

**VILLAGE OF PERRY
VILLAGE BOARD MEETING
February 1, 2016**

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 1st day of February 2016.

PRESENT:	Frederic Hauser	Mayor
	Anita Billings	Trustee
	Dariel A. Draper	Trustee
	Eleanor Jacobs	Trustee
	Bonnita Matson	Trustee
ALSO PRESENT:	Gail Vosburg	Village Clerk
	Terry Murphy	Village Administrator
	Jeff Drain	Chief Water & Sewer Operator
	Tim Neel	Property Maint. Officer
GUESTS:	Mary Syberg	John Naylor
	Bill Bark	Ryan Naylor
	Raymond Pierson	

Mayor Hauser called the meeting to order at 7:30 PM.

Mayor Hauser led in the pledge to the flag.

MINUTES

January 19 and 25, 2016 minutes approved – Motion by Trustee Matson, seconded by Trustee Billings, to approve the January 19th and 25th 2016 minutes as presented. Motion carried with the following vote:

Ayes	4	Hauser, Billings, Draper, Matson
Nays	0	
Abstain	1	Jacobs

PUBLIC COMMENT

JOHN NAYLOR

Mr. Naylor was present to voice his concern over the lack of notice for the public hearing on the proposed local law. Mayor Hauser said that it is not a decision to raise taxes as we are just starting the budget process. As the tax levy limit is 0.12% this year, we must pass a local law prior to raising the levy. Even if the Village holds the tax rate, the tax levy could be raised.

PROPERTY MAINTENANCE REPORT - presented by Tim Neel (attached)

Mr. Neel reported on his activity of the past month. He said that he and Mayor Hauser went to the Village of Medina to talk to them about their vacant property law. He spoke on several items in their law.

Property Maintenance report approved – Motion by Trustee Draper, seconded by Trustee Matson, to approve the property maintenance report as presented. Motion carried with all voting aye.

WATER / SEWER REPORT – (as attached)

I-pads were purchased for the GIS mapping. Employees are marking out hydrants, valves, water lines and meters.

Water & Sewer report approved – Motion by Trustee Draper, seconded by Trustee Billings, to approve the water/sewer report as presented. Motion carried with all voting aye.

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

Vouchers approved for payment

Vouchers of all funds # 161591 - 161606	
General Fund	\$ 46,616.15
Water Fund	\$ 12,371.36
Sewer fund	\$ 6,868.32
Trust & Agency	<u>\$ 45,890.29</u>
Total	\$111,746.12

Vouchers of all funds # 161607 - 161681	
General Fund	\$ 22,277.95
CD Fund	\$ 23,533.50
Water Fund	\$ 36,414.94
Sewer Fund	<u>\$ 38,842.61</u>
Total	\$ 121,069.00

Vouchers have been audited by Trustee Jacobs. Motion by Trustee Draper, seconded by Trustee Billings to approve the vouchers for payment. Motion carried with all voting aye.

November's Treasurer's report was presented.

The updated non-union salary survey was distributed to board members.

Letter from Wyo. Co Department of Social Services was received concerning local protocol relative to homelessness and the Governor's Executive Order 151.

NYS DOT Supplemental Agreement #2 Resolution approved – This is the next step in the Main Street Improvement Project for the construction phase. Motion by Mayor Hauser, seconded by Trustee Jacobs, to approve to NYS DOT Supplemental Agreement #2 for design/construction and confirm that the Village has appropriated the funding necessary to deliver the project. Motion carried with all voting aye.

Clerk/Treasurer's report approved – Motion by Trustee Draper seconded by Trustee Matson to approve the Clerk/Treasurer's report as presented. Motion carried with all voting aye.

Motion by Mayor Hauser, seconded by Trustee Matson, to adjourn the regular meeting and open the public hearing on proposed Local Law #1-2016 at 8:00 pm. Motion carried with all voting aye.

PUBLIC HEARING

Clerk Vosburg read that the intent of this proposed local law is to override the limit on the amount of real property taxes that may be levied by the Village of Perry pursuant to General Municipal Law §3-c and to allow the village to adopt a budget for the fiscal year 2016 that requires a real property tax levy in excess of the limit set forth in said section of law.

