

VILLAGE OF PERRY
VILLAGE BOARD MEETING
November 5, 2012

The Regular Board Meeting of the Village of Perry was held at the Village Hall 46 North Main Street Perry New York at 4:00 p.m. on the 5th day of November 2012.

PRESENT:	Howard C. Wood David J. Davis Bonnita Matson J. Richard Barth Dariel A. Draper	Mayor Trustee Trustee Trustee Trustee
ALSO PRESENT:	Gail Vosburg Terrence Murphy Jeffrey Drain James Case	Village Clerk Village Administrator Chief Water & Sewer Operator Chief of Police
GUESTS:	Lorraine Sturm Hattie Lee Michael Ann Mercer	Rick Hauser Chris Dailey

Mayor Wood called the Meeting to order at 4:00 PM.

Mayor Wood led in the pledge to the flag.

MINUTES

OCTOBER 15, 2012 MINUTES APPROVED - Motion by Trustee Barth, second by Trustee Davis the minutes of the October 15, 2012 Board Meeting were approved as presented. Motion carried with all voting aye.

PUBLIC COMMENT

Hattie Lee – Ms. Lee was present to voice her complaint about the dogs located at 6 Pine Street. The owner of the property is questions is part of a dog rescue business. Ms. Lee is complaining about the smell coming from the property from dog poop and the number of dogs that are housed there. Ms. Lee has spoken with the Village’s Zoning Officer and the Wyoming County Animal Control Officer. The Zoning Officer said that there is nothing in the current zoning law that addresses the cleanup of dog poop in your own yard or limiting the number of dogs one can harbor at their property. Ms. Lee said that she has spoken with the owner two times, but nothing seems to be addressed. She is requesting that the village’s zoning law be changed to address the cleanup of dogs and limiting the number one can harbor at one location. Administrator Murphy will contact Village Attorney DiMatteo to see if he has a sample of these regulations for the Planning Board to review and make a recommendation to the Village Board.

Michael Ann Mercer – Ms. Mercer presented the Village Board with a copy of a petition regarding the Perry Public Library parking lot issue.

Rick Hauser – PMSA – Mr. Hauser advised the village board that PMSA will have a gift certificate program beginning November 19th. The gift certificates will be available to purchase for people to use at participating business.

WATER & SEWER REPORT – presented by Chief Operator Jeff Drain (attached)

Chief Operator Jeff Drain updated the Village Board as to some of the work that has been done at the Water and Sewer plants since August. He told the Village Board that the Village is very lucky to have good, dedicated operators. Mr. Drain reported that the NYS DEC and Wyoming County Health Department are happy with the way things are operating at the village’s facilities.

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

Payment of Claims –

Vouchers of all funds # 130941 - # 130969	
General Fund	\$ 85,483.92
Water Fund	\$ 18,665.07
Sewer Fund	\$ 60,000.19
Trust & Agency	<u>\$ 47,141.61</u>
TOTAL	\$211,290.79

Vouchers of all funds # 130970 - # 131088	
General Fund	\$ 40,607.87
Water Fund	\$ 16,790.12
Sewer Fund	\$ 7,659.77
SLWC	\$ 2,872.95
Trust & Agency	<u>\$ 1,944.46</u>
TOTAL	\$ 69,875.17

Trustee Davis has audited all vouchers. Motion by Trustee Draper, seconded by Trustee Matson, that vouchers are ordered to be paid. Motion carried with all voting aye.

Relevy of Unpaid 2012-13 Village Taxes - Motion by Mayor Wood, seconded by Trustee Davis, authorizing the Village Clerk to Relevy unpaid 2012-2013 Taxes to County of Wyoming:

2012-2013 Unpaid base Taxes	\$ 99,843.36
8% Interest	<u>\$ 7,987.47</u>
Total Relevy amount of	\$ 107,830.83

Motion carried with all voting aye.

Resignations approved for part time officers – Motion by Trustee Draper, seconded by Trustee Matson, to accept the following part-time police officers resignations with regret:

Daniel J. Langdon	effective November 12, 2012
Benjamin F. O'Brien	effective October 28, 2012

Motion carried with all voting aye.

