

**VILLAGE OF PERRY
VILLAGE BOARD MEETING
JANUARY 7, 2019**

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 7th day of January 2019.

PRESENT:	Rick Hauser	Mayor
	Jacque Billings	Trustee
	Dariel Draper	Trustee
	Eleanor Jacobs	Trustee

ABSENT:	Bonnie Matson	Trustee
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ALSO PRESENT:	Matthew Jensen	Village Administrator
	Gail Vosburg	Village Clerk
	Alyssa Cutcliffe	PMO

Mayor Hauser called the Meeting to order and led in the pledge to the flag.

MINUTES

DECEMBER 17, 2018 REGULAR MEETING MINUTES APPROVED - It was noted that Administrator Jensen reported that the Police Chief has finalized the department's polices. Motion by Trustee Jacobs second by Trustee Billings the minutes of the December 17, 2018 Regular Board Meeting were approved as corrected. Motion carried with all voting aye.

PUBLIC COMMENT

No one from the public spoke.

PRESENTATIONS

ALYSSA CUTCLIFFE – PMO

Ms. Cutcliffe updated the board on property maintenance issues and what she is working on next.

AMENDED ELECTION RESOLUTION

The amended election resolution adds the Village Justice (4 year term) as a vacant position to be voted on at the next Village Election and that there will be no village registration day.

**VILLAGE OF PERRY VILLAGE BOARD
AMENDED
2019 VILLAGE ELECTION RESOLUTION**

WHEREAS, all Village Board Members, having due notice of said meeting, and that pursuant to Section 94 of the Public Officers Law (Public Meetings Law), said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the next annual Village Election will be held Tuesday, March 19, 2019 at the Village Hall, 46 North Main Street, Perry, New York. The hours of the election will be from 12:00 noon until 9:00 p.m.; and

WHEREAS, no person shall be entitled to vote at such election whose name does not appear on the register of the election district in which he claims to be entitled to vote as of March 8, 2019, the last day to register with the Wyoming County Board of Elections; and

WHEREAS, the Village of Perry deems the list of qualified voters presented by the Wyoming County Board of Elections to act as the register of qualified voters for this Village Election and therefore no cause for a registration day; and

WHEREAS, the offices to be filled at the 2019 Village Election are : one (1) Mayor – two (2) year term; two (2) Trustees – Four (4) year term each; **and one (1) Village Justice – four (4) year term.**

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

RESOLVED, the next annual Village Election will be held Tuesday, March 19, 2019 at the Village Hall, 46 North Main Street, Perry, New York from the hours of 12:00 noon until 9:00 p.m.; and

RESOLVED, the Village of Perry has no cause for a registration day; and

RESOLVED, the Offices to be filled at the 2019 Village Election are: one (1) Mayor – two (2) year term; two (2) Trustees – four (4) year term each; and one (1) Village Justice – four (4) year term.

Aye: 4

Nay: 0

BUDGET PRESENTATION

Administrator Jensen gave an overview of the budget process this year. He asked for priorities from the board to be discussed at committee meetings.

CLERK/DEPUTY TREASURER REPORT

Payment of Claims -

Vouchers # 191347 - #191370

General Fund	\$ 45,781.72
Water Fund	\$ 22,402.80
Sewer Fund	\$ 8,944.74
Trust & Agency	<u>\$ 47,866.93</u>
TOTAL	\$124,996.19

Vouchers # 191371 - #191447

General Fund	\$ 58,180.40
CD Special Grant Fund	\$ 2,231.16
Water Fund	\$ 27,982.35
Sewer Fund	\$ 11,360.62
SLWC	\$ 16.32
Trust & Agency	<u>\$ 140.00</u>
TOTAL	\$ 99,910.85

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

October's treasurer's report was presented.

Village Association Dinner is Wednesday, January 16, 2019 at the Warsaw Legion Hall. Wade Beltramo from NYCOM is the guest speaker.

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

TRUSTEE REPORTS

Trustees Billings and Draper had nothing to report.

Mayor Hauser announced that the Village received a \$300,000 EPF grant for the Perry Public Beach Improvements. The Village did not received funds for the Market NY grant.

Mayor Hauser reported that at the last PMSA meeting, it was discussed if the Village should apply for a DRI program grant. He will check into this further with other partners within the county.

OTHER BUSINESS

No other business was presented for discussion.

Motion by Mayor Hauser, seconded by Trustee Draper, to adjourn the regular session and enter into executive session at 8:48 pm. Motion carried with all voting aye.

Motion by Mayor Hauser, seconded by Trustee Billings, to exit executive session and resume the regular meeting at 8:55 pm. Motion carried with all voting aye.

Crossing Guards appointed – Mayor Hauser appointed Jeff Rice as a crossing guard and Annette Monteleone as a substitute crossing guard at \$27.50 per day with a start date of January 8, 2019. Motion by Trustee Draper, seconded by Trustee Jacobs, to approve the appointments as presented. Motion carried with all voting aye.

Part time Police Officers appointed – Mayor Hauser appointed McKalyee Croll and Joseph Hopper as part time police officers at \$20.83 per hour per the CSEA Contract. Motion by Trustee Draper, seconded by Trustee Billings, to approve the appointments as presented. Motion carried with all voting aye.

