that the water & sewer employees are attending training courses.

**Water & Sewer report approved** – Motion by Trustee Barth, seconded by Trustee Laraby, to approve the Water & Sewer Report as presented. Motion carried with all voting aye.

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

**Payment of Claims approved**

Vouchers as set forth in Abstract # 12

General Fund	\$ 31,881.50
Water Fund	\$ 6,951.44
Sewer Fund	\$ 6,609.86
Trust & Agency Fund	\$ 44,915.46
TOTAL	\$ 90,358.26

Vouchers as set forth in Abstract # 13

General Fund	\$ 25,248.94
Water Fund	\$ 13,364.14
Sewer Fund	\$ 6,501.02
Trust & Agency Fund	\$ 113.03
TOTAL	\$ 45,227.13

All vouchers have been audited by Trustee Harvey. Motion by Trustee Laraby, seconded by Trustee Davis to pay vouchers as set forth in Abstracts # 12 & #13. Motion carried with all voting aye.

**Designation of offices vacant for next village election** – Motion by Trustee Laraby, seconded by Trustee Harvey to designate the following offices as vacant for the next village election:

- Mayor (1) 2 year term
- Trustee (2) 4 year term each
- Village Justice (1) 4 year term

Motion carried with all voting aye.

Notice was received that Mark DelVecchio is applying for a liquor license for 121 Water Street, Perry, NY.

**Budget Amendments & Transfers approved** – Motion by Trustee Harvey, seconded by Trustee Laraby, to approve the requested budget amendments and transfers (relating to the Shared Services Study Grant) as listed:

Amend Budget:				
<i>Increase Revenue</i>	A3902	State Aid-Plan Study	\$22,500	
	A2390	T/Perry Share Joint Activity	\$ 2,500	
<i>Increase Expense</i>	A8097.4	Planning & Surveys		\$25,000

Budget Transfers:				
From:	A8010.42	Comp. Plan Update	\$ 2,500	
To:	A8097.4	Planning & Surveys	\$	\$ 2,500

Motion carried with all voting aye.

**Public Hearing scheduled to expend monies from Repair Reserve Fund** - Motion by Trustee Harvey, seconded by Trustee Laraby, to schedule a public hearing on Monday, October 18, 2010 at 8:00 pm to appropriate monies from the Repair Reserve Fund to the General Fund in the amount \$25,000 for the roof and masonry repair work and on the Village of Perry's Village Hall. Motion carried with all voting aye.

**Unified Court System Grant application approved** – Motion by Trustee Davis, seconded by Trustee Laraby, to authorize the Mayor to sign a grant application from the Unified Court System in the amount of \$5,800 for Security video equipment, chairs for the court bench and a new photocopier. Motion carried with all voting aye.

**Standard Work Day and Reporting Resolution approved** – Motion by Trustee Laraby, seconded by Trustee Davis, to approve the following Standard Work Day and Reporting Resolution as required by the NYS Retirement system for elected and appointed officials:

Standard Work Day and  
Reporting Resolution

BE IT RESOLVED, that the Village of Perry hereby established the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Social Security Number (last 4)	Registration Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
<b>Elected Officials</b>							
Trustee	J. Richard Barth	XXXX		6	4/1/09-3/21/13	N	4
<b>Appointed Officials</b>							
Supt. DPW	Edward Koziel	XXXX		8	4/1/10-3/31/11	Y	20
Village Clerk	Gail Vosburg	XXXX		8	4/1/09-3/31/11	Y	20
Deputy Clerk	Tisha Sylvester	XXXX		8	4/1/10-3/31/11	Y	20
Zoning Officer	Donald Roberts	XXXX		8	4/1/10-3/31/11	N	4
Village Attorney	David DiMatteo	XXXX		8	4/1/10-3/31/11	N	4
Treasurer	Terrence Murphy	XXXX		8	4/1/09-3/31/11	Y	20

I, Gail I. Vosburg, Clerk of the governing board of the Village of Perry, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board, at a legally convened meeting held on the 4th day of October, 2010 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

I further certify that the full board, consists of 5 members, and that 5 of such members were present at such meeting and that 5 of such members voted in favor of the above resolution.

