

**VILLAGE OF PERRY
VILLAGE BOARD MEETING**

NOVEMBER 16, 2015

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 November 2015.

PRESENT:	Frederic Hauser Anita Billings Dariel A. Draper Eleanor Jacobs Bonnita Matson	Mayor Trustee Trustee Trustee Trustee
ALSO PRESENT:	Terrence Murphy Gail Vosburg James Case Ed Koziel	Village Administrator Village Clerk Police Chief Supt. Public Works
ATTENDEES:	Ann Burlingham Brian Bieger Rachel Milhollen Greg Eidecker Jeff Wilcox Rachele True Judy Milhollen	Bill Bark Mark Milhollen Diane Eidecker Tim Bryant Rusty Milhollen Gay Milhollen Chance Sampson

Mayor Hauser called the Meeting to order at 7:30 pm.

Mayor Hauser led in the pledge to the flag.

MINUTES

October 19, 2015 Board Minutes approved– Correction was noted on page one of the October 19, 2015 minutes, "... Trustee Jacobs *asked if Officer Royce's complaints...*". Motion by Trustee Jacobs, second by Trustee Billings to approve the October 19, 2015 Regular Board Meeting minutes as corrected. Motion carried with all voting aye.

November 2, 2015 Board Minutes approved– Corrections was noted on page four of the November 2, 2015 minutes, "... Town of Castile that they intend to *seek lead agency ...*"; and to remove the second paragraph under Public Works Committee Reports. Motion by Trustee Jacobs, second by Trustee Billings to approve the November 2, 2015 Regular Board Meeting minutes as corrected. Motion carried with all voting aye.

PUBLIC COMMENT

Ann Burlingham – RAP – Ms. Burlingham presented Mayor Hauser a complimentary copy of the local book, "Henry Loves Hills" on behalf of Read Around Perry. She said that the Town of Perry celebrated its 100 year last year and as a part of the celebration, there was a contest for a book about Perry. "Henry Loves Hills" was the winner with Patrick Brennan as the author. Copies of the book were distributed to 66 1st graders at the Perry Elementary School. Mayor Hauser expressed his thanks on behalf of the Village Board.

DPW REPORT – presented by Supt. Ed Koziel (as attached)

Superintendent Koziel reported that the lake level is at 84" with the gates closed.

DPW Report accepted – Motion by Trustee Draper, seconded by Trustee Matson, to accept the DPW report as presented. Motion carried with all voting aye.

PARKS & RECREATION REPORT – (as attached)

Parks and Recreation Report accepted – Motion by Trustee Draper seconded by Trustee Matson, to accept *October's* Parks & Recreation Report as presented. Motion carried with all voting aye.

FIRE DEPARTMENT REPORT (as attached)

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

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

Chief Case reviewed the department's report for the months of September and October.

Police Department Reports accepted – Motion by Trustee Draper seconded by Trustee Billings, to accept the September and October Police Department Reports as presented. Motion carried with all voting aye.

Brian Bieger – Business Development Loan Program

Mr. Bieger said that he and the planning committee reviewed the business development loan program. He outlined the current business development loan program and said that the program has not been used since 2010. He said that with the updated Comprehensive Plan, he feels that the business development program should be reviewed. The Wyoming County Business Center offers similar business loan programs; so he suggested that the Village change our program to focus on an Adaptive Reuse program, a new Code Compliance program, and a Façade Renovation program. (Proposed changes were given to the board). He gave a brief outline of each program that he is proposing. Trustee Matson asked how the programs would be administered. Mayor Hauser replied that they would be administered through the village, as are the current Business Development Loans. Mr. Bieger thinks that this would be the best use of the funds and recommended re-naming it the "Building Improvement Loan Program". Trustee Jacobs asked where the funds came from. Mayor Hauser said that they were originally from a federal program years ago that developed the area where the post office is and the old convenient store next to the Village Hall. Administrator Murphy added that once the funds were paid back, the Village could use the funds for loans to businesses. A draft consulting agreement between the Village and Mr. Bieger to provide services relating to the Building Improvement Loan Program was presented. Mayor Hauser asked board members to review the draft consulting agreement and draft new program outline and forward any comments and/or concerns to either he or Trustee Draper.

