

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING MINUTES  
FEBRUARY 22, 2022**

A 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 22<sup>nd</sup> day of February 2022.

PRESENT:                 Rick Hauser                 Mayor  
                              Arlene Lapiana             Trustee  
                              Ernie Lawrence             Trustee

ALSO PRESENT:         Samantha Pierce            Administrator  
                              Christina Slusser          Village Clerk

ABSENT:                 Dariel Draper             Trustee  
                              Jacquie Billings          Trustee

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

**PRESENTATIONS & BOARD ACTIONS**

MINUTES

Motion to approve the minutes from the last board meeting on February 7, 2022 was made by Trustee Lawrence, seconded by Trustee Lapiana, and carried with all voting aye.

**RESOLUTION ACCEPTING RESIGNATION OF PART-TIME POLICE OFFICER, CRYSTAL ERRINGTON**

**WHEREAS**, Mrs. Crystal Errington has tendered her resignation from the part-time position of Police Officer effective February 10, 2022; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board hereby accepts the resignation of Mrs. Errington and wishes her well with future endeavors.

**RESOLUTION SETTING A PUBLIC HEARING ON A LOCAL LAW TO OVERRIDE THE TAX LEVY LIMIT**

**WHEREAS**, the Village Board of the Village of Perry is considering a Local Law that would override the tax levy limit established in General Municipal Law 3-c; and Page 4 of 12; and

**WHEREAS**, the Village Board would like to hear from residents about the proposed Local Law; and

**NOW THEREFORE BE IT RESOLVED**, the Village Board of the Village of Perry hereby establishes a public hearing for the proposed Local Law to be held on March 7, 2021 at 8:00 pm at the Perry Village Hall located at 46 North Main Street Perry, NY 14530; and

**BE IT FINALLY RESOLVED**, the Village Clerk is directed to provide notice of said public hearing.

**RESOLUTION APPROVING PAYMENT #7 FOR VILLAGE HALL PROJECT**

**WHEREAS**, the Village Administrator has received pay app #7 from the contractor for the Village Hall Project; and

**WHEREAS**, pay app #7 was received from the Picone Construction Corporation in the amount of \$56,748.25; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the following payment for Pay App #7 and directs the Village Clerk to submit a voucher for payment:

Picone Construction Corporation	\$56,748.25; and
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**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby authorizes the Mayor to execute the payment certification.

**RESOLUTION AUTHORIZING CREATION OF BANK ACCOUNT THROUGH M&T BANK AND AUTHORIZED SIGNERS**

**WHEREAS**, the Village of Perry is required to set up a separate local account for the Community Development Block Grant (CDBG) for the Stormwater Improvement Project 897PR105-21; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby authorizes the creation of a new bank account through M&T Bank for the CDBG Stormwater Improvement Project and authorizes the following signers: Christina Slusser – Village Clerk, Rick Hauser – Mayor, and Darrel Draper – Deputy Mayor.

Administrator Pierce is listed to request funds and therefore cannot also sign for them.

**RESOLUTION APPROVING PAYMENT FOR WASTEWATER TREATMENT PLANT PROJECT**

**WHEREAS**, the Village Clerk has received pay app #9 from the general contractor, Crane-Hogan Structural Systems, Inc., for the waste water treatment plant project in the amount of \$449,245.50; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the following payments for the wastewater treatment plant project and directs the Village Clerk to submit vouchers for payment:

Crane-Hogan Structural Systems, Inc.

\$449,245.50

**RESOLUTION APPROVING PROPOSAL FROM LABELLA ASSOCIATES FOR GRANT  
ADMINISTRATION SERVICES FOR THE CDBG STORMWATER PROJECT**

**WHEREAS**, LaBella Associates has provided a proposal for grant administration for the CDBG Stormwater Project; and

**WHEREAS**, the total estimated cost is not to exceed \$23,500; and

**WHEREAS**, the project budget for administration is \$25,000; and

**NOW THEREFORE BE IT RESOLVED**, that the Village Board of Trustees hereby approves the proposal from LaBella Associates in an amount not to exceed \$23,500.00.

**RESOLUTION AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE  
100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A  
TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE**

**WHEREAS**, a Project for the Village of Perry Silver Lake Trail Phase 1, P.I.N. 4761.26 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the Village of Perry desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Silver Lake Trail Phase 1; and

**NOW, THEREFORE**, the Village Board, duly convened does hereby

**RESOLVED**, that the Village Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Village Board hereby authorizes the Village of Perry to pay in the first instance 100% of the federal and non-federal share of the cost of the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$51,370.00 is hereby appropriated from General Unallocated Fund Balance and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Village of Perry shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Mayor of the Village of Perry be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Perry with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project and it is further

**RESOLVED**, this Resolution shall take effect immediately.

#### **RESOLUTION APPROVING BUDGET TRANSFER FOR POLICE VEHICLE EQUIPMENT**

**WHEREAS**, the Village Administrator is recommending purchasing the new police vehicle out of the 2021-2022 including the equipment instead of financing over three years; and

**WHEREAS**, the Village Administrator is recommending the following budget transfer to pay for the expenses related to the vehicle equipment:

DEBIT:	A9040.8 Workers Comp	\$11,683.00
CREDIT:	A3120.2 Police Equipment	\$11,683.00

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby authorizes the Village Administrator to make the budget transfer to the 2021-2022 Village budget.