Mr. Raymond Pierson stated that he opposed this law. He said that residents are stuck with water bills that are not fair. He questioned what happened to the 90 million gallons of water that was lost, was the rate increase due to this? He expressed his concern that the dates on many items are coming together at the same time. He does not like the empty buildings at the south end of the Main Street downtown area. Mayor Hauser replied that the public hearing on the proposed local law that would allow the Village to override the tax cap. He stated that the board has kept the tax rate the same for the past several years. This law would allow the village to go over the 2% tax cap if needed. He advised Mr. Pierson that after the Village prepares the draft budget, it will hold a public hearing on the proposed budget. Trustee Draper commented that the Village has passed this local law before. Mr. Pierson said that he did not know this.

ADMINISTRATOR'S REPROT

Administrator Murphy brought up the proposal from Clark Patterson Lee for engineering Phase II of the waste water treatment facility updates. He said that everything in the proposal will be part of the bond financing.

RFP for Zoning Law Update – Mayor Hauser said that he hopes to spread the cost over two fiscal years. He would like to proceed with selecting a consultant prior to the end of this fiscal year. He feels that the draft RFP would work quite well. He said after the Village receives the

proposals, we would have a much better feel for budget numbers for the update. He suggested having two members from the Village Board, Planning Board, and Comprehensive Plan Steering Committee *meet* to select the consultant. Motion by Trustee Jacobs, seconded by Trustee Billings, to post the RFP for the Zoning Law Update.

Administrator's report approved – Motion by Mayor Hauser seconded by Trustee Matson to approve the Administrator's report as presented. Motion carried with all voting aye.

OLD BUSINESS

Signage Law - Mayor Hauser said that he feels the draft law is fine to refer onto the Planning Board. The purpose for the revised signage law is based on a federal court decision. Motion by Trustee Draper, seconded by Trustee Matson, to refer to the draft signage law to the Planning Board for their recommendation; with the recommendation back by March 15, 2016. Motion carried with all voting aye.

COMMITTEE REPORTS

Public Safety – Trustee Draper said that they met with the Chief and the full time officers had their evaluations.

Public Works – Nothing to report.

Recreation & Resources – Trustee Jacobs said that there is a meeting this week.

Office – Non-union evaluations will be tomorrow morning.

Planning – Nothing to report.

Motion by Mayor Hauser, seconded by Trustee Draper to close the public hearing at 8:31 pm and resume the regular meeting. Motion carried with all voting aye.

VILLAGE OF PERRY RESOLUTION ADOPTING LOCAL LAW NO. 1 OF 2016 ENTITLED, "OVERRIDE THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW §3-C"

WHEREAS, the Village Board is considering a local law that will override the limit on the amount of real property taxes that may be levied by the Village of Perry; and

WHEREAS, a resolution was duly adopted by the Village Board of the Village of Perry on January 19, 2016 authorizing a public hearing to be held by the Village board on February 1, 2016 at 8:00 pm at the Village Offices to hear all interested parties on said proposed local law; and

WHEREAS, notice of said public hearing was duly advertised in the Perry Herald, the official newspaper of said Village; and

WHEREAS, said public hearing was held on February 1, 2016 at the Village Offices in the Village of Perry commencing at 8:00 pm and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed local law, or any part thereof; and

WHEREAS, the Village Board of the Village of Perry, after due deliberation, finds it in the best interest of said Village to adopt said local law.

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

RESOLVED, that the Village Board of the Village of Perry hereby adopts Local Law No. 1 of 2016, entitled, "Override the Tax Levy Limit Established in General Municipal Law §3-c." and be it further

RESOLVED, that the Village clerk be and she hereby is directed to enter said local law in the minutes of this meeting and give due notice of the adoption of said local law to the Secretary of the State of New York.

Ayes 5
Nays 0

NEW BUSINESS

Mayor Hauser discussed sharing a Main Street Manager position between the Villages of Geneseo, Mt. Morris and Perry. There is funding available from USDA Rural Development Business through a Cross County Strategy planning grant. He said that Louise Wadsworth has a meeting with a USDA representative on Thursday.

Motion by Mayor Hauser, seconded by Trustee Billings, to adjourn the regular meeting and enter executive session at 8:50 pm to discuss the negotiations/ matters leading to the promotion/demotion of a particular person. Motion carried with all voting aye.

Motion by Mayor Hauser seconded by Trustee Matson to adjourn the executive session and resume the regular meeting at 10:00 pm. Motion carried with all voting aye.

Motion to adjourn meeting at 10:00 p.m. was offered by Trustee Draper, second by Trustee Jacobs and carried with all voting aye.

Respectfully submitted,

Gail I. Vosburg

Gail Vosburg, Village Clerk