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

Payment of Claims -

Vouchers # 161130 - -#161229

General Fund	\$ 70,103.66
Spec. Grant Fund	\$ 4,632.00
Water Fund	\$ 15,138.66
Sewer Fund	\$ 13,350.62
SLWC	\$ 18.52
Trust & Agency	<u>\$ 47,145.15</u>
TOTAL	\$150,388.61

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

2016 NYS Retirement Invoices approved for payment – The 2016 NYS Retirement Invoices are as follows:

	If pay by 12/15	If pay by 2/1/2016
Police	\$ 43,543.00	\$ 43,939.00
General Unit	<u>\$171,443.00</u>	<u>\$173,000.00</u>
	\$214,986.00	\$216,939.00

Savings if pay early is \$ 1,953.00. Last year the Village paid \$219,386.00. Motion by Mayor Hauser, seconded by Trustee Matson, to pay the 2016 NYS Retirement invoice early. Motion carried with all voting aye.

Budget Amendments & Transfers approved – Clerk Vosburg offered the following budget amendments and transfers:

AMENDMENTS:

1. Increase	A1110.2	Court Equipment	\$ 150.00	
	A1110.21	Court Equipment – grant	\$ 900.00	
2. Increase	A3060	Archives Records Grant	\$ 24,008.00	
	A1460.1	Records Mgmt PS	\$ 6,246.00	
	A1460.4	Records Mgmt Documents	\$ 9,678.40	
3. Increase	A3120.2	Police Equipment	\$ 31,873.97	PD car from reserve
4. Increase	A5142.2	Snow Removal Equipment	\$ 14,000.00	Sanders from reserve
5. Increase	A3501	CHIPS	\$ 57,626.00	Paving – board
	A5112.2	Permanent Improvements	\$ 57,626.00	approved list 7/6
6. Increase	A2389A	Home & Community SRO	\$ 15,708.00	SRO Agreement
	A3120.12	Police PT	\$ 15,708.00	
7. Increase	CD3989	Home & Community	\$ 396,096.00	CDBG Housing
	CD8989.4	Rehab/New Construction	\$ 329,000.00	Grant
	CD8989.41	Rehab Grant Admin.	\$ 11,550.00	
	CD8989.42	Rehab Grant Prog. Delivery	\$ 46,430.00	
8. Increase	H3589	NYS DOT TEP Grant	\$1,019,184.56	TEP Grant – Main
	H5010.41	TEP Inspection/Admin	\$ 156,000.00	St. Improvement
	H5020.41	Engineering Prelim Design	\$ 4,183.32	
	H5020.42	Engineering Final Design	\$ 16,763.69	
	H5110.2	St. Maint. Construction	\$1,043,638.00	

TRANSFERS:

GENERAL FUND

From:	A1490.4	Public Works Contractual	\$ 500.00
	A1910.4	Unallocated Insurance	\$ 5,000.00
	A5110.1	Streets PS	\$ 1,600.00
	A7180.43	Spec. Rec Facilities Sea Serpent	\$ 2,000.00
	A8010.4	Zoning PS	\$ 950.00

To:	A5110.12	Streets PS Seasonal	\$	1,600.00
	A5112.4	Perm. Improvements Contractual	\$	4,500.00
	A8010.11	Zoning PS	\$	950.00
	A7110.4	Parks Contractual	\$	3,000.00
			\$	10,050.00
			\$	10,050.00

SEWER FUND

From:	G9030.8	Soc. Security	\$	1,000.00
To:	G8110.4	Sewer Admin. Contractual	\$	1,000.00
			\$	1,000.00
			\$	1,000.00

Motion by Trustee Matson, seconded by Trustee Billings, to approve the budget amendments and budget transfers as presented. Motion carried with all voting aye.

Resolution to relevy unpaid 2015-16 Village taxes to Wyoming County – Mayor Hauser stated that the board wishes to keep the practice of relevyng outstanding water and sewer bills onto the Village of Perry Tax Warrant.

Motion by Trustee Draper, seconded by Trustee Billings, to approve the 2015-16 unpaid taxes to the County of Wyoming:

2015-16 unpaid base taxes	\$	94,617.68
8% interest	\$	7,569.42
Total Relevy amount of	\$	102,187.10

Motion carried with all voting aye.

Old electronic equipment declared as junk – Motion by Trustee Jacobs, seconded by Trustee Matson, to declare the following old electronic equipment as junk:

Monitors	9	Hard Drives	13	Laptops	8
Printers/faxes	16	Copiers	3	Radios	6
Color TV	1	Cash Register	1	Data Bases	4
VCR	2				

Motion carried with all voting aye. It was noted that all of the equipment will be disposed of properly.

