

**VILLAGE OF PERRY
VILLAGE BOARD MEETING MINUTES
APRIL 18, 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 18th day of April 2022.

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| PRESENT: | Rick Hauser | Mayor |
| | Jacquie Billings | Trustee |
| | Arlene Lapiana | Trustee |
| | Ernie Lawrence | Trustee |

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| ALSO PRESENT: | Samantha Pierce | Administrator |
| | Christina Slusser | Village Clerk |

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| GUESTS: | Lorraine Sturm | Perry Herald |
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| ABSENT: | Dariel Draper | Trustee |
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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 regular board meeting on April 4, 2022 was made by Trustee Billings, seconded by Trustee Lapiana, and carried with all voting aye.

**VILLAGE OF PERRY RESOLUTION TO SCHEDULE A PUBLIC HEARING
REGARDING INCREASES IN QUARTERLY BASE RATES AND USAGE RATE PER 1,000 GALLONS**

Adopted: April 18, 2022

The Village Board of the Village of Perry met at a regular board meeting at the Village Hall of the Village of Perry, on the 18th day of April 2022, commencing at 7:30 p.m. and the following members were:

| | | |
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| Present: | Mayor | Rick Hauser |
| | Trustee | Jacquie Billings |
| | Trustee | Arlene Lapiana |
| | Trustee | Ernie Lawrence |
| Absent: | Trustee | Dariel Draper |

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, for public health and safety benefit, the Village of Perry is planning to undergo significant wastewater treatment plant upgrades with an estimated cost of \$13,200,000.00; and

WHEREAS, relative to the significant wastewater treatment plant upgrades, the Village Board of the Village of Perry wishes to increase their current quarterly base rate of \$60.00 (for Village residents) by \$4.50 effective June 1st of 2022 and \$4.50 effective June 1st of 2023; and

WHEREAS, relative to the significant wastewater treatment plant upgrades, the Village Board of the Village of Perry wishes to increase their current usage rate per 1,000 gallons of \$7.30 (for Village residents) by \$0.55 effective June 1st of 2022 and \$0.55 effective June 1st of 2023; and

WHEREAS, the Village of Perry wishes to increase the current quarterly base rate for Out of District Users of \$75.00 by \$5.75 effective June 1st of 2022 and \$5.50 effective June 1st of 2023; and

WHEREAS, the Village of Perry wishes to increase the current usage rate per 1,000 gallons for Out of District Users of \$9.00 by \$0.80 effective June 1st of 2022 and \$0.70 effective June 1st of 2023; and

WHEREAS, the proposed quarterly base rates and usage rate per 1,000 gallons for both Village residents and out of district users are as follows:

Proposed Rates for Village Residents

| <u>Year</u> | <u>Quarterly Base Rate</u> | <u>Usage Rate per 1,000 gallons</u> |
|--------------|----------------------------|-------------------------------------|
| June 1, 2022 | \$64.50 | \$7.85 |
| June 1, 2023 | \$69.00 | \$8.40 |

Proposed Rates for Out of District Users

| <u>Year</u> | <u>Quarterly Base Rate</u> | <u>Usage Rate per 1,000 gallons</u> |
|--------------|----------------------------|-------------------------------------|
| June 1, 2022 | \$80.75 | \$9.80 |
| June 1, 2023 | \$86.25 | \$10.50 |

WHEREAS, the Village Board of the Village of Perry believes it to be in the best interest of the Village of Perry to hold a public hearing to consider the proposed quarterly base rate and usage rate per 1,000 gallons increases and usage.

NOW ON MOTION OF Trustee Billings which has been duly seconded by Trustee Lapiana, now therefore, be it

RESOLVED, that Village Board of the Village of Perry will hold a public hearing on the proposed quarterly base rate and usage rate per 1,000 gallons increases on the 2nd day of May, 2022 at 8:00 p.m., at which time all interested parties and citizens for or against the proposed local law will be heard.

RESOLUTION ADOPTING THE 2022-2023 FISCAL YEAR VILLAGE OF PERRY OPERATING BUDGET

WHEREAS, the Village of Perry Board of Trustees held a public hearing on April 4, 2022 at 8:00pm on the tentative budget including the Village’s general, water and sewer funds, and elected officials salaries; and

WHEREAS, the 2022-2023 fiscal year budget with a total amount of \$4,569,576 is not tax cap compliant with no increase to the tax rate from the 2021-2022 fiscal year; and

WHEREAS, the Village of Perry Board of Trustees held a public hearing on March 7, 2022 at 8:00pm on the local law to override the tax cap and adopted the resolution; and

BE IT RESOLVED, that the Tentative budget is hereby adopted and approved by the Village of Perry Board of Trustees and is hereby established as the annual budget for the Village of Perry for the 2022-2023 fiscal year; and

BE IT FURTHER RESOLVED, that the Village Administrator and Village Clerk shall prepare and certify the 2022-2023 budget as provided by law, and duplicate copies of the 2022-2023 adopted budget shall be given to the Mayor, the Village Board, Village Department Heads and submitted to the New York State Office of the Comptroller.

