

**VILLAGE OF PERRY
VILLAGE BOARD MEETING
MARCH 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 7:30 p.m. on the 5TH day of March 2012.

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| PRESENT: | Howard Wood | Mayor |
| | J. Richard Barth | Trustee |
| | David J. Davis | Trustee |
| | Dariel A. Draper | Trustee |
| | Daryl Heiby | Trustee |
| ALSO PRESENT: | Terrence Murphy | Village Administrator |
| | Gail Vosburg | Village Clerk |
| GUESTS: | Lorraine Sturm | Bill Bark |
| | Dennis Guido | |

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

Mayor Wood led in the pledge to the flag.

MINUTES

FEBRUARY 21, 2012 MINUTES APPROVED – Upon motion by Trustee Barth, second by Trustee Draper, the minutes of the February 21, 2012 Board Meeting were approved. Motion carried with all voting aye.

PUBLIC COMMENT

Dennis Guido – American Cancer Society – Dennis Guido, was present and distributed a flyer about the Cancer Prevention Study that the American Cancer Society is sponsoring. Volunteers for the study will be taken during the Relay for Life being held at the Perry High School Athletic Field on June 9, 2012.

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

Payment of Claims –

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|---|---------------------|
| Vouchers of all funds # 121820 - # 121830 | |
| General Fund | \$ 69,180.91 |
| Water Fund | \$ 7,686.63 |
| Sewer Fund | \$ 6,041.66 |
| Trust & Agency | <u>\$ 80,692.05</u> |
| TOTAL | \$ 163,601.25 |
| Vouchers of all funds # 121831 - # 121886 | |
| General Fund | \$ 25,381.70 |
| Water Fund | \$ 3,034.75 |
| Sewer Fund | \$ 1,857.24 |
| Trust & Agency | <u>\$ 12,521.88</u> |
| TOTAL | \$ 42,795.57 |

Trustee Davis has audited all vouchers. Motion by Trustee Heiby, seconded by Trustee Draper, that vouchers as set forth #121820 - #121830 in the amount totaling \$163,601.25 and vouchers # 121831 - #121886 in the amount of \$42,795.57 are ordered to be paid. Motion carried with all voting aye.

NY Main Street Grant Program

- \$171,000 has been distributed for completed projects
 - \$ 2,000 Arts Council for Wyoming County 29-21 S Main St
 - \$ 2,000 Perry, NY LLC 21-25 S Main St
 - \$ 70,000 Perry, NY LLC 35-37 S Main St
 - \$25,000 Village of Perry streetscape (farm market area)

- \$72,000 InSite Enterprises 12-16 Lake St
- one project needs to be submitted for final approval \$29,000

NYS Dept. Ag & Markets Grant (Farm Market)

- Received reimbursement amount of \$25,000
- Actual cost for complete project (attached)

MW Controls Pay Application for the Lake Street Sewer Pump Station – The Lake Street Sewer Pump Station is up and running. Clark Patterson has approved and recommend payment \$66,392.27. Motion by Trustee Draper, seconded by Trustee Davis, to approve the pay application of MW Controls in the amount of \$66,392.27. Motion carried with all voting aye.

Joint meeting – Reminder of the joint meeting between the Village, Town of Perry and the Perry Emergency Ambulance on Wednesday, March 7th at 7:00 pm. here at the Village Hall.

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

ADMINISTRATOR REPORT – presented by Administrator Terry Murphy

Police Contract– We have received the new signed police contracts. All of the retro pay has been made.

American Legion use of park approved – Motion by Trustee Heiby, seconded by Trustee Davis, to approve the American Legion using the Village Park on May 26th for the Annual Fishing Derby. Motion carried with all voting aye.

Public Hearing scheduled – PD Residency

**VILLAGE OF PERRY RESOLUTION
AUTHORIZING A PUBLIC HEARING ON A PROPOSED LOCAL LAW ENTITLED,
“AMENDING CHAPTER 98 – OFFICERS AND EMPLOYEES
OF THE VILLAGE OF PERRY CODE”**

WHEREAS, the Village Board is considering adopting a proposed local law entitled, “Amending Chapter 98 – Employees and Officers of the Village of Perry Code”; and

WHEREAS, said local law will specifically amend section 98-1 of Chapter 98 of the Village of Perry Code outlining residency requirements for the Village Perry Police Department; 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 a Type II Action in subsection (20) in §617.5 of 6 NYCRR Part 617 and as such the Village Board has not 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 Mayor Wood which has been duly seconded by Trustee Davis, therefore, now be it

RESOLVED, that the Village Board of the Village of Perry will hold a public hearing on the 19th day of March 2012 at 8:00 p.m. to consider a proposed local law entitled, “Amending Chapter 98 – Officers and Employees of the Village of Perry Code.”

