

**VILLAGE OF PERRY
VILLAGE BOARD MINUTES
AUGUST 17, 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 17, 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

GUESTS:	Lorraine Sturm	Mark Emmerson
	Frank Bright	Bill Bark
	Joe Safford	Ron Norton
	Greg Adams	Barbara Petrie
	Bill Maurer	David Laraby

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

PUBLIC COMMENT

JOE SAFFORD – GOLF CARTS

Joe Safford, Walker Road, expressed concern over golf carts driving down Walker Road and Euclid Ave. He came before the board 2 years ago on this same matter. As they are not legal to operate on the road, he is requesting that something be done. Mayor Hauser said that he got in touch with the Police Chief about this.

FRANK BRIGHT

Frank Bright reported that many of his neighbors notified him that the dam has been non-functional for over two weeks. He said that this not the most effective way to communicate that there was problem. He said that residents are having problems not being able to get their boats from their docks. He is encouraging that there be improved communication as they don't know what is going on.

PRESENTATIONS

SILVER LAKE DAM

Administrator Horn said that our team observed a leak at the dam two weeks ago and contacted the Village Engineers. A temporary patch was put in place to stabilize the leak with the Village taking lake levels every day. The lake level is down 5-6" from last year. Gates were ordered and are being manufactured in Baltimore. A coffer dam would need to be installed to slow down the flow of water with installation of the gates to take approximately 4-5 days to install. It would take another 2-3 days for the gout to dry. The engineers estimated the project would take two weeks to complete. One contractor gave an estimate of \$94,000

for the job and another estimate is due from another contractor. Administrator Horn recommends to be split the cost equally from three funds: General Fund, Water Fund, and Sewer Fund. Each funds has reserve funds that can be used for the repairs.

Emergency Determination Affirmed for Silver Lake Control Dam

**VILLAGE OF PERRY
RESOLUTION
DETEMINATION OF EMREGENCY SITUATION AT THE
SILVER LAKE OUTLET CONTROL DAM**

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 Silver Lake Outlet Control Dam has sluice gates for flood control of Silver Lake that are in need of repair; and

WHEREAS, these malfunctioning gates impede normal operation of the dam and continued loss of water from Silver Lake that may pose a threat to public water supply and natural resources; and

WHEREAS, an Emergency Authorization for the Silver Lake Sam Sluice gates repair and Coffor Dam Placement has been received from the NYS DEC and qualifies as an "emergency action" in accordance with Section 70-0116 (Uniform Procedures: Emergency Authorization) of the Environmental Conservation Law); and

WHEREAS, the Interim Superintendent of Public Works has determined that there is an emergency situation that exists at the Silver Lake Outlet Control Dam that immediately impedes the normal operation of the dam and may pose a threat to public water supply due to continued water loss; and

WHEREAS, the Village of Perry Board of Trustees has reviewed the determination of the emergency situation; and

WHEREAS, the Village of Perry Board of Trustees, by this resolution, has affirmed the determination of the emergency situation that impedes normal operation of the dam and continued loss of water from Silver Lake that may pose a threat to public water supply and natural resources.

NOW ON MOTION OF Trustee Jacobs which has been duly seconded by Trustee Billings,

NOW, BE IT RESOLVED, that Village Board of the Village of Perry does hereby affirm the Interim Superintendent of Public Work's determination of an emergency situation at the Silver Lake Outlet Control Dam.

Aye: 5

Nay: _0_

Resolution authorizing the Mayor to allocate \$94,000 from the three funds – Motion by Trustee Billings, seconded by Trustee Draper, to authorize the Mayor to allocate up to \$94,000 from the three funds. Motion carried with all voting aye.

Board Meeting rescheduled due to Labor Day Holiday – Motion by Mayor Hauser, seconded by Trustee Draper, to reschedule the board meeting from Monday, September 7, 2020 to Tuesday, September 8, 2020 due to the Labor Day Holiday. Motion carried with all voting aye.

Public Hearings scheduled to transfer funds from reserve funds for the repair of the Silver Lake Control Dam – Motion by Mayor Hauser, seconded by Trustee Lapiana, to schedule public hearings on Tuesday, September 8, 2020 at 8:00 pm on the transfer of funds in the amount up to \$31,334 from each reserve fund, General Repair Reserve Fund to the General Fund; Water Capital Reserve Fund to the Water Fund, and the Sewer Capital Reserve Fund to the Sewer Fund for the purpose of repairing the Silver Lake Control Dam. Motion carried with all voting aye.

Motion by Mayor Hauser, seconded by Trustee Billings, to open the public hearing at 8:00 pm on the intent to file a USDA RD loan application. Motion carried with all voting aye.

