

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING MINUTES  
MARCH 21, 2022**

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 21<sup>st</sup> day of March 2022.

PRESENT:	Rick Hauser	Mayor
	Dariel Draper	Trustee
	Ernie Lawrence	Trustee

ALSO PRESENT:	Samantha Pierce	Administrator
	Christina Slusser	Village Clerk

GUESTS:	Lorraine Sturm	Perry Herald
	Christina Owens	LaBella Associates

GUESTS PRESENT FOR PUBLIC HEARING:	LaLuce Mitchell	Flynn Battaglia Architects (via Zoom)
	Abe Hauser	
	Sol Hauser	

ABSENT:	Jacquie Billings	Trustee
	Arlene Lapiana	Trustee

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

**PRESENTATIONS & BOARD ACTIONS**

Mayor Hauser extended gratitude to the Village Administrator and Village Clerk for being deeply involved in preparing materials for the budget. In the last 10 years, tax rates have held steady or lowered where surrounding areas have needed to raise tax rates over the same time period. Mayor Hauser wrote about how this has been accomplished in the latest published Mayor's Column.

**TENTATIVE BUDGET**

Administrator Pierce presented a summary of the tentative budget for the 2022-2023 fiscal year. The tentative budget is not tax cap compliant by \$32,000, even with a flat tax rate, due to an increase in assessed property values. The tax cap is based on the tax levy, not the tax rate. It has been a challenge battling increasing costs, especially with big projects in the tentative budget: paving, sidewalk repairs, storm drainage repairs including match, Village Hall upgrades, etc. ARPA funding was received so some taxpayer dollars will be saved on projects.

Major projects for the water fund include installation of a new water main on Watkins Ave as part of the storm drainage and paving project, a new GAC filter, and state mandated lead and copper line study. The sewer fund will fund major projects of pump upgrades, WWTP facility upgrades, equipment purchases, and debt service payments. The final budget is scheduled for adoption on April 18<sup>th</sup> where changes are still able to be made prior to the budget adoption.

**MINUTES**

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

**RESOLUTION ACKNOWLEDGING RECEIPT OF THE 2022-2023 TENTATIVE BUDGET AND SETTING A PUBLIC HEARING**

**WHEREAS**, the tentative budget of the Village of Perry for the fiscal year 2022-2023 is available for viewing in the Village Clerk’s Office; and

**WHEREAS**, it is understood that the 2022-2023 tentative budget is not tax cap compliant; and

**WHEREAS**, the Village Board has held Budget Workshops on February 7, 2022, February 15, 2022, February 22, 2022 and February 28, 2022; and

**NOW, THEREFORE BE IT RESOLVED**, the Village Board of the Village of Perry does hereby acknowledge receipt of the tentative budget by the Village Administrator; and

**BE IT FURTHER RESOLVED**, the Village Board of Perry does hereby establish a public hearing to be held on the tentative budget on Monday, April 4, 2022, at 8:00pm to receive comments and questions from the public; and

**BE IT FURTHER RESOLVED**; the following are the proposed 2022-2023 salaries of the Elected Village Officials of the Village of Perry:

Mayor	\$4,800.00
Village Board member(s)	\$2,900.00
Village Justice	\$15,235.00

**BE IT FINALLY RESOLVED**; the Village Board of the Village of Perry hereby directs the Village Clerk to post and provide notice of said public hearing.

Motion to approve the resolution setting the public hearing for the tentative budget was made by Trustee Draper, seconded by Trustee Lawrence, and carried with all voting aye.

**RESOLUTION APPROVING ANNUAL SOFTWARE SUPPORT CONTRACT AND QUICKPAY SOFTWARE CONTRACT WITH WILLIAMSON LAW BOOK COMPANY**

**WHEREAS**, the Village of Perry uses Williamson Law Book Company for our Water and Sewer Billing Software and QuickPay Software; and

**WHEREAS**, both agreements are annual from April 1, 2022 until March 31, 2023; and

**WHEREAS**, the annual cost of the Water/Sewer Billing Software is \$1,315.00; and

**WHEREAS**, the annual cost of the Water/Sewer Email Billing with Water QuickPay Software is \$660.00; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees does hereby approve the annual water and sewer billing software contract in the amount of \$1,315.00 and the QuickPay software contract in the amount of \$660.00 from April 1, 2022 until March 31, 2023.

Motion to approve the resolution above was made by Trustee Draper, seconded by Trustee Lawrence, and carried with all voting aye.