Clerk/Treasurer’s Report accepted – Motion by Trustee Draper, seconded by Trustee Matson, to accept the Clerk/Treasurer’s report as presented. Motion carried with all voting aye.

ADMINISTRATOR REPORT – presented by Terry Murphy

An updated in-progress projects list was distributed to board members.

25 Benedict St Water Adjustment request reviewed and denied - Mr. Bausch, owner of 25 Benedict St, requested another review of his water bill Administrator Murphy said that after reviewing the readings and speaking with the meter reader, the readings taken from the inside meter matched the outside reader therefore the water passed through the meter and there is no basis for an adjustment. Trustee Billings said that Deputy Clerk Sylvester gave a good explanation . Motion by Trustee Jacobs, seconded by Trustee Matson, to deny the request for an adjustment at 25 Benedict Street as there is no basis for one. Motion carried with all voting aye.

Marlos Norman appointed as Working Foreman – Mayor Hauser appointed Marlos Norman as Working Foreman as follows:

- Official appointment date: November 16, 2015
- Rate per hour: \$22.24 as per CSEA Contract
- Probation Period: 12 months

Motion by Trustee Draper, seconded by Trustee Matson, to approve the appointment as presented. Motion carried with all voting aye.

Sewer Use Law Calculations – Administrator Murphy proposed that the engineers review the calculations for the sewer use surcharges as per the sewer use law.

Administrator’s report approved – Motion by Trustee Jacobs, seconded by Trustee Matson, to approve the Administrator’s report as presented. Motion carried with all voting aye.

OLD BUSINESS

SOLAR PROJECT

Mayor Hauser spoke on the Village and Town solar project. The combined system would be 80% for the VOP and 20% for the TOP. Details for the split of the billing will have to be worked out as only the village will be billed. The Mayor and Town Supervisor spoke with Solar Liberty by phone and they reviewed the MOU. The attorneys have reviewed the PPA with the only change being the size of the size of the system. The Mayor asked for permission to sign the PPA and MOU as there is a timing issue. Motion by Trustee Jacobs, seconded by Trustee Matson, authorizing the Mayor to sign the PPA and MOU contingent upon review by the Village Attorney. Motion carried with all voting aye.

SEWER USE PERMIT

Mayor Hauser reported that there is a new Industrial Sewer Use Permit for the East Hill Creamery. The permit is based on how the local law is currently written. He proposed to approve the permit as proposed and move ahead with looking at the local law. Motion by Mayor Hauser, seconded by Trustee Billings, authorizing Supt. Koziel to sign the Industrial Sewer Use Permit, on behalf of the Village, with East Hill Creamery. Motion carried with all voting aye.

COMMITTEE REPORTS

Public Safety – Nothing to report.

Public Works - Nothing to report.

Recreation & Resources – There will be a tree advisory committee meeting coming up.

Office – Trustee Matson said that she sent an e-mail regarding the website and e-mail. The budget will have to be looked at before any changes. Trustee Billings asked Administrator Murphy to set up a meeting with Integrated Systems to talk about the website and e-mails. Trustee Billings reported that she attended a Labor Management meeting this morning. The board received compliments on how well the contract negotiations went.

Planning – A meeting with the property maintenance officer will be tomorrow.

NEW BUSINESS

Mayor Hauser said that he asked the police department for data on any accidents at the “Five Corners” for the last three years. He said that this is good data to start with. The next step is to request that the NYS DOT complete a traffic study at that location. Mayor Hauser read a draft resolution requesting recommendations for a traffic control device, traffic light or a traffic circle to ensure traffic flow, traffic safety and pedestrian safety. Trustee Billings asked how many traffic studies have been done in the past. Administrator Murphy replied that he knows of at least three that have been done in the past. Motion by Mayor Hauser, seconded by Trustee Billings to adopt a resolution asking for a traffic study at the “five corners”. Motion carried with all voting aye.

Motion by Mayor Hauser, seconded by Trustee Jacobs, to adjourn the regular meeting and enter executive session at 8:30 pm to discuss employment of a particular person. Motion carried with all voting aye.

Motion by Trustee Billings, seconded by Trustee Matson to adjourn the executive session and resume the regular meeting at 9:30 pm. Motion carried with all voting aye.

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

Respectfully submitted,

Gail I. Vosburg

Gail I. Vosburg, Village Clerk