Resolution Authorizing sale of 10 N Main St

**RESOLUTION OF THE
VILLAGE BOARD OF THE VILLAGE OF PERRY DECLARING LAND
AS SURPLUS PROPERTY SUBJECT TO PERMISSIVE REFERENDUM**

Adopted: January 7th, 2019

WHEREAS, all Board Members, having due notice of said meeting, and that pursuant to Article 7, §104 of the Public Officers Law, said meeting was open to the general public and due and proper notice of the time and place whereof was given as required by law; and

WHEREAS, the Village Board of the Village Perry, pursuant to New York State Village Law, Article 9, §900, is authorized to, upon the adoption of a resolution, convey or lease real property in the name of the Village, which resolution shall be subject to a permissive referendum; and

WHEREAS, the Village Board of the Village of Perry has determined that the property owned by the Village of Perry located at 10 North Main Street which was formerly owned by Trestle Properties, LLC and thereafter surrendered to the Village of Perry for the intention of remedying the faults on the property pursuant to the progression of an ongoing zoning violation, is not needed for municipal purposes; and

WHEREAS, the said surplus property owned by the Village of Perry and located at 10 North Main Street is more fully described below:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town and Village of Perry, County of Wyoming and State of New York, **BEGINNING** on the southeast side of Main Street in the Village of Perry at its intersection with the northeast line of the former "Duryea Block"; thence northeasterly on the southeast line of Main Street, thirty-five (35) links; thence southerly parallel with the northeast side of said Duryea Block to a point seventy-five and three-fourths ($75 \frac{3}{4}$) feet from said side Main Street aforesaid and one (1) foot deeper than said Duryea block; thence southwesterly parallel with the rear of said Duryea block, thirty-five (35) links to a point in the continuation of the northerly side of the Duryea Block, seventy-five and three-fourths ($75 \frac{3}{4}$) feet from Main Street and one foot from the back and of the Duryea Block; thence northwesterly along said Duryea Block seventy-five and three fourths ($75 \frac{3}{4}$) feet to the place of beginning; **ALSO** a right of way in the land or alley along the northeasterly side of premises, and subject to all rights heretofore acquired by others therein.

ALSO ALL THAT TRACT OR PARCEL OF LAND, situate in the Town and Village of Perry, County of Wyoming and State of New York, and bounded and described as follows:

BEGINNING at the southwesterly corner of lands now owned by Sarah A. Sweet Carston and situate on the southeasterly side of Main Street in said Town and Village (and being the same premises herein-above described); and running thence northeasterly along the southeasterly line of said lands hereinbefore described, thirty-five (35) links to the southeasterly corner of said lands of Sarah A. Sweet Carston; thence southeasterly and in continuation of the northerly line of said former Ezra D. Decker lands, twenty (20) feet; thence southwesterly and parallel with the first described boundary, twenty (20) feet to the place of beginning. **ALSO** hereby granting to the grantee, his heirs and assigns, a right of way to said premises for ingress and egress wide enough to drive teams loaded with wood or goods. Hereby intending to convey those certain premises and right of way as reserved in a deed by Ezra D. Decker and Angeline Decker, his wife, to one William B. Kingston bearing date the 21st day of January 1901 and recorded in the Wyoming County Clerk's Office, reference to which deed is to be had and is hereby made.

Intending to convey all of the lands and premises which are described in two certain deeds executed by Ezra D. Decker and Angeline A. Decker, his wife, as grantors, one of which deeds is recorded in the Wyoming County Clerk's Office in Liber 96 of Deeds at page 460; and other is recorded in said Clerk's Office in Liver 148 of Deeds at page 72.

SUBJECT to all right, title and interest, if any, of the public in and to any streets and roads abutting the above described premises to the center lines thereof,

SUBJECT to easements, restrictions, covenants and rights of way of record, if any.

BEING the same premises conveyed by Edward H. Rechberger, III to Trestle Properties LLC, by Deed dated July 23, 2010, and recorded in the Wyoming County Clerk's Office in Liber 740 of Deeds at page 502.

; and

WHEREAS, the Village Board of the Village of Perry feels it is in the best interest of the Village of Perry to authorize the sale of said surplus property for fair and adequate consideration.

NOW ON MOTION OF Trustee Draper which has been duly seconded by Trustee Billings, now therefore

BE IT RESOLVED, that the Village Board of the Village of Perry authorizes the Mayor of the Village of Perry to, contingent upon the passage of the permissive referendum period required under law without a petition for a permissive referendum, to execute all documents necessary to sell said property; and be it further

RESOLVED, that the Clerk be and she hereby is directed to publish an abstract of this resolution concisely stating the purpose and effect thereof in the Village's official newspaper within ten (10) days after the date of the adoption; and be it further

RESOLVED, that said resolution shall not take effect until thirty (30) days after its adoption or until approved by the affirmative vote of a majority of the qualified electors of the Village of Perry.

Ayes: 4

Nays: 0

Motion to adjourn meeting at 8:59 pm was offered by Trustee Draper, second by Trustee Billings and carried with all voting aye.

Respectfully submitted,

Gail I. Vosburg Gail Vosburg, Village Clerk