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

**WHEREAS**, the Village Clerk has received pay app #10 from the general contractor, Crane-Hogan Structural Systems, Inc., for the waste water treatment plant project in the amount of \$169,543.65; and

**WHEREAS**, the Village Clerk has received pay app #5 from the electrical contractor, M.W. Controls Service, Inc. for the waste water treatment plant project in the amount of \$7,833.95; 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.	\$169,543.65
M.W. Controls Service, Inc.	\$7,833.95

Motion to approve the resolution for payments for the wastewater treatment plant project was made by Trustee Lawrence, seconded by Trustee Draper, and carried with all voting aye.

**Village of Perry**  
**CDBG Project No. 897PR105-21**  
**(Perry Storm Drainage Improvement Project)**  
**Certifying Officer Resolution**

At a meeting of the Village Board of the Village of Perry held on the 21<sup>st</sup> day of March 2022, at the Village Hall in said Village, Trustee Draper moved the adoption of the following resolution; Trustee Lawrence seconded the motion:

RESOLVED, that in accordance with the National Environmental Policy Act of 1069 (NEPA) and the related authorities listed at 24 CFP Part 58, the Village Board of the Village of Perry announces its intent to conduct an environmental review of a project to construct new storm sewers in the Hawthorne-Watkins-Benedict-Olin neighborhood to replace the existing deteriorated storm sewers and replacement of the storm laterals and catch basins in the area; and

FURTHER RESOLVED, that the Village Board designates Frederic Hauser, Mayor, as the Certifying Officer, responsible for all activities associated with the environmental review process to be completed in conjunction with the NYS CDBG project number 897PR105-21.

Upon being put to a vote, the resolution was adopted unanimously.

STATE OF NEW YORK:  
COUNTY OF WYOMING:       ss:  
VILLAGE OF PERRY:

I, Christina Slusser, Village Clerk, Village of Perry, County of Wyoming and State of New York, DO HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by the Village Board of the Village of Perry on the 21<sup>st</sup> day of March, 2022, with the original now on file in my office, and the same is a correct and true copy of said resolution and of the whole thereof.

**VILLAGE OF PERRY**  
**RESOLUTION**  
Adopted March 21, 2022

The Village Board of the Village of Perry met at a regular Village Board Meeting at the Village Offices of the Village of Perry located at 46 North Main Street, Perry, New York on the 21<sup>st</sup> day of March 2022, commencing at 7:30 p.m. at which time and place the following members were:

<u>Present:</u>	Mayor	Rick Hauser
	Trustee	Dariel Draper
	Trustee	Ernie Lawrence

Absent:

Trustee

Jacquie Billings

Trustee

Arlene Lapiana

**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**, DiMatteo & Roach Attorneys at Law have served as Prosecutor for the Village of Perry for many years, specifically Attorney David M. DiMatteo and Attorney David M. Roach; and

**WHEREAS**, the Village Board of the Village of Perry wish to continue to have David M. DiMatteo, and David M. Roach serve as the Village Prosecutors for the Village of Perry; and

**WHEREAS**, the Law Office has added a new Attorney to their Staff, Elijah H. McWhinney, and the Village Board of the Village of Perry wishes to approve his appointment as Prosecutor also on behalf of DiMatteo & Roach Attorneys at Law and the Village of Perry; and

**WHEREAS**, David M. DiMatteo and David M. Roach have assured the Board that they are confident in the abilities and skills of Elijah H. McWhinney to serve as Prosecutor on behalf of DiMatteo & Roach Attorneys at Law and the Village of Perry; and

**WHEREAS**, that the Village Board of the Village of Perry feels it to be in best interests of the Village of Perry to continue the appointments of David M. DiMatteo, and David M. Roach, and approve the appointment of Elijah H. McWhinney as prosecutors on behalf of DiMatteo & Roach Attorneys at Law and the Village; and

**NOW ON MOTION OF** Trustee Draper, which has been duly seconded by Trustee Lawrence, therefore, be it

**RESOLVED**, that the Village Board of the Village of Perry feels it to be in the best interests of the Village of Perry to continue the appointments of David M. DiMatteo and David M. Roach, and approve the appointment of Elijah H. McWhinney as prosecutors on behalf of DiMatteo & Roach Attorneys at Law and the Village of Perry.

#### **RESOLUTION CALLING FOR AN INCREASE IN AIM FUNDING**

**WHEREAS**, AIM funding plays a pivotal role in funding essential municipal services such as water, sewer, public works, police, fire and ambulance for cities and villages across New York State; and

**WHEREAS**, the State has not increased AIM funding in 13 years; and

**WHEREAS**, inflation has eroded AIM funding by roughly 29% over that time period; and

**WHEREAS**, the New York State Conference of Mayors and nearly 400 of its members have signed onto a letter to the Governor requesting an inflationary increase of \$210 million in AIM funding; and

**WHEREAS**, the Governor's Executive Budget proposed keeping AIM funding flat; and

**WHEREAS**, the New York State Senate and Assembly have included increases of \$210 million and \$150 million, respectively, to AIM funding in their one-house budgets; and

**WHEREAS**, an increase in AIM funding would reduce the local tax burden and help revitalize communities across New York; and

**NOW THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees urges Governor Hochul to work with the leaders of the Senate and Assembly and increase AIM funding in the 2022-23 adopted State Budget.

