

**VILLAGE OF PERRY
VILLAGE BOARD MEETING**

JULY 16, 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 16TH day of July 2012.

PRESENT:	Howard Wood David J. Davis Dariel A. Draper Bonnita Matson J. Richard Barth	Mayor Trustee Trustee Trustee Trustee
ALSO PRESENT:	Terrence Murphy Gail Vosburg James Case Edward Koziel Renee Koziel	Village Administrator Village Clerk Chief of Police Supt. of Public Works Park Maintenance Supervisor
GUESTS:	Henry Woitscheck Tom O'Meara	Lorraine Sturm

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

Mayor Wood led in the pledge to the flag.

MINUTES

JULY 2, 2012 MINUTES APPROVED - Correction on page two "She *feels* the size of the signs in the draft law....."
Motion by Trustee Barth, second by Trustee Matson the minutes of the July 2, 2012 Board Meeting was approved.
Motion carried *all voting aye*.

PUBLIC COMMENT

Henry Woitscheck – trees on Clark Street – Mr. Woitscheck inquired if the board read the letter from the Rev. Richard Blazejewski of St. Joseph's Church concerning the trees. He asked how the stumps will be removed. Supt. Koziel replied that the Wyo. Co. Highway Dept. grinds the stumps. Mr. Woitscheck then said that some areas did not get trees. Supt. Koziel said that some residents do not want the trees replaced after removing them. The Electric Company does tree trimming, as they see fit, within their right-of-way.

Tom O'Meara – Oatka Road – Mr. O'Meara was present to inform the board that he would like to hold a 5k road race in June of next year. This would be a fundraiser for the CYO Youth Activities at St. Joseph's Church. Trustee Barth suggested that Mr. O'Meara write up a brief summary and map for the board to consider.

FIRE DEPARTMENT REPORT (as attached)

June's Fire Department Report accepted – Motion by Trustee Draper, seconded by Trustee Matson, to accept June's Fire Department Report as presented. Motion carried with all voting aye.

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

Chief Case said the village is still experiencing car larcenies, most recent in the Walker Road & Euclid Ave area.

Trustee Barth commended Officer McGinnis on his professionalism while handling a harassment complaint.

June's Police Department Report accepted – Motion by Trustee Matson, seconded by Trustee Davis to accept June's Police Department Report as presented. Motion carried with all voting aye.

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

June's DPW Report accepted – Motion by Trustee Barth, seconded by Trustee Davis to accept June's DPW Report as presented. Motion carried with all voting aye.

CLERK'S REPORT – as presented by Gail Vosburg (as attached)

Payment of Claims -

Vouchers #130130 - #130288

General Fund	\$107,931.48
Water Fund	\$ 19,323.78
Sewer Fund	\$ 39,267.87
Capital Projects Fund	\$ 26,888.00
SLWC	\$ 17.51
Trust & Agency	<u>\$ 52,022.90</u>
TOTAL	\$245,451.54

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

1st Meeting in September changed – Motion by Trustee Barth, seconded by Trustee Matson, to reschedule the 1st board meeting in September from the 3rd to the 4th due to the Labor Day Holiday. Motion carried with all voting aye.

NYCOM Zoning School approved – Motion by Trustee Draper, seconded by Trustee Davis, to approve any zoning board, planning board and zoning official to attend NYCOM's Summer 2012 Planning and Zoning School at a cost of \$70 each. Motion carried with all voting aye.

Hazardous Waste Collection announcement – Saturday, September 15th at the Wyoming County Highway Department.

Time Warner Tax payment authorized – Motion by Trustee Barth, seconded by Trustee Davis, to authorize the payment of Time Warner's Village taxes from the franchise fees as requested in the amount of \$1,120.55. Motion carried with all voting aye.

Surplus Land Sale – The following bid were received for the surplus land sale:

10 N Genesee Street	No bid received	
Leicester Street	J. Richard Barth	\$650

Motion by Trustee Matson, seconded by Trustee Davis to accept the bid of J. Richard Barth in the amount of \$650 for the Leicester Street property. Motion carried with the following vote:

Ayes	4	Wood, Davis, Draper, Matson
Nays	0	
Abstain	1	Barth

Notice from the Governor's office of a 90 day statewide residential burning ban until October 10, 2012.

Letter from Relay for Life thanking the Village for being a host "town" for their events.

Single Audit proposal approved – The following proposals were received for the Single Audit:

- Lee Walter not to exceed \$9,200
- Raymond Wagner \$1,500
- Bonadio Group \$2,000

Administrator Murphy said that as this is a professional service, the Village does not have to use the lowest bid. He recommended the Bonadio Group as they are familiar with the Village's financial books and audited the Village's records at the beginning of the Small Cities Project. Motion by Trustee Matson, seconded by Trustee Davis, to approve Bonadio Group for the Single Audit for a cost of \$2,000. Motion carried with all voting aye.

Clerk's Report accepted – Motion by Trustee Barth, seconded by Trustee Matson, to accept the Clerk's report as presented. Motion carried with all voting aye.

PARKS & RECREATION REPORT – (as attached)

Sea Serpent Softball Tournament – so far there are 22 men's recreational teams, 7 men's upper teams and 6 ladies teams.

Summer soccer – 103 kids signed up.

Summer Recreation – 110 kids signed up.

Donation to Park Improvement Fund – Brad Henning donated \$300 to the Park Improvement Fund.

Parks & Recreation Report accepted – Motion by Trustee Barth, seconded by Trustee Davis, to accept the Parks & Recreation report as presented. Motion carried with all voting aye.

