

**VILLAGE OF PERRY
VILLAGE BOARD MINUTES
APRIL 15, 2019**

A regular board meeting of the Village of Perry was held at the Village Hall, 46 North Main Street, Perry, New York at 7:30 pm on the 15th day of April 2019.

PRESENT:	Dariel Draper Eleanor Jacobs Arlene Lapiana	Deputy Mayor Trustee Trustee
ABSENT:	Rick Hauser Jacquie Billings	Mayor Trustee
ALSO PRESENT:	Matt Jensen Gail Vosburg	Village Administrator Village Clerk
GUESTS:	Mary Syberg	David Laraby

Deputy Mayor Draper called the meeting to order at 7:30 pm and led in the pledge to the flag.

BOARD MEETING MINUTES

April 1, 2019 Regular Board Meeting minutes approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the minutes from the April 1, 2019 Regular Board meeting as presented. Motion carried with all voting aye.

April 8, 2019 Special Board Meeting minutes approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the minutes from the April 8, 2019 Special Board meeting as presented. Motion carried with all voting aye.

PUBLIC COMMENT

No one from the public spoke.

PRESENTATIONS

PERRY FIRE DEPARTMENT – DAVID LARABY, PERRY FIRE CHIEF

Perry Fire Chief David Laraby presented the quarterly report and the 2018-19 yearly report. The new officers were sworn in earlier this month.

REZONE APPLICATION - SEQR

RESOLUTION

**VILLAGE BOARD OF THE VILLAGE OF PERRY ISSUING A “POSITIVE DECLARATION”
PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT RELATIVE TO THE
REZONING OF THE PERRY VET’S CLUB**

WHEREAS, the Village Board of the Village of Perry (hereinafter the “Village Board”) has received an application from Perry Veterans' Memorial Association, Inc. (hereinafter the “Applicant”) who is proposing to

rezone its parcel from R-2 (Residential Two Family) to C-2 (Commercial General Business) to pursue plans to add banquet and gathering space to its building (hereinafter the "Project"); and

WHEREAS, pursuant to the State Environmental Quality Review Act (hereinafter "SEQRA"), the Applicant submitted to the Village Board Part 1 of a Short Environmental Assessment Form for the Project dated December 1, 2018 (hereinafter the "SEAF"); and

WHEREAS, upon payment of the application fee on or about January 16, 2019, the Application from Perry Veterans' Memorial Association, Inc. was officially submitted for review; and

WHEREAS, the Village Board of the Village of Perry sought lead agency by resolution dated February 19, 2019; and

WHEREAS, by resolution on April 1, 2019, the Village Board established itself as Lead Agency with respect to the Project in accordance with the SEQRA regulations at 6 NYCRR §617.6; and

WHEREAS, the Village Board caused Part 2 and 3 of the SEAF to be completed, a copy of which is attached hereto as **Schedule A** and **Schedule B** respectively; and

WHEREAS, the Village Board seeks to initiate the Scoping process and requires that the Applicant initiate further studies on the following:

Potential impacts on traffic and transportation during the construction of the Project.

Potential impacts on the increase in traffic and parking spaces after the development of the expansion.

Potential impacts on storm-water drainage in the Lake Street area.

Potential impacts to the character and quality of the community with specific attention to the Village of Perry Local Law No. 2 of 2017, "Village of Perry Tree Law".

and;

WHEREAS, pursuant to SEQRA regulations at 6 NYCRR §617.7, the Village of Perry requests that the applicant prepare the Draft Environmental Impact Statement ("DEIS") within 60 days of this resolution; and

WHEREAS, the Village Board desires to make its "Determination of Significance" with respect to the Project in accordance with the SEQRA regulations at 6 NYCRR §617.7 and to give required notice of said determination.

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

RESOLVED, that based upon a thorough examination and analysis of the SEAF and review of the SEQRA regulations at 6 NYCRR §617.7, and based further upon the Village Board's knowledge of the area surrounding the Project and such further investigation of the Project and its environmental effects as the Village Board has deemed appropriate, the Village Board has identified the following relevant areas of environmental concern and makes the following findings with respect to the Project:

The Project may have potential impacts on traffic and transportation during the construction of the Project.

The Project may have potential impacts on the increase in traffic and parking spaces after the development of the expansion.

The Project may have potential impacts on storm-water drainage in the Lake Street area.
The Project may have potential sound impacts associated with the construction of the Project.
The Project may have potential sound impacts associated with the events held in the facility after the development of the expansion.
The Project may have an impact on the growth or character of the community or neighborhood.
The Project may have an impact on the potential for rooftop drainage issues due to the increased surface area.

and be it further;

RESOLVED, that based upon the foregoing investigation of the potential environmental impacts of the Project and considering both the magnitude and importance of each environmental impact therein indicated, the Village Board makes the following findings and determinations with respect to the Project:

- A. the Project constitutes an “Unlisted Action” (as said quoted term is defined in the SEQRA regulations) and therefore coordinated review and notification of other Involved Agencies is not required but recommended;
- B. the Project may have significant effects on the environment, including those that cannot be mitigated; and
- C. as a consequence of the foregoing, the Village Board has decided to prepare a “Positive Declaration” with respect to the Project, a copy of which is attached hereto as **Schedule C**.

and be it further;

RESOLVED, that the Village of Perry hereby requests that the applicant prepare a Draft Environmental Impact Statement (“DEIS”) based on the Scoping of further studies on the following areas:
Potential impacts on traffic and transportation during the construction of the Project.