Motion to approve the resolution urging the Governor to increase AIM funding was made by Trustee Lawrence, seconded by Trustee Draper, and carried with all voting aye. A certified resolution will be sent to Governor Hochul.

#### **RESOLUTION APPOINTING PART-TIME POLICE OFFICER, MATTHEW CROSS**

**WHEREAS**, Chief Grover has determined the need for an additional part-time Police Officer; and

**WHEREAS**, Chief Grover is requesting the hiring of Mr. Matthew Cross as a Part-Time Police Officer; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board of Trustees hereby approves the hiring of Mr. Matthew Cross as a part-time Police Officer with a starting hourly rate of \$22.76 pending Wyoming County Civil Service approval and satisfactory background checks.

Motion was made by Trustee Lawrence, seconded by Trustee Draper, and carried with all voting aye approving the resolution above to hire Mathew Cross.

#### **PUBLIC HEARING TO PROVIDE INPUT ON THE EFFECTIVENESS OF THE ADMINISTRATION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM**

At 9:00 pm the public hearing was opened. LaLuce Mitchell of Flynn Battaglia Architects was present via Zoom. This is the second public hearing for the Village Hall ADA compliance construction. The purpose is to get input, ask questions, and voice concerns. The Village received \$300,000 in CDBG funds for the project and has contributed the portion needed for grant funding. Christina of LaBella stated that the Village has met its obligations for the grant.

Abe Hauser and Sol Hauser showed for the public hearing to present their idea, all in good fun, of a “Coolavator” which is an elevator that rides on rails up and down Main Street.

**RESOLUTION AUTHORIZING CHANGE ORDER NO. GC-01 AND EC-01 FOR THE WASTEWATER TREATMENT PLANT PROJECT**

**WHEREAS**, the Village of Perry applied for and was awarded the Water Quality Improvement Project Program grant in December 2021 to install ultraviolet effluent disinfection at the village’s wastewater treatment plant; and

**WHEREAS**, the grant will cover 80% of the project up to one million dollars and the Village match of 20% can be funded through the current project’s contingency; and

**WHEREAS**, MRB has presented Change Order No. GC-01 for the general contractor, Crane-Hogan Structural Systems, in the amount of \$549,511.74; and

**WHEREAS**, MRB has presented Change Order No. EC-01 for the electrical contractor, M.W. Controls Service, Inc., in the amount of \$29,700.00; and

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby approves Change Order No. GC-01 in the amount of \$549,511.74 and Change Order No. EC-01 in the amount of \$29,700.00 and authorizes the Mayor to execute the change order documents.

The Village applied for, and was awarded, a UV disinfection grant for the WWTP project. The grant will fund 80% of project costs where the match can be covered by left over contingency. UV disinfection will extend the project timeline so there may be an additional resolution for a time extension. It is unlikely that there will be any major unforeseen items that will affect contingency.

Trustee Draper made a motion to approve the resolution approving change orders for the WWTP project which was seconded by Trustee Lawrence and carried with all voting aye.

**CLERK/DEPUTY TREASURER REPORT**

FY 2021-2022

Abstract #20

Vouchers #1526 - 1591

General Fund	\$ 20,053.44
Special Grant Fund	\$ -

Water Fund	\$ 9,353.36
Sewer Fund	\$ 12,293.12
Capital Projects Fund	\$ 178,362.22
Trust & Agency	\$ -
Silver Lake Watershed Commission	\$ 37.99
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Total	\$ 220,100.13

Vouchers were audited by Trustee Draper. Trustee Lawrence made a motion to approve the clerk report and payments in the amount of \$220,100.13 which was seconded by Trustee Draper and carried with all voting aye.

**DEPARTMENT REPORTS**

Police, WTP, WWTP, DPW, and Parks reports were reviewed. There was a question on the number of felonies vs. misdemeanors from January to February which can be clarified in Police Committee.

**TRUSTEE REPORTS**

The trustees had nothing to report.

With no further business and no executive session needed, motion to adjourn was made by Trustee Draper at 8:22pm which was seconded by Trustee Lawrence and carried with all voting aye.

Respectfully submitted,  
Christina Slusser, Village Clerk