

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING MINUTES  
NOVEMBER 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 November 2022.

PRESENT:	Rick Hauser	Mayor
	Dariel Draper	Trustee
	Jacquie Billings	Trustee
	Arlene Lapiana	Trustee
	Ernie Lawrence	Trustee
ALSO PRESENT:	Samantha Marcy	Administrator
	Christina Slusser	Village Clerk
	David DiMatteo	Village Attorney
	Eli McWhinney	Attorney
	Marlos Norman	DPW Foreman
GUESTS:	Lorraine Sturm	Perry Herald
	Tom Hagar	Hager Engineering
	Jeff Boorsma	MRB Group

Mayor Hauser called the meeting to order at 7:30 pm and led in the Pledge of Allegiance.

**PRESENTATIONS & BOARD ACTIONS**

**MINUTES**

Motion to approve the minutes for the Regular Board Meeting on November 7, 2022 and the Special Board Meeting on November 10, 2022 was made by Trustee Lawrence, seconded by Mayor Hauser, and carried with the following vote:

Ayes	4
Nays	0
Abstain	1 (Billings)

**RESOLUTION APPROVING PAYMENT #11 FOR VILLAGE HALL PROJECT**

**WHEREAS**, the Village Administrator has received pay app #11 from the contractor for the Village Hall Project; and

**WHEREAS**, pay app #11 was received from the Picone Construction Corporation in the amount of \$19,474.23; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the following payment for Pay App #11 and directs the Village Clerk to submit a voucher for payment:

Picone Construction Corporation

\$19,474.23; and

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

There is still \$30,000 retainage left on the contract that will be paid. The Village is waiting for the final elevator inspection. The window is in but installation needs to be scheduled. The sign for the project is still up outside of the Village Hall and needs to remain up until the final payment is made. Motion to approve the resolution approving payment #11 for the Village Hall project was made by Trustee Lapiana, seconded by Trustee Billings, and carried unanimously.

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

**WHEREAS**, the Village Clerk has received Pay App #18 from the general contractor, Crane-Hogan Structural Systems, Inc., for the wastewater treatment plant project in the amount of \$172,294.85 and

**WHEREAS**, the Village Clerk has received pay app #12 from the electrical contractor, M.W. Controls Service, Inc., for the wastewater treatment plant project in the amount of \$61,593.86; 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.	\$172,294.85
M.W. Controls Service, Inc.	\$61,593.86

The disinfection piece will likely be completed in spring of 2023. Trustee Lawrence made a motion to approve payments for the Waste Water Treatment Plant: \$172,294.85 to Crane Hogan and \$61,593.86 to M.W. Controls. This motion was seconded by Trustee Lapiana and carried with all voting aye.

**RESOLUTION APPROVING PROPOSAL FOR PROFESSIONAL ENGINEERING SERVICES FROM MRB GROUP FOR STORMWATER DRAINAGE IMPROVEMENTS**

**WHEREAS**, the Village of Perry received a grant in the amount of \$672,500 for a stormwater drainage improvements project in the Watkins-Hawthorne-Olin-Benedict neighborhood with a \$35,000 match from the Village; and

**WHEREAS**, the review committee recommended awarding the contract to MRB Group to provide engineering services for the CDBG Storm Drainage Improvements Project; and

**WHEREAS**, on August 22, 2022, the Perry Village Board of Trustees awarded the contract to MRB Group contingent upon the negotiation of a reasonable fee; and

**WHEREAS**, MRB has provided a proposal in an amount of \$83,000.00 for professional services for the CDBG Storm Drainage Improvement Project; and

**WHEREAS**, the project budget for engineering services is \$83,225.00; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves awarding the contract to MRB Group to provide engineering services for the CDBG Storm Drainage Improvements Project.

RFPs were received and reviewed by the Public Works Committee where MRB Group scored the highest. Administrator Marcy negotiated the fees to align with the previously determined budget. Motion was made by Trustee Draper to approve the proposal from MRB Group for engineering services for stormwater drainage improvements which was seconded by Trustee Lawrence, and carried with all voting aye.