Benefit Time payout for James Prince approved – Motion by Trustee Barth, seconded by Trustee Matson, to authorize the payout of the following benefit time for James Prince as allowed by the CSEA Contract:

Sick Time	\$ 27,490.00
Vacation Time	\$ 18,011.45
Holiday Time	<u>\$ 824.70</u>
TOTAL	\$ 46,326.15

Motion carried with all voting aye. Mr. Prince has signed off on the calculation of benefit time.

Designation of Office – Motion by Trustee Draper, seconded by Trustee Davis to designate the following office to be filled at the Village Election to be held on Tuesday, March 19, 2013:

Village Justice (1 position)	Unexpired Term – 2 years
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Motion carried with all voting aye.

Clerk's Report approved – Motion by Trustee Barth, seconded by Trustee Draper, to approve the clerk's report as presented. Motion carried with all voting aye.

ADMINISTRATOR REPORT

Wading Pool study - Administrator Murphy reported that the study for the wading pool has been received. Clerk Vosburg will distribute copies of the study.

Items declared surplus and placed with Teitsworth Auctions – Motion by Trustee Draper, seconded by Trustee Matson, to declare the following items as surplus to be listed at Teitsworth Auctions:

- 2001 Dodge Intrepid
- 2000 Dodge pickup with plow
- 2012 Ford pickup box

Motion carried with all voting aye.

Shake on the Lake dates approved – Motion by Trustee Matson, seconded by Trustee Draper, to approve the dates for the Shake on the Lake on August 4, 2013 through August 11, 2013 at the Public Beach. Motion carried with all voting aye.

A letter was received from Ann Burlingham requesting clear street markings at fire hydrants and crosswalks showing where parking is prohibited. The NYS DOT will be topping NYS Route 39 (Main Street) next year. Administrator Murphy will speak with Ms. Burlingham.

Joint sewer camera grant – A letter was received notifying the village that we did not receive the Local Services Grant that was applied for jointly with the Town of Castile for the purchase of a sewer camera.

CDBG awards – The CDBG Block Grant awards (Small Cities) will be in November. The village applied for a drainage project along St. Helena, Dolbeer Street, and South Main Street.

Rotary Book Box request approved – Mayor Wood brought up the topic of Rotary's request to place book boxes at the Village Park and in front of the Arts Council on Main Street. Trustee Matson said that park Supervisor Renee Koziel would like to move the location in the Village Park to the skate cabin. The box on Main Street was to be placed in front of the Meat Market. Motion by Mayor Wood, seconded by Trustee Davis, to allow the book boxes to be placed wherever people want them with the permission of the business owners and Renee Koziel in the Village Park. Motion carried with all voting aye.

Administrator's Report approved – Motion by Trustee Davis, seconded by Trustee Draper, to approve the Administrator's report as presented. Motion carried with all voting aye.

COMMITTEE REPORTS

Fire – Nothing to report.

Police – Nothing to report.

DPW/Water/Sewer – Nothing to report.

Recreation – Nothing to report.

Office Operations/Insurance/Employee Relations – Nothing to report.

Planning/Zoning/Cable – Nothing to report.

Grants – Nothing to report.

SLWC - Nothing to report.

Technology – Nothing to report.

MAYOR FILE

The Mayor had nothing to report.

OLD BUSINESS

Solar Project Proposal

Clerk Vosburg reported that the deadline for the Solar Proposals has been extended to December 5, 2012. Larson Engineers would like to meet with the Town and Village Boards sometime to address any questions that you may have.

Walker Road/Davis Ave waterline

The engineered drawings for the Walker Road/Davis Ave waterline are at the Wyoming County Health Department for them to review and approve. Once the plans are approved, then the easements can be obtained. Trustee Barth requested that the DPW committee and board review the plans before anything begins.

NEW BUSINESS

No new business.

Motion by Mayor Wood to adjourn the meeting to executive session to discuss pending litigation at 4:55 p.m. was seconded by Trustee Davis and carried with all voting aye.

Motion by Trustee Draper to adjourn executive session at 5:22 p.m. was seconded by Trustee Matson and carried with all voting aye.

Wal-Mart Shop with a Cop grant application authorized – Motion by Trustee Draper, seconded by Trustee Matson, to authorize Chief James Case to apply for a Wal-Mart Shop with a Copy Grant. Motion carried with all voting aye.

Motion to adjourn meeting at 5:23 p.m. was offered by Trustee Draper, second by Trustee Matson and carried with all voting aye.

Respectfully submitted,

Gail Vosburg
Village Clerk