Ayes: 5
Nays: 0

Local Government Efficiency Grant Program resolution approved

**LOCAL GOVERNMENT EFFICIENCY (LGE) GRANT PROGRAM
2011-2012 PROGRAM YEAR**

RESOLUTION

At the meeting of the Village Board of the Village of Perry held on March 5, 2012, the following resolution was moved by Trustee Barth, seconded by Trustee Davis and adopted by vote of the Village Board.

RESOLVED:

1. The Village Board of the Village of Perry authorizes Mayor Howard Wood to submit a Local Government Efficiency grant application for the 2011-2012 Local Government Efficiency Grant Program Year.
2. The Village of Perry shall act as the "Lead Applicant" for such grant application and Mayor Howard Wood shall be named as the "Lead Applicant Contact Person" on the grant application form and he is hereby authorized to sign the grant application and to execute all financial and/or administrative processes relating to the grant program.
3. The Perry Village Board's authorization is made with the understanding that the Town Board of the Town of Castile has agreed to the Town of Castile serving as the "Co-Applicant" and has authorized Castile Town Supervisor Stephen Tarbell to execute all financial and/or administrative processes relating to the grant program on behalf of the Town of Castile.
4. **The project is titled the *Perry-Castile Joint Sewer Inspection Program* and will involve the joint purchase of a sewer inspection television camera and the establishment of a joint Perry-Castile sewer inspection work crew comprised of Village of Perry and Town of Castile employees who will inspect the sanitary and storm sewers of both communities utilizing the sewer inspection television camera.**
5. The Village of Perry, as Lead Applicant, and the Town of Castile, as the Co-Applicant, will apply for an Implementation Grant of \$85,734.90. The required 10 percent local match for the grant is \$9,526.10. The Lead Applicant and the Co-Applicants will equally share the cost of the local match which will be \$4,763.05 for each municipality.
6. The Village of Perry, Lead Applicant, will work with the Town of Castile, the Co-Applicant, to prepare and execute an Intermunicipal agreement setting forth individual responsibilities relating to the purchase, maintenance and repair of the sewer inspection camera and to establish the joint Village-Town sewer inspection work crew and to set forth the manner in which the joint Village-Town sewer inspection work crew shall perform its duties and work tasks.

Votes were recorded as follows:

| | | |
|---------|------------------|-----|
| Mayor | Howard C. Wood | Aye |
| Trustee | J. Richard Barth | Aye |
| Trustee | David J. Davis | Aye |
| Trustee | Dariel A. Draper | Aye |
| Trustee | Daryl Heiby | Aye |

Zoning – The Zoning Permits list and complaints for 2011 were given to all board members.

A & A Metal Property – Administrator Murphy reported that the A & A Metal Property has been posted by Don Roberts, Wyo. Co. Building Codes. This will authorize the PD to arrest anyone who is trespassing. (See attached letter.)

2012 Small Cities Drainage Grant – Administrator Murphy reported that the information letter went out on Tuesday and the surveys on Thursday. After two weeks, Stu Brown's office should have a survey response report to us.

Computer Server proposal approved – Administrator Murphy asked the board for their thoughts on the computer server proposals. Trustees Draper and Barth can see the proposals both ways. Motion by Trustee Draper, seconded by Trustee Davis, to approve the proposal from Integrated Systems for Hosted Services at a cost of \$343.00 per month. Motion carried with all voting aye.

Administrator Report approved– Motion by Trustee Barth, 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

DPW/Water/Sewer – Nothing to report.

Recreation – Trustee Barth recommends a plan be put together for park development for the village property on Leicester Street. He feels it should encompass 10 – 12 people; board members, employees, school representatives and people from the community. Motion by Trustee Barth, seconded by Trustee Draper, to adopt and assemble a planning committee for the Leicester Street property in time for the 200th anniversary of Commander Oliver Hazard Perry winning the Battle of Lake Erie. Motion carried with all voting aye.

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

Planning/Zoning/Cable – Question arose regarding the franchise agreement. The Agreement must be signed by both parties in order to receive the \$10,000.

Grants – Nothing to report.

SLWC - Nothing to report.

Technology – Nothing to report.

MAYOR FILE

Mayor Wood updated the board on the Champion Place Project on Tempest Street.

OLD BUSINESS

No old business.

NEW BUSINESS

Motion by Mayor Wood, seconded by Trustee Davis to adjourn the regular meeting and enter into executive session at 8:25 pm. Motion carried with all voting aye.

Motion by Trustee Heiby, seconded by Trustee Barth, to adjourn the executive session and resume the regular meeting at 9:42 pm. Motion carried with all voting aye.

Motion to adjourn meeting at 9:42 p.m. was offered by Trustee Barth, second by Trustee Draper and carried with all voting aye.

Respectfully submitted,

Gail Vosburg
Village Clerk