Potential impacts on the increase in traffic and parking spaces after the development of the expansion.

Potential impacts on storm-water drainage in the Lake Street area.

Potential impacts to the character and quality of the community with specific attention to the Village of Perry Local Law No. 2 of 2017, “Village of Perry Tree Law”.

and be it further;

RESOLVED, that the Draft Environmental Impact Statement (“DEIS”) shall be prepared and provided to the Village Board of the Village of Perry as Lead Agency within 60 days of this resolution; and be it further

RESOLVED, that the Village Clerk to the Village Board is hereby directed to file a “Positive Declaration” as follows:

- A. copies of the “Positive Declaration” shall be mailed simultaneously to those agencies and/or persons listed on **Schedule D** annexed hereto and made a part of this Resolution;

B. a copy of the "Positive Declaration" shall also be mailed to the New York State Department of Environmental Conservation, 625 Broadway, 4th Floor, Albany, New York, 12233-1750 for publication in the Environmental Notice Bulletin; and

C. copies of said "Positive Declaration" shall be filed in the Office of the Village of Perry Village Board and made available for public inspection and review.

D. a copy of said "Positive Declaration" shall also be provided to the applicant.

Ayes 3

Nays 0

	<u>Member Name:</u>	<u>Aye</u>	<u>Nay</u>	<u>Absent</u>	<u>Abstain</u>
Mayor	Rick Hauser	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee	Dariel Draper	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee	Jacque Billings	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Trustee	Eleanor Jacobs	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Trustee	Arlene Lapiana	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

INTEGRATED SYSTEMS – PROFESSIONAL SERVICE AGREEMENT

Integrated Systems provided a certificate of insurance as previously requested and the other items have been worked out.

PSA with Integrated Systems approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the PSA with Integrated Systems for 100 hours of service time at a rate of \$7,500. Motion carried with all voting aye.

YMCA SUMMER RECREATION PROGRAM

The agreement has been changed to reflect the \$5,500 contribution of the Village towards the summer recreation program.

YMCA Summer Recreation Program agreement approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the agreement with the YMCA for the summer recreation program.

WAIVER OF LATE WATER & SEWER FEES

Letters have been sent in by the ARC (253 S Main St) and James Allgyer (47 Hawthorne St) asking the Village to waive the late water and sewer fees (\$24.98 and \$11.10). Both properties have not been delinquent on their payments in the three years prior.

Waiver of late water & sewer fees approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to waive the late water & sewer fees (\$24.98 and \$11.10) as pre the policy as there have not been delinquent in the prior three years. Motion carried with all voting aye.

EVENT/FACILITY REQUEST FORMS

The Perry Firemen’s baseball and softball has submitted forms to use the field at the park for practice, the parade and the Abbott Tournament.

Perry Firemen’s baseball and softball use forms approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the facility use forms as submitted for the Perry Firemen’s baseball and softball. Motion carried with all voting aye.

An application was received for the Silver Lake Triathlon to be held on June 2nd. The public safety committee reviewed their request to have the police and fire police assist with traffic during the event as it travels through the village. The committee discussed safety concerns and they have been addressed. The fee for the event has been set for \$1,000.

Silver Lake Triathlon event approved with fee – Motion by Trustee Jacobs, seconded by Deputy Mayor Draper, to approve the Silver Lake Triathlon for June 2nd with a \$1,000 fee to be paid prior to the event along with certificates of insurance. Motion carried with all voting aye.

2019-2020 VILLAGE BUDGET

2019-2020 Tentative Budget Modifications approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the following budget modifications to the 2019-2020 Tentative Budget.

Revenues

Increase	A3001	State Aid (AIM funding)	\$30,000
Decrease	A9090	Appropriated Fund Balance	\$31,500 – now \$18,500

Expenditures

Decrease	A7310.4	Youth Programs (YMCA Agreement)	\$ 500 – now \$5,500
Decrease	A6989.4	Other Economic Opportunity	\$1,000 – now \$5,000

Motion carried with all voting aye.

2019-2020 Village Budget Adopted – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to adopt the 2019-2020 Village Budget. Motion carried with all voting aye.

PUBLIC HEARING SCHEDULED – CDBG APPLICATION

The Village plans to submit a CDBG grant application to make the upstairs at the Village Hall usable. A public hearing is required to be held prior the application. This public hearing will cover any kind of CDBG grant that we chose to apply for this year.