Trustee Lapiana made a motion to adopt the 2022-2023 fiscal year Village of Perry operating budget which was 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 #11 from the general contractor, Crane-Hogan Structural Systems, Inc., for the waste water treatment plant project in the amount of \$465,328.92; and

WHEREAS, the Village Clerk has received pay app #6 from the electrical contractor, M.W. Controls Service, Inc. for the waste water treatment plant project in the amount of \$9,070.72 and

WHEREAS, the Village Clerk has received pay app #4 from the HVAC contractor, John W. Danforth Company for the waste water treatment plant project in the amount of \$8,512.00; 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. | \$465,328.92 |
| M.W. Controls Service, Inc. | \$9,070.72 |
| John W. Danforth Company | \$8,512.00 |

Motion to adopt the resolution approving the above payment for the Wastewater Treatment Plant project was made by Trustee Billings, seconded by Trustee Lapiana, and carried unanimously.

RESOLUTION APPROVING PAYMENT #9 FOR VILLAGE HALL PROJECT

WHEREAS, the Village Administrator has received pay app #9 from the contractor for the Village Hall Project; and

WHEREAS, pay app #9 was received from the Picone Construction Corporation in the amount of \$29,464.73; and

BE IT RESOLVED, that the Perry Village Board of Trustees hereby approves the following payment for Pay App #9 and directs the Village Clerk to submit a voucher for payment:

| | |
|---------------------------------|------------------|
| Picone Construction Corporation | \$29,464.73; and |
|---------------------------------|------------------|

BE IT RESOLVED, that the Perry Village Board of Trustees hereby authorizes the Mayor to execute the payment certification.

Motion to adopt the resolution approving payment #9 for the Village Hall project was made by Trustee Lapiana, seconded by Trustee Billings, and carried unanimously.

RESOLUTION APPROVING THE WYOMING COUNTY YMCA SUMMER RECREATION PROGRAM PROPOSAL

WHEREAS, the Parks Committee has reviewed the YMCA proposal for the summer recreation program and have noted no significant changes from the prior year; and

WHEREAS, the Parks Committee is recommending partnering with the Wyoming County YMCA for the summer recreation program; and

BE IT RESOLVED, that the Village of Perry Board of Trustees hereby approves the service proposal from the Wyoming County YMCA for the Village of Perry Summer Recreation Program and approves the one-time payment of \$5,500 for the 2022 program; and

BE IT FURTHER RESOLVED, that the Village of Perry Board of Trustees hereby authorizes the Mayor to execute the proposal.

Trustee Lawrence made a motion to approve the proposal for the YMCA summer recreation program which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION AUTHORIZING BUDGET TRANSFERS TO THE 2021-2022 VILLAGE BUDGET

WHEREAS, the Village Administrator is proposing the following Budget Transfers to correct overspent accounts and planned expenditures for the 2021-2022 fiscal year:

| | | |
|-----------|--|------------|
| Increase: | G8130.2 (Sewage Treatment Plant-Equipment) | \$5,000.00 |
| Decrease: | G8130.4 (Sewage Treatment Plant-Contractual) | |
| | \$5,000.00 | |

BE IT RESOLVED, that the Village of Perry Board of Trustees hereby authorizes the Village Administrator to make the above budget transfers for the 2021-2022 fiscal year; and

BE IT RESOLVED, that the Village Clerk shall provide a copy of this resolution to the Village Administrator.

Trustee Billings made a motion authorizing the above budget transfers which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION AUTHORIZING DENTAL AND VISION INSURANCE PLANS FOR THE 2022-2023 RENEWAL CYCLE

WHEREAS, the Village of Perry currently offers employees with dental and vision insurance through CSEA Employee Benefit Fund; and

WHEREAS, the Village Administrator is recommending to continue with the current plans: Equinox Dental Plan and Platinum 12 Vision Plan at the current employee contribution rates per the employee handbook and union agreements; and

NOW, THEREFORE BE IT RESOLVED, that the Perry Village Board of Trustees hereby approves the recommendation to continue offering the Equinox Dental Plan and Platinum 12 Vision Plan for the 2022-2023 renewal year; and

BE IT FURTHER RESOLVED, the Perry Village Board directs the Village Administrator to execute any and all documents relative to the dental and vision insurance services for the upcoming plan year.