**RESOLUTION APPROVING THE 2023-2024 SNOW & ICE CONTROL AGREEMENT WITH WYOMING COUNTY**

**WHEREAS**, the Village of Perry enters into an annual snow and ice control agreement with Wyoming County for the control of snow and ice on county highways; and

**WHEREAS**, Wyoming County has submitted the 2023-2024 agreement in an amount of \$6,629.72 being paid to the Village; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board hereby approves the 2023-2024 Snow and Ice Control Agreement with Wyoming County; and

**BE IT FURTHER RESOLVED**, the Village of Perry Board authorizes the Deputy Mayor to execute the agreement.

Trustee Billings made a motion to approve the annual snow and ice control agreement with Wyoming County which was seconded by Trustee Lapiana and carried unanimously.

**RESOLUTION AUTHORIZING SUBMISSION OF DESIGN AND ACCESS GRANT APPLICATION**

**WHEREAS**, the Mayor of the Village of Perry is requesting approval to submit an application for a Design and Access grant through the Community Foundation of Greater Buffalo; and

**WHEREAS**, the grant application would request funding to support the boardwalk construction to Borden Ave; and

**WHEREAS**, the potential grant amount is \$50,000.00; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby authorizes the Mayor to submit the Design and Access Grant Application through the Community Foundation of Greater Buffalo.

Mayor Hauser stated that the Village needs to identify additional funds to complete the boardwalk project and offered to complete the online grant application at no charge. Trustee Billings made a motion to adopt the resolution authorizing the submission of a Design and Access grant application which was seconded by Trustee Draper and carried with all voting aye.

**RESOLUTION APPROVING EVENT REQUEST FOR HOLIDAY DELIGHTS FESTIVAL**

**WHEREAS**, an event request form was submitted to the Village Clerk on November 18, 2022 for the annual Holiday Delights Festival for December 3, 2022 from 5:00pm to 8:00pm; and

**WHEREAS**, Main Street between Gardeau Street and Dolbeer Street will need to be closed from 4:00pm-9:00pm; and

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby approves the event request for the Holiday Delights Festival; and

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby authorizes the Village Clerk to submit the application for the road closure.

This event request would normally go to the Parks Committee first, but in the interest of time, it is being presented to the Board first. The only known difference for the festival this year is that there will be a food truck in the festival plaza. Motion was made by Trustee Billings to approve the resolution approving the event request for the Holiday DeLights Festival which was seconded by Trustee Lawrence and carried unanimously.

**CLERK/DEPUTY TREASURER'S REPORT**

FY 2022-2023

Abstract #12

Vouchers #915 - 1001

General Fund	\$ 257,620.68
Special Grant Fund	\$ 800.00
Water Fund	\$ 18,226.27
Sewer Fund	\$ 22,625.56
Capital Projects Fund	\$ 255,371.29

Trust & Agency	\$ 1,187.34
Silver Lake Watershed Commission	\$ 121.81
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Total	\$ 555,952.95

Motion was made by Trustee Lawrence to accept the clerk report and authorize payments in the amount of \$555,952.95 which was seconded by Trustee Lapiana and carried with all voting aye.

Financial reports were provided through October 2022.

The Village Hall was listed on the National Register of Historic Places. The Village contracted with the Landmark Society to complete the application, as it was a requirement for the EPF grant. Hopefully an announcement will be made by the end of the year on the EPF grant awards.

**DEPARTMENT REPORTS**

Reports were reviewed for DPW/Parks and Police with no action needed.

**TRUSTEE REPORTS**

At the Police Committee some local law language was reviewed for oversize vehicle parking on village streets. A law from the City of Schenectady was presented as an example which is coming to the Board recommended by the Police Committee in hopes to improve traffic safety. No formal action is needed. This will be referred to DiMatteo’s office.

**FIRE DEPARTMENT SCBA AIR PACKS FINANCING**

A down payment for air packs for the Fire Department was previously approved. Mayor Hauser made a motion to authorize the Village Administrator to put together a 10-year package for financing which was approved by Trustee Billings and carried with all voting aye. Administrator Marcy will reach out to Community Leasing to try to get 10-year financing due to a lower interest rate but was told previously that 10-year financing is very difficult to get. The Village may need to contact BPD for a bond.

**EXECUTIVE SESSION**

Mayor Hauser made a motion to enter executive session at 8:03 pm for discussions regarding proposed, pending, or current litigation which was seconded by Trustee Draper and carried.

At 9:17 pm, Mayor Hauser made a motion to exit executive session which was second by Trustee Draper and carried with all voting aye.

Also at 9:17 pm, Trustee Draper made a motion to adjourn the meeting which was seconded by Trustee Billings and carried.

Respectfully submitted,  
Christina Slusser, Village Clerk