PUBLIC HEAIRNG – INTENT TO FILE USDA RD LOAN APPLICATION

Administrator Horn said the Village has an aging piece of fire apparatus and have identified a piece of equipment that would replace it and enhance our fire service. It will be a combination of village funds and a loan to cover the cost of the 2010 aerial fire truck that is being purchased to replace the 1981 aerial fire truck. Mayor Hauser said the Village worked with the fire department to create a fire apparatus reserve fund.

Meeting resumed.

PARK USE FORMS

Perry Fire Department Baseball League approved – Motion by Mayor Hauser, seconded by Trustee Lapiana, to approve the Perry Fire Department Baseball League's use of the fields on Tuesdays and Thursdays, from August 11th to September 14th. Motion carried with all voting aye.

Rochester Lady Lions are looking to use the village park on September 19th for games with two teams (all of the other dates requested have been withdrawn).

Rochester Lady Lions use of fields on September 19th approved – Motion by Trustee Billings, seconded by Trustee Jacobs, to approve the Rochester Lady Lions request to use the fields on September 19th with only two teams. Motion carried with all voting aye.

PERRY PUBLIC BEACH IMPROVEMENT PROJECT

MKS Plumbing Pay Application #4 approved – Motion by Trustee Billings, seconded by Trustee Lapiana, to approve the pay request #4 from MKS Plumbing for the Public Beach Improvement Project in the amount of \$11,305.00. Motion was carried with all voting aye.

BUDGET MODIFICATIONS

Administrator Horn said with the estimate for the repairs on the dam and COVID-19 issues, revenue funds most at risk are any that come from the state (i.e. state aid, CHIPS, etc.). The Governor has announced that he will withhold 20% of state aid to municipalities unless the state received money from the federal government. Administrator Horn is asking that the Village make no other large single purchase at this time due some loss of Village revenue.

PERRY LADIES AUXILIARY REQUEST

Perry Ladies Auxiliary Request to use park approved - Motion by Trustee Lapiana, seconded by Trustee Jacobs, to approve the request by the Perry Ladies Auxiliary to use the Village park for parking cars during their craft show August 29th & 30th. Motion carried with all voting aye.

CLERK/DEPUTY TREASURER REPORT

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

Vouchers # 21375 - #21496

General Fund	\$ 85,631.57
Spec. Grant Funds	\$ 5,912.13
Water Fund	\$ 23,695.91
Sewer Fund	\$ 12,890.91
Capital Projects Fund	\$ 12,604.60
SLWC	\$ 9,306.62
Trust & Agency	\$ 60,228.75
 Total	 \$ 221,270.49

Trustee Draper has audited the vouchers. Motion by Trustee Jacobs, seconded by Trustee Billings, to approve payment of the vouchers as presented. The motion was carried with all voting aye.

Arrangements have been made for Officer Masci’s trip to Florida for training with the therapy dog and to bring the bock back to Perry.

Online water & sewer payments are now being accepted at the office and on the Village’s website.

Department Reports

Department reports reviewed:

- Police Department
- Water & Sewer
- DPW

Administrator Horn reported that he met with Acting Supt. Jeff Drain to discuss final paving options at the Village Park. Along the inside, tapered asphalt will be places due to safety concerns. On the outside of the park road, compact millings will be used. Tapered down asphalt will be explored to use at the tennis courts. The cross-over road will be barricaded off. The Town of Perry and Highway Supt. Mike Post have been great assisting the Village.

Motion by Mayor Hauser, seconded by Trustee Draper, to close the public hearing at 8:35 pm. Motion carried with all voting aye.

Trustee Reports

Trustee Billings said the Fire Committee met and discussed the following:

Security doors, MRB out to look at the building, possession of the fire truck will be October 1st.

The Public Beach Open House will be August 29, 2020 from 2-4 pm. Information will be available on the Silver Lake Trail.

Trustee Lapiana asked about the Clair house on St. Helena Street. Mayor Hauser said that they are looking at all avenues to secure the house and public interest due the fire several years ago. The Village requested that the County condemn the house. Costs for demolition of the house were discussed.

Trustee Jacobs reported that there will be an emergency meeting of the Silver Lake Watershed Commission on Monday, August 24th to discuss the dam.

Motion to enter executive session at 8:43 pm to discuss the employment of a particular person was made by Mayor Hauser. Trustee Draper 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 was made by Trustee Draper, seconded by Trustee Lapiana. Motion was carried with all voting aye.

Gail I. Vosburg

Gail I. Vosburg
Village Clerk