ADMINISTRATOR REPORT – presented by Terry Murphy

Chief Water & Sewer Operator – no one in-house was interested, position was advertised.

KVS proposal for software updates approved – The proposal for KVS (accounting, tax and utility software) to do remote updates was brought up for discussion. Motion by Trustee Matson, seconded by Trustee Draper, to approve the KVS proposal for software updates at a cost of \$696 per year. Motion carried with all voting aye.

Time Warner Cable Franchise Agreement Renewal Public Hearing scheduled - Motion by Trustee Draper, seconded by Trustee Matson, to schedule the Time Warner Cable Franchise Agreement renewal public hearing for Monday, August 20, 2012 at 8:00 pm. Motion carried with all voting aye.

Administrator Murphy requested a Zoning Committee meeting.

The Perry Fire Department sent Supt. Koziel a thank you note for preparing the grounds for their 125th anniversary.

Information regarding the culvert on Leicester Street was provided to Village Attorney DiMatteo.

A letter from the Office of Community Renewal was received and found the Village met all contractual obligations of the CDBG Project (Water & Sewer Infrastructure Study Grant). A Certificate of Completion will be issued once the receipt and final approved of the final audit in completed.

Mayor Files

Mayor Wood reported that he met with Rev. Blazejewski and Renee Koziel and everything is fine at the moment.

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.

Old Business

Public Hearing scheduled for amendment to Sign Local Law – Motion by Trustee Matson, seconded by Davis, to schedule a public hearing for Monday, August 6, 2012 at 8:00 pm to Amending the Code of the Village of Perry, specifically Chapter 490 Article VI – Signs. Motion carried with all voting aye.

Village Hall Cleaning RFP's – Motion by Trustee Barth, seconded by Trustee Matson, to solicit RFP's to clean the Village Hall. Motion carried with all voting aye.

New Business

Clark Patterson proposal for Engineering Services approved – An engineering proposal from Clark Patterson Lee for a Wading Pool and Splash Pad Study was reviewed in the amount of \$2,200. The proposal was tabled until the next board meeting so all board members and Park Maint. Supervisor Renee Koziel could review the proposal.

Ken Curry removed from Planning Board – Mayor Wood removed Ken Curry as a Village of Perry Planning Board Member as he is no longer a village resident.

Brian Beiger appointed as a Planning Board Member replacement – Mayor Wood appointed Brian Beiger to fill the Planning Board Member term of Ken Curry. Motion by Trustee Draper, seconded by Trustee Davis to approve the appointment as Mayor Wood presented. Motion carried with all voting aye.

Brain Parker appointed Planning Board Alternate Member – Mayor Wood appointed Brian Parker to be a Planning Board alternate member with a term expiring March 31, 2013. Motion by Trustee Barth, seconded by Trustee Draper, to approve the appointment as Mayor Wood presented. Motion carried with all voting aye.

Motion by Trustee Barth to enter into executive session at 8:46pm to discuss employment qualifications was seconded by Trustee Draper and carried with all voting aye.

Motion by Trustee Draper to adjourn executive session at 9:44 p.m. was seconded by Trustee Matson and carried with all voting aye.

Mark Milhollen appointed Full Time Police Officer – Motion by Trustee Matson, seconded by Trustee Draper, to appoint Mark Milhollen as a Full Time Police Officer with an official hire date of August 1, 2012 with a year probation period and a starting wage of \$19.31 per hour. Motion carried with all voting aye.

Aaron Chase appointed Full Time Police Officer – Motion by Trustee Matson, seconded by Trustee Draper, to appoint Aaron Chase as a Full Time Police Officer with an official hire date of August 3, 2012 with a year probation period and a starting wage of \$19.31 per hour. Motion carried with all voting aye.

Todd Hinz Resignation acknowledged -

RESOLUTION

ACKNOWLEDGING THE RESIGNATION OF TODD HINZ AS CHIEF WATER AND WASTEWATER TREATMENT PLANT OPERATOR OF THE VILLAGE OF PERRY

WHEREAS, Todd Hinz, employed by the Village of Perry as the Chief Water and Wastewater Treatment Plant Operator, on June 27, 2012 notified Edward Koziel, Superintendent of Public Works, of his resignation as an employee of the Village of Perry and had a similar conversation with Mayor Howard Wood; and

WHEREAS, Mr. Hinz surrendered the keys and cell phone belonging to the Village on June 27, 2012 via Chief Case and has not since reported to work or contacted the Village; and

WHEREAS, the Village Board of the Village of Perry acknowledges that an employee may terminate his or her employment with the Village at will but the failure to give adequate notice is completely inappropriate.

NOW ON MOTION OF Trustee Draper, which has been duly seconded by Trustee Matson, therefore, be it

RESOLVED, by the Village Board of the Village of Perry acknowledges the termination of employment Todd Hinz as Chief Water and Wastewater Treatment Plant Operator for the Village of Perry; and be it further

RESOLVED, that the Todd Hinz is no longer an employee of the Village of Perry; and be it further

RESOLVED, that the position of Chief Water and Wastewater Treatment Plant Operator for the Village of Perry is declared vacant.

Ayes: 5

Nays: 0

Absent/Abstain: 0

Motion carried.

Motion to adjourn meeting at 9:47 p.m. was offered by Trustee Draper, second by Trustee Barth and carried with all voting aye.

Respectfully submitted,

Gail Vosburg
Village Clerk