

**VILLAGE OF PERRY
VILLAGE BOARD MEETING MINUTES
AUGUST 7, 2023**

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 7th day of August 2023.

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|---------------|-------------------|-------------------------|
| PRESENT: | Rick Hauser | Mayor |
| | Dariel Draper | Trustee |
| | Ernie Lawrence | Trustee |
| ALSO PRESENT: | Samantha Marcy | Administrator |
| | Christina Slusser | Village Clerk |
| GUESTS: | Lorraine Sturm | Perry Herald |
| | Suzie Carlson | Town of Perry Historian |
| ABSENT: | Jacquie Billings | Trustee |
| | Arlene Lapiana | Trustee |

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

PUBLIC COMMENT

No comments.

MINUTES

Trustee Draper made a motion to approve the minutes from the last regular meeting on July 17, 2023, which was seconded by Trustee Lawrence and carried with all voting aye. The approval of the minutes from the special Board of Trustees meeting on July 31, 2023 was tabled due to attendance.

RESOLUTION APPOINTING PART-TIME POLICE OFFICER, DAVID MUELLER

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

WHEREAS, Chief Grover is requesting the hiring of Mr. David Mueller as a Part-Time Police Officer for the Village of Perry; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board of Trustees hereby approves the hiring of Mr. David Mueller as a part-time Police Officer with a starting hourly rate of \$24.14 pending Wyoming County Civil Service approval and satisfactory background checks.

Trustee Draper made a motion to approve the appointment of David Mueller as a part time police officer pending Wyoming County Civil Service approval and satisfactory background checks which was seconded by Trustee Lawrence and carried with all voting aye.

RESOLUTION APPOINTING VILLAGE HISTORIAN, SUZIE CARLSON

WHEREAS, New York State Law requires each village to appoint a Historian; and

WHEREAS, Suzie Carlson has been appointed as the Town of Perry Historian; and

WHEREAS, the Office Committee met with Suzie Carlson and are recommending her appointment to the Village Historian position; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board of Trustees hereby approves the appointment of Ms. Suzie Carlson as the Village Historian for a term expiring on March 31, 2024.

Suzie Carlson is currently the Town of Perry historian. The Village previously approved the creation of the Village Historian position and Ms. Carlson has offered to fill the position. This formal appointment of Ms. Carlson as the historian will allow for better coordination with the front office and the ability to access certain records related to the history of Perry.

Ms. Carlson stated that she has been taking some time to get to know the records contained within the Town Hall and working towards digitizing some records. She spoke on the importance of having a historian to ensure that history is preserved.

Mayor Hauser entertained a motion for the above resolution, adding that the reappointment of a Village Historian will become part of the Village's annual organizational meeting. Trustee Lawrence made a motion to appoint Suzie Carlson as the Village Historian which was seconded by Trustee Draper and carried with all voting aye.

RESOLUTION APPROVING HOST COMMUNITY BENEFIT AGREEMENT WITH PERRY COMMUNITY SOLAR, LLC

WHEREAS, the Perry Community Solar, LLC ("Company") is developing or shall develop a large-scale solar project on a portion of property located on 200 North Main Street (88.20-3-16.1) in the Village of Perry (the "Project"); and

WHEREAS, the Company intends to enter into an agreement respecting the Project making provisions for payments in lieu of taxes (the "PILOT Agreement") by the Company with the Wyoming County Industrial Development Agency (the "IDA") for the benefit of the Village, Wyoming County (the "County") and the Perry Central School District; and

WHEREAS, the Company recognizes that the Project will impact the surrounding community, particularly the Village, more specifically that, during the development, construction, and long-term operation of said Project, the Village will incur significant expenses in connection with its “police powers”; and

WHEREAS, in consideration for the impacts on the community with respect to the Project, the Company has agreed to pay a Host Community Benefit Fee (as such term is defined in Section 2.1) to the Village, as set forth within this Community Benefit Agreement in addition to payments made pursuant to the PILOT Agreement;

WHEREAS, the Village and the Company wish to memorialize the terms and conditions associated with the payment of the Host Community Benefit Fee; and

BE IT RESOLVED, that the Village of Perry Board of Trustees hereby approved the Host Community Benefit Agreement with Perry Community Solar, LLC and authorizes the Mayor to execute said agreement.

About 2 months ago, the Village approved a host agreement with Perry Community Solar, LLC at 200 N. Main Street. The first agreement was for the Town and Village, but the plans approved by the Village of Perry Planning Board were for the whole project to be within Village limits. The host agreement is needed in order to move forward with the PILOT agreement. The agreement is the same as the previous, except for an increase from \$2,800 to \$4,000 per megawatt AC that the Village is to receive. Motion to approve the Host Community Benefit Agreement with Perry Community Solar, LLC was made by Trustee Draper, seconded by Trustee Lawrence, and carried with all voting aye.