Trustee Lapiana made a motion to authorize the dental and vision insurance plans for the 2022-2023 renewal cycle. Trustee Lawrence seconded the motion and it was approved unanimously.

RESOLUTION APPROVING PROPOSAL FROM WILSON ENVIRONMENTAL TECHNOLOGIES, INC. FOR ENVIRONMENTAL SERVICES IN RELATION TO THE FOOTBRIDGE/BOARDWALK PROJECT

WHEREAS, a wetland delineation and endangered species habitat assessment are required as part of the NYMS grant that is funding a portion of the Silver Lake Footbridge/Boardwalk Project; and

WHEREAS, the Village received two quotes for environmental services in relation to the Silver Lake Footbridge/Boardwalk Project; and

WHEREAS, Wilson Environmental Technologies, Inc. provided the lowest quote at \$1,950.00 with additional services if needed for a nationwide permit at a flat fee of \$500.00 and hourly rates of \$175.00 and \$100.00 per hour; and

NOW, THEREFORE BE IT RESOLVED, that the Perry Village Board of Trustees hereby approves the proposal from Wilson Environmental Technologies, Inc. in an amount of \$1,950.00 and the additional costs if needed; and

BE IT FURTHER RESOLVED, that the Perry Village Board of Trustees hereby authorizes the Mayor to execute the proposal.

Trustee Lawrence made a motion to approve the proposal from Wilson Environmental Technologies which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION APPROVING EXTENSION REQUEST FROM KABOOM! INC., FOR THE SERPENT MOUND CONSTRUCTION

WHEREAS, KaBoom!, Inc., is requesting an extension for the Play Everywhere Challenge Grant to install a serpent mound at the Perry Public Beach; and

WHEREAS, the Parks Committee has reviewed the request and is recommending the extension;
and

NOW, THEREFORE BE IT RESOLVED, that the Perry Village Board of Trustees hereby approves the extension request from KaBoom! Inc., until December 31, 2022, to complete the Serpent Mound at the Perry Public Beach; and

BE IT FURTHER RESOLVED, that the Perry Village Board of Trustees hereby authorizes the Mayor to execute the agreement.

Motion was made by Trustee Lapiana and seconded by Trustee Lawrence to approve the request for an extension for the serpent mound construction. This motion was carried with all voting aye.

RESOLUTION ACCEPTING GRANT FUNDING FROM THE COMMUNITY FOUNDATION FOR GREATER BUFFALO FOR THE SILVER LAKE TRAIL PLANNING

WHEREAS, the Village of Perry applied for funding through the Community Foundation for Greater Buffalo-Ralph C. Wilson Jr. Legacy Fund for Design and Access for pre-construction planning for the Silver Lake Trail Creekside wooded walk segment; and

WHEREAS, the Village of Perry has received notification of the grant award in the amount of \$50,000; and

NOW, THEREFORE BE IT RESOLVED, that the Perry Village Board of Trustees hereby accepts the \$50,000 grant award for the pre-construction planning; and

BE IT FURTHER RESOLVED, that the Perry Village Board of Trustees hereby authorizes the Mayor and the Village Administrator to execute the agreement and further documentation related to the grant.

Trustee Billings made a motion to approve the resolution accepting grant funding from the Community Foundation for Greater Buffalo. This motion was seconded by Trustee Lapiana and carried unanimously.

RESOLUTION AUTHORIZING CONSTRUCTION OF A GAGA BALL PIT AT THE PERRY VILLAGE PARK

WHEREAS, the Village of Perry was approached from Eagle Scout, Mr. Joshua Smith, to construct a gaga ball pit at the Perry Village Park; and

WHEREAS, Mr. Smith met with the Village Administrator and DPW Superintendent to discuss the project and location; and

WHEREAS, constructing a gaga ball pit is in the Village of Perry’s Park Master Plan and the Village Administrator and DPW Superintendent are recommending approving the request; and

WHEREAS, stone dust for the base and brackets would be purchased by the Village of Perry in a cost not to exceed \$1,000.00 and the Eagle Scout would be responsible for labor and lumber costs; and

NOW, THEREFORE BE IT RESOLVED, that the Perry Village Board of Trustees hereby authorizes the construction of a gaga ball pit at the Perry Village Park; and

BE IT FURTHER RESOLVED, that the Perry Village Board of Trustees hereby authorizes to execute the proposal approving the project.

Trustee Lapiana made a motion approving the resolution authorizing construction of a gaga ball pit at the Village Park. This motion was seconded by Trustee Lawrence and carried with all voting aye.