**RESOLUTION TO SCHEDULE A PUBLIC HEARING
TO PROVIDE INFORMATION TO THE PUBLIC ON THE COMMUNITY DEVELOPMENT
BLOCK GRANT (CDBG) PROGRAM**

Motion of Trustee Jacobs, which has been seconded by Trustee Lapiana;

WHEREAS, it is the desire of the Village of Perry to submit applications for the 2019 New York State Community Development Block Grant (CDBG) program; and

WHEREAS, the process for CDBG applications involves holding one public hearing prior to submission of any 2019 CDBG grant applications to provide residents with information about the CDBG program and to discuss community development needs and priorities; and

WHEREAS, residents are invited to attend the hearing to assist the Village in defining community development priorities.

NOW THEREFORE, BE IT RESOLVED, that the Village of Perry will hold a Public Hearing on the CDBG program at Village Hall, 46 North Main Street, Perry, NY, 14530 at 8:00 p.m. on Monday, May 20, 2019; and

BE IT FURTHER RESOLVED, that the Village Clerk publish or cause to be published a Public Hearing notice in the official newspaper of the Village of said Public Hearing.

Ayes 3

Nays 0

Motion by Deputy Mayor Draper, seconded by Trustee Jacobs, to open the public hearing at 8:00 pm for the proposed increase in sewer rates. Motion carried with all voting aye.

PUBLIC HEARING – PROPOSED INCREASE IN SEWER RATES

Administrator Jensen outlined the proposed increases in sewer rates. He explained that the increases are necessary to fund improvements at the Waste Water Treatment Facility (Sewer Plant). With new technology and regulatory requirements, our 49 year old plant has outlived its useful lifespan and requires a major overhaul. The total cost of the improvements is \$10.1 million. Phase I has been completed with the new headworks building. Without the improvements, future residential and commercial development will not be possible as our current flow levels at the plant are at capacity.

Annabelle Landowski *and Lyle Wolcott* were present to listen and learn about the increase.

Regular meeting continued.....

PUBLIC HEARING SCHEDULED FOR EQUIPMENT PURCHASE

Administrator Jensen reported that Supt. DPW Kelly is requesting the purchase of a 1.2 ton roller. Funds for this purchase would come from the equipment reserve, which requires a public hearing. This purchase was discussed during the budget process. Supt. Kelly would like to proceed with this as it would help with the paving work the Village has scheduled this summer.

Public Hearing scheduled for 1.2 ton roller purchase from equipment reserve fund -

Motion by Deputy Mayor Draper, seconded by Trustee Lapiana, to hold a public hearing on Monday, May 20, 2019 at 8:15 pm to authorize the transfer of \$15,900 from the equipment reserve fund to the general fund for the purpose of purchasing a 1.2 ton roller. Motion carried with all voting aye.

CLERK/DEPUTY TREASURER REPORT

Vouchers approved for payment – Clerk Vosburg presented the following vouchers for payment:

Vouchers # 191918 - # 192021

General Fund	\$ 83,380.57
Spec. Grant Fund	\$ 4,233.84
Water Fund	\$ 17,111.21
Sewer Fund	\$ 17,575.24
SLWC	\$ 18.60

Trust & Agency	\$ 50,287.63
Total	\$172,607.09

Trustee Jacobs has audited the vouchers. Motion by Deputy Mayor Draper, seconded by Trustee Lapiana, to approve payment of the vouchers as presented. Motion carried with all voting aye.

DEPARTMENT HEAD REPORTS

The following departments presented monthly reports:

- Department of Public Works
- Water & Sewer
- Police

Department reports approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the department reports as presented.

PUBLIC HEARING – PROPOSED INCREASE IN SEWER RATES

Ms. Landowski asked if the increase per month of \$14-\$16 is correct. Administrator Jensen replied that that is correct, for a single-family residence.

No one else from the public spoke.

Motion by Deputy Mayor Draper, seconded by Trustee Jacobs, to close the public hearing at 8:20 pm. Motion carried with all voting aye.

Trustee Reports

Trustees did not have anything to report.

Motion by Deputy Mayor Draper, seconded by Trustee Lapiana, to adjourn the meeting and enter into executive session to discuss contract negotiations at 8:20 pm. Motion carried with all voting aye.

Motion by Deputy Mayor Draper, seconded by Trustee Lapiana, to exit executive session and resume the regular meeting at 8:42 pm. Motion carried with all voting aye.

2019 Seasonal Laborers appointed – Deputy Mayor Draper appointed the following 2019 seasonal employees:

Donald Kelsey	\$ 15/hour	start date of April 22, 2019
Erika Miller	\$ 15/hour	starting immediately

Motion by Trustee Jacobs, seconded by Trustee Lapiana to approve the Deputy Mayor’s appointments. Motion carried with all voting aye.

Motion to adjourn the meeting at 8:45 pm was made by Deputy Mayor Draper, seconded by Trustee Lapiana and carried with all voting aye.

Gail I. Vosburg
 Gail I. Vosburg
 Village Clerk