ELEVATOR CONTRACTS

The Village received an annual service contract from Otis Elevator Company for \$231.00 per month (\$2,772.00 per year) and an annual testing and maintenance contract from West Fire Systems for \$300.00 per year for the newly installed elevator. An annual inspection will be needed on the elevator before December. With concerns over the price of the contracts for an elevator which is rarely used and not currently required for village function, the Board agreed to table these. The Village will do some more research come back to the board with a recommendation.

ARBOR DAY PROCLAMATION

The Tree Board is recommending to designate October 1, 2023 as Arbor Day in the Village this year. A set of activities are being planned to begin at 2pm that Sunday. The Tree Board hopes to hold Arbor Day in June next year. Trustee Lawrence, who is also a representative of the Tree Board, made a motion to designate October 1, 2023 as Arbor Day. Trustee Draper seconded the

motion and it was carried with all voting aye, giving approval for Mayor Hauser to sign the Arbor Day proclamation.



WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, This holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, Trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, Trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, Trees in our village increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, I Rick Hauser, Mayor of the Village of Perry,
do hereby proclaim October 1, 2023 as

Arbor Day



In the Village of Perry and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, I urge all citizens to plant trees and promote the well-being of this and future generations.

Rick Hauser, Mayor of the Village of Perry

CLERK/DEPUTY TREASURER REPORT

FY 2023-2024
Abstract # 5
Vouchers # 275 - 386

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|----------------------------------|---------------------|
| General Fund | \$ 53,779.32 |
| Special Grant Fund | \$ - |
| Water Fund | \$ 12,164.74 |
| Sewer Fund | \$ 61,726.63 |
| Capital Projects Fund | \$ 18,739.83 |
| Trust & Agency | \$ 6,021.09 |
| Silver Lake Watershed Commission | \$ 1,498.99 |
| <hr/> Total | <hr/> \$ 153,930.60 |

Trustee Lawrence audited the vouchers in Trustee Lapiana’s absence. Trustee Draper made a motion to approve payment of abstract #5, vouchers #275-386, in the amount of \$153,930.60 which was seconded by Trustee Lawrence and carried with all voting aye.

TRUSTEE REPORTS

Trustee Lawrence went to the Village Park to look at the pavilion and reported that it looks very nice. It appears that just the concrete needs to be finished. The project demonstrated good cooperation between the schools and village to complete.

Trustee Lawrence has heard concerns about the tennis court that is left in the park and plans to refer this matter to the Parks Committee. There are some large cracks in the court but the lines look okay. The committee could consider having the court resurfaced but the fence is also in need of repair. The tennis courts at Perry Central School are almost complete and the Superintendent has stated that the courts will be available to the public when not in use by the school.

Trustee Draper commented that the DPW committee will meet this week, but the Police committee meeting will be rescheduled.

Mayor Hauser provided an update on the Downtown Revitalization Initiative (DRI). This Wednesday at 6:00 pm is meeting #3 with the Local Planning Committee (LPC) at the Masonic Temple. Applications that were received by the deadline will be reviewed at this meeting. Twenty-five applications were received for a total of \$38.6 million in estimated project costs. The DRI funding requests total \$24.8 million. There is a mix of public and private projects. The LPC will work through the applications with consideration on capacity and readiness and leverage and efficiency of funds. The LPC will have a scoresheet with variables to help with the assessment, although there is no official voting. The LPC's considerations will help to identify the projects that will move forward with project profiles and help owners understand the cost benefit analysis. About \$12-15 million in requests will be submitted to the state to make the final call.

Mayor Hauser stated that Letchworth Gateway Villages (LGV) continues to do very well. Exploregenesevalley.com is experiencing increased viewership year after year. The trail mapping tool has been integrated and grant funding has been received for a bike repair station.

PUBLIC HEARING AT 8:00 PM ON THE EXPENDITURE OF \$58,486.00 FROM THE EQUIPMENT RESERVE FUND

At 8:00 pm Mayor Hauser opened the public hearing to allow for comments or questions from the public on the proposed expenditure for a leaf machine for DPW. The resolution that was approved is subject to permissive referendum, so the Board must allow 30 days to pass prior to approving the expenditure. The Village Administrator will bring a resolution to the Board once that time passes, provided no comments are received. With no comments from the public, the public hearing was closed at 8:05 pm.

EXECUTIVE SESSION

At 8:06 pm, Mayor Hauser made a motion to enter executive session for the purpose of discussing collective negotiations (pursuant to article fourteen of the civil service law).

At 8:54 pm, Mayor Hauser made a motion to exit the executive session which was seconded by Trustee Draper and carried.

Immediately following, Trustee Draper made a motion to adjourn the meeting which was seconded by Trustee Lawrence and carried.

Respectfully submitted,
Christina Slusser, Village Clerk