

**VILLAGE OF PERRY
VILLAGE BOARD MINUTES
AUGUST 3, 2020**

A regular meeting of the Village of Perry Board of Trustees was held at the Village Hall 46 North Main Street, Perry, New York at 7:30 pm on August 3, 2020.

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

ALSO PRESENT:	Matt Horn	Acting Village Administrator
	Gail Vosburg	Village Clerk
	Jeff Drain	Interim DPW Supt. & Chief Operator

GUESTS: Lorraine Sturm

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

BOARD MEETING MINUTES

July 20, 2020 Regular Board Meeting minutes approved – Motion by Trustee Jacobs, seconded by Trustee Lapiana, to approve the minutes from the June 25, 2020 regular board meeting as presented. The motion was carried with all voting aye.

PUBLIC COMMENT

No one from the public spoke.

PRESENTATIONS

WATER & WASTEWATER PLANT IMPROVEMENT PROJECTS

WWTP PROJECT

Chief Operator Jeff Drain updated the board on the WWTF improvement project. The Village will be changing from an anaerobic digester to an aerobic digester. Final design plans were sent into the NYS DEC for their review. The Village could potentially go out to bid on the improvements in the next 45-60 days. Jeff noted that due to COVID-19, there could be a potential delay in getting some of the equipment for the plant due to manufacturers being shut down. One major impact of the upgrade is that the plant will become a grade III plant, resulting in the operators having to obtain a grade III license.

WTP IMPROVEMENTS

Chief Operator Jeff Drain reported that MRB Group has been looking the Water Plant over and obtaining data for their report on improvements at the plant and operation. Several different options are being discussed.

SCHOOL RESOURCE OFFICER AGREEMENT

The School Resource Office Agreement with Perry Central School was presented for board approval. It was initially thought that PCS could only cover for 6 hours a day, but after a budget analysis, they can fund the officer for 8 hours. It is for one year only due to budget impacts.

SRO Agreement approved for 2020-2021 school year – Motion by Trustee Draper, seconded by Trustee Lapiana, to approve the pay request #7 from Camco for the Public Beach Improvement Project in the amount of \$96,334.09. Motion was carried with all voting aye.

USDA RD LOAN APPLICATION – FIRE TRUCK

A public hearing informing the public about the Village's application for funding through the USDA RD of the used aerial fire truck is a requirement. It is recommended to be held at the next board meeting.

Public Hearing scheduled for USDA RD loan application – Motion by Mayor Hauser, seconded by Trustee Billings, to schedule a public hearing for Monday, September 27, 2020 at 8:00 pm on the Village's application for funding from USDA RD for the used aerial fire truck. Motion was carried with all voting aye.

RESOLUTION AUTHORIZING FINANCING

Administrator Horn asked the board to adopt the bond resolution for financing. This would not bind the Village to the USDA loan.

ADOPTING BOND RESOLUTION

Mayor Hauser presented the following resolution and duly moved that it be adopted and was seconded by Trustee Billings:

BOND RESOLUTION DATED AUGUST 3, 2020 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF PERRY, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE THE ACQUISITION OF A FIRE TRUCK, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of the acquisition of a fire truck authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village hereby determines and finds that the proposed action hereinafter described constitutes a "type II" action under the State Environmental Quality Review Act of the State of New York and the applicable regulations thereunder ("SEQRA") which will not result in any significant adverse environmental impacts in that the purpose consists of the purchase of equipment, and such purpose is not subject to any further environmental review under SEQRA; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF PERRY, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Perry shall undertake the acquisition of a fire truck, which may include original equipment or furnishings or apparatus required in connection therewith for such Village use (hereinafter referred to as “purpose”), and general obligation serial bonds in an aggregate principal amount not to exceed \$510,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$610,000 and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide (i) \$510,000 of such maximum cost by issuance of bonds or bond anticipation notes as herein authorized, and (ii) \$100,000 to be expended from the existing Fire Apparatus Reserve fund for such costs.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 27 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty (20) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are not issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village’s chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Perry.

Section 7. The faith and credit of the Village of Perry, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Perry together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Perry, pursuant to Section 36.00 of the Local Finance Law.

The motion having been duly seconded, it was adopted and the following votes were cast:

<u>AYES</u>	<u>NAYS</u>
Hauser	
Draper	
Billings	
Jacobs	
Lapiana	

PARK CONCESSION FOR ROCHESTER LADY LIONS SOFTBALL TOURNAMENT

The Rochester Lady Lions has requested to have a Kona Ice food truck on Friday and Saturday from 11 am – 4 pm as a fundraiser.

Kona Ice Food Truck approved for Rochester Lady Lions Tournament - Motion by Trustee Jacobs, seconded by Trustee Billings, to approve the request for a Kona Ice food truck for two days from 11 am – 4 pm as a fundraiser. Motion carried with all voting aye.

The Village Park staff will sanitize the park on Saturday and Sunday. The Perry Chalk Art Festival has a thorough plan that has been approved by the Health Department.

AUTHORIZATION FOR THE ENGAGEMENT OF HR CONSULTANT

Administrator Horn explained Dan Faberman, Wyo. Co. HR would be engaged for training to assist with DPW transitions.

Resolution Authorizing Engagement of HR Consultant approved – Motion by Trustee Jacobs, seconded by Trustee Draper, to authorize the engagement of Dan Faberman at a cost not to exceed \$3,500. Motion carried with all voting aye.

CLERK/DEPUTY TREASURER REPORT

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

Vouchers # 21308 - #21374

General Fund	\$ 158,216.36
Water Fund	\$ 21,017.14
Sewer Fund	\$ 9,300.32
Capital Projects Fund	\$ 575.75
SLWC	\$ 10.89
Trust & Agency	\$ 59,391.27

Total	\$248,511.73
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Trustee Draper has audited the vouchers. Motion by Trustee Billings, seconded by Trustee Lapiana, to approve payment of the vouchers as presented. The motion was carried with all voting aye.

Committee Reports

Administrator Horn presented a summary of the committee reports.

Park Paving Budget Increased – Motion by Trustee Billings, seconded by Trustee Lapiana, to increase the Park Paving budget line by \$10,000. Motion carried with all voting aye.

Mayor Hauser announced that there will be a Public Beach Open House on Saturday, August 29, 2020 from 2-4 pm.

Trustee Jacobs announced the Tree Board will have a pruning workshop at the Village Park on August 27, 2020 at 6:30 pm. This is a delayed celebration of Arbor Day.

Motion to enter executive session at 8:36 pm to discuss the employment of a particular person was made by Mayor Hauser. Trustee Billings seconded the motion. Motion was carried with all voting aye.

Motion by Mayor Hauser to adjourn executive session and resume the regular meeting was seconded by Trustee Draper. Motion carried with all voting aye.

Motion to adjourn the meeting at 9:25 pm was made by Trustee Draper, seconded by Trustee Billings. Motion was carried with all voting aye.

Gail I. Vosburg

Gail I. Vosburg
Village Clerk