**Code of Ethics Report response tabled** – The NYS Comptroller's office compiled a report on Codes of Ethics from municipalities that it surveyed last year. They made several recommendations to the Village to address areas they felt needed updated. The Board was to prepare a corrective action plan to the recommendations from the report. A draft corrective action plan was presented to the board for review. Motion by Trustee Barth, seconded by Trustee Harvey, to table the response plan until the next meeting. Motion carried with all voting aye.

**ADMINISTRATOR REPORT** – presented by Terry Murphy

**Insurance renewal proposal from Hart's Insurance** - An insurance renewal proposal from Hart's Insurance was presented. The renewal annual premium proposal is \$59,834.50.

**Household Income Survey tabled**– Stu Brown's office has sent out two (2) mailings for the household income survey that is needed for the Technical Assistance Grant. They need more completed surveys in order for the village to meet the income requirements. Board members are requesting an updated non-responders list. Motion by Trustee Laraby, seconded by Trustee Harvey to table the matter until the board received the information requested before proceeding. Motion carried with all voting aye.

**Village Hall Roof Project** – Administrator Murphy reported that Genesee Restoration has begun the masonry work. Elmer Davis should begin the roof work within the next week or two.

**Shared Services Study** – The Shared Services Committee has met to monitor the progress of the study. There will be another public session in four to six weeks to review the preliminary findings and/or conclusions as to potential cost savings or improvements in the delivery of municipal services.

**Lake Street sewer pump station** - Clark Patterson Lee is reworking options on the Lake Street sewer pump station.

**Digester boilers at the WWTP** – Clark Patterson Lee is proposing to complete an engineer's report for the boilers at the WWTP for \$1,500. They have also found a 2010 Green Innovative Grant Program that could pay for the boilers. Clark Patterson Lee would complete and file the application for an additional \$500. The boilers are in need of replacement. Motion by Trustee Harvey, seconded by Trustee Barth, to authorize Clark Patterson Lee to complete the engineer's report and complete the application for the 2010 Green Innovative Grant Program for a total of \$2,000. Motion carried with all voting aye.

**Administrator's report approved** – Motion by Trustee Harvey, seconded by Trustee Laraby, to approve the Administrator's report as presented. Motion carried with all voting aye.

## **COMMITTEE REPORTS**

### ***DPW/Water & Sewer***

A letter was received from Phil Cowie regarding a water bill and reading at 76 N. Main Street. The outside reader stopped on the upstairs apartment and he was billed only for the base rate but water was still being used. He is asking for an adjustment. Motion by Trustee Davis, seconded by Trustee Laraby to stand by the original bill and deny the request for an adjustment. Motion carried with the following vote:

Ayes	4	Barth, Davis, Harvey, Laraby
Nay	1	Wood

### ***Recreation***

Trustee Barth reported that a couple of meetings have taken place regarding the drainage at the tennis courts in the Village Park on Lake Street. A plan will be put together and then it will go to Rotary for review for possible financial assistance with the subsequent court surface repairs.

## **OLD BUSINESS**

**Fire Truck bid** – Bids will be opened on Wednesday, October 6<sup>th</sup>. Trustee Laraby asked that the bids be turned over to the fire truck committee for review.

## **NEW BUSINESS**

**Municipal Dollars & Sense workshop approved** – Motion by Trustee Laraby, seconded by Trustee Davis, to allow any municipal official to attend a Municipal Dollars & Sense workshop in Hamburg at a cost of \$35 per person. Workshop date is October 22, 2010. Motion carried with all voting aye.

**Zoning & Planning workshop approved** – Motion by Trustee Laraby, seconded by Trustee Barth, to allow any municipal official, zoning & planning board member to attend a Zoning & Planning workshop in Mt. Morris at a cost of \$50 per person. Date for the Workshop is November 19, 2010. Motion carried with all voting aye.

**Halloween curfew set** – Motion by Trustee Harvey, seconded by Trustee Laraby, to set a curfew for Halloween, October 31, 2010 at 10:00 pm for anyone under 18 years of age.

**Motion to adjourn meeting at 8:50 p.m. was offered by Trustee Barth**, second by Trustee Harvey and carried with all voting aye.

Respectfully submitted,

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Gail Vosburg  
Village Clerk