Given the issues experienced with M&T financing, vehicles may be paid for outright next time.

#### **RESOLUTION FOR STANDARD WORKDAY AND REPORTING FOR ELECTED AND APPOINTED OFFICIALS**

**BE IT RESOLVED**, that the Village of Perry hereby established the standard workday of six as found on form RS 2417-A for Trustee Lapiana and will report this official to the

New York State and Local Retirement based on their record of activity result of 0.95. The Village Clerk will appropriately post the Resolution for at least 30 days.

**RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE NEW YORK STATE COMMUNITY DEVELOPMENT BLOCK GRANT AGREEMENT**

**WHEREAS**, the Village of Perry applied for New York State Community Development Block (CDBG) Grant funds for a stormwater drainage improvement project; and

**WHEREAS**, the Village of Perry has been awarded a maximum amount of New York State CDBG funds of \$672,500.00; and

**NOW, THEREFORE BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby authorizes the Mayor to execute the New York State Community Development Block Grant Agreement.

Trustee Lawrence made a motion to approve the packet of resolutions detailed listed above which was seconded by Trustee Lapiana and carried with all voting aye.

**2022-2023 DRAFT BUDGET**

Administrator Pierce made some adjustments to the draft budget based on the last meeting's conversations. The board will plan to decide on uses for the first half (\$178,871.31) of ARPA funds received then later decide on the second half. Ideas include the footbridge project, fingerprint scanner for the police department, air packs for the fire department, a gator or golf cart for the park, and paving or sidewalks to use up the rest.

The current surplus in the draft budget is \$46,050. The board discussed the Police Department's desire for another full-time police officer. More full time officers are better for morale and retention in the department but also sets the precedent for the position. It is a huge increase and raises written in the contract must be considered. Questions arose about why two officers are on at night and if some night shift duties could be turned over to the county to avoid paying for the double shift. If a change to the double shift is considered, this would open union negotiations. Additional questions came about on scheduling, the county's involvement, and how often Perry is called to assist in other areas.

Regarding new crossing signs for the intersection at Olin Ave and Main Street, there are mixed thoughts on safety vs. convenience. There would also be a teaching aspect to it.

In the department of economic development, Letchworth Gateway Villages recently lost its director and needs some refocusing.

Chief Laraby added a new budget request of \$3,000 for a fast rescue board. It is like a modified backboard that can be used during rope and water rescue. The department does not currently have one.

Mayor Hauser made a motion to schedule a Special Budget Meeting next Monday, February 28<sup>th</sup> at 7:00 pm. The motion was seconded by Trustee Lapiana and carried with all voting aye. The village clerk will advertise the special meeting.

### **CLERK/DEPUTY TREASURER REPORT**

FY 2021-2022

Abstract #18

Vouchers #1354 - 1447

General Fund	\$ 76,320.65
Special Grant Fund	-
Water Fund	\$ 5,665.66
Sewer Fund	\$ 11,642.24
Capital Projects Fund	\$ 3,966.75
Capital Project - Sewer Improvements	\$ 469,463.77
Trust & Agency	\$ 482.56
Silver Lake Watershed Commission	\$ 64.50
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Total	\$ 567,606.13

Trustee Lawrence audited vouchers. Trustee Lapiana made a motion for payment of vouchers included in abstract 18 in the amount of \$567,606.13 which was seconded by Trustee Lawrence and carried with all voting aye. Updated financial reports were also presented. Benchmarking for streetlights will be reviewed now that they have been changed over to LEDs.

### **DEPARTMENT REPORTS**

Monthly reports for the following departments were reviewed: Police, Water Treatment Plant, Wastewater Treatment Plant, DPW, and Parks.

At the last meeting, it was reported that 100,000 gallons of water per day is being lost. The problem area has been identified at Lincoln Ave. Water tower levels increased a couple of feet and are still at a comfortable level.

### **TRUSTEE REPORTS**

An update was received on the footbridge project. The county might not be able to do their work by the fall. It was expected to be done this spring. Village staff is going to clear some trees to be ready for the county's part of the work. The footbridge needs to be completed for the grant, not the boardwalk. The board could consider bidding out the job instead of waiting on county assistance.

Trustee Lawrence informed the board that the Silver Lake Trail sign committee met to discuss size and locations for signs. There is a concern about a lean-to in Memorial Park that it could look too rustic for the area.

The Fire Committee discussed the water rescue training held by the Fire Department each year. The training is usually held at the state launch but this poses a problem because a section of ice needs to be opened up which could be a danger to ice fishermen. The department would like to move the training to the pond at the Village Park. Some snow would need to be cleared and the outer loop would be closed for one day. Motion to approve the use of the pond at the Village Park for water rescue training with the use of safety measures, tentatively scheduled for March 5<sup>th</sup>, was made by Mayor Hauser, seconded by Trustee Lapiana, and carried with all voting aye.

The Fire Department needs a place along the outlet to fill tanks. Their main place, the dry pump station, was just beyond the dam. A new site needs to be identified which requires DEC approval and needs to be reported so other responding units know where to go.

With there being no further business and nothing for executive session, motion to adjourn was made by Trustee Lapiana, seconded by Trustee Lawrence, and carried with all voting aye at 8:51 pm.

Respectfully submitted,  
Christina Slusser, Village Clerk