RESOLUTION APPROVING PROPOSAL FROM LITTLEHIVE, LLC FOR SILVER LAKE TRAIL SIGNAGE DESIGN AND AUTHORIZING BUDGET TRANSFER

WHEREAS, the Village of Perry needs design consultation services for branding and signage along the Silver Lake Trail; and

WHEREAS, litteHive, LLC has provided a proposal estimated at 75 hours to complete the work at a rate of \$100 per hour; and

WHEREAS, the Village Administrator is proposing the following Budget Transfer to cover the cost of the design for the 2021-2022 fiscal year:

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|-----------|--|------------|------------|
| Increase: | A7180.4 (Spec. Recreation - Contractual) | \$7,500.00 | |
| Decrease: | A1440.4 (Engineer–Contractual) | | \$7,500.00 |

BE IT RESOLVED, that the Perry Village Board of Trustees hereby approves the proposal from littleHive, LLC, in an amount not to exceed \$7,500.00; and

BE IT FURTHER RESOLVED, that the Perry Village Board of Trustees hereby authorizes the Mayor to execute the proposal; and

BE IT FURTHER RESOLVED, that the Village of Perry Board of Trustees hereby authorizes the Village Administrator to make the above budget transfers for the 2021-2022 fiscal year.

Trustee Lawrence made a motion approving the proposal from littleHive, LLC for Silver Lake Trail signage design and authorizing budget transfer. This motion was seconded by Trustee Billings and carried with all voting aye.

RESOLUTION ACCEPTING PERRY ROTARY GRANT FUNDING FOR KAYAK LAUNCH

WHEREAS, the Perry Rotary Club will be providing the Village of Perry with a \$4,500 donation towards a kayak launch at the Perry Village Beach; and

WHEREAS, the Village of Perry agrees to purchase, install, maintain and insure the kayak launch; and

WHEREAS, the estimated cost of the kayak launch is \$3,500; and

BE IT RESOLVED, that the Village Board of Trustees accepts Perry Rotary Grant Funding in the amount of \$4,500 for a kayak launch at the Perry Village Beach; and

BE IT FURTHER RESOLVED, that the Village Board of Trustees hereby authorizes the Village Administrator to sign the letter taking ownership and purchasing the kayak launch on behalf of the Village of Perry.

Trustee Billings made a motion approving the resolution accepting Perry Rotary grant funding for the kayak launch. This motion was seconded by Trustee Lawrence and carried with all voting aye.

CLERK/DEPUTY TREASURER REPORT

FY 2021-2022
Abstract # 22
Vouchers # 1658 - 1762

| | |
|----------------------------------|---------------------|
| General Fund | \$ 42,675.87 |
| Special Grant Fund | \$ 400.00 |
| Water Fund | \$ 34,593.61 |
| Sewer Fund | \$ 15,068.73 |
| Capital Projects Fund | \$ 482,911.64 |
| Trust & Agency | \$ 909.94 |
| Silver Lake Watershed Commission | \$ 55.23 |
| <hr/> Total | <hr/> \$ 576,615.02 |

Vouchers were audited by Trustee Lapiana. Trustee Billings made a motion to approve payment of abstract #22 in the amount of \$576,615.02 which was seconded by Trustee Lawrence and carried with all voting aye. Updated financial reports and NYCLASS balances as of March 31, 2022 were also provided.

DEPARTMENT REPORTS

Department reports for the Police Department, DPW/Parks, and the Water Treatment Plant/Wastewater Treatment Plant were reviewed with no action needed.

TRUSTEE REPORTS

Mayor Hauser made a motion to support writing a letter from the Village of Perry to the County Traffic Safety Committee to request a review be considered of the speed limit on Walker Road for safety issues related to the construction of the Silver Lake Trail which was seconded by Trustee Lapiana and carried with all voting aye.

Trustee Lawrence made a motion to proclaim April 29, 2022, as Arbor Day and authorize the Mayor to execute the Arbor Day proclamation which was second by Trustee Billings and carried with all voting aye. Arbor Day will be celebrated in the Village on Saturday, June 4, 2022.

EXECUTIVE SESSION

Mayor Hauser made a motion to enter into executive session for the purpose of discussing the employment history of a particular individual. This motion was seconded by Trustee Lapiana and carried. Motion to exit executive session was made by Mayor Hauser, seconded by Trustee Lawrence, and carried at 9:07 pm.

Motion to adjourn the meeting was made by Mayor Hauser at 9:08 pm which was seconded by Trustee Lapiana and carried.

Respectfully submitted,
Christina Slusser, Village Clerk