

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING MINUTES  
FEBRUARY 20, 2024**

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 20<sup>th</sup> day of February 2024.

PRESENT:	Rick Hauser	Mayor
	Dariel Draper	Trustee
	Arlene Lapiana	Trustee
	Ernie Lawrence	Trustee
ALSO PRESENT:	Samantha Marcy	Administrator
	Christina Slusser	Village Clerk

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

**PUBLIC COMMENT**

No comments. A public hearing is scheduled for 8:00 pm.

**MINUTES**

Trustee Lawrence made a motion to approve the minutes from February 5, 2024 and February 12, 2024 which was seconded by Trustee Draper and carried with all voting aye.

**RESOLUTION APPOINTING PART-TIME CLERK, NICOLE SCOTT**

**WHEREAS**, there is a vacancy in the Village Clerk’s Office for a Part-Time Clerk; and

**WHEREAS**, the Village Clerk and Village Administrator conducted interviews with four candidates; and

**WHEREAS**, the Village Clerk and Village Administrator are recommending the hiring of Mrs. Nicole Scott; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board of Trustees hereby approves the hiring of Mrs. Nicole Scott as a part-time Clerk with a starting hourly rate of \$16.00 effective February 26, 2024.

Trustee Lapiana made a motion to adopt the resolution appointing part-time clerk, Nicole Scott, which was seconded by Trustee Draper and carried unanimously.

**RESOLUTION APPROVING SHAKE ON THE LAKE, INC. RESERVATION REQUEST**

**WHEREAS**, the Parks Committee has reviewed the request from Shake on the Lake, Inc.; and

**WHEREAS**, Shake on the Lake, Inc. is requesting to reserve the Public Beach on Friday, July 26<sup>th</sup> and Saturday July 27<sup>th</sup> for their summer performance; and

**WHEREAS**, the Parks Committee is suggesting waiving the fee for the Public Beach; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board hereby accepts the Shake on the Lake, Inc. reservation request; and

**BE IT FURTHER RESOLVED**, the Village of Perry Board approves waiving the fee for the Shake on the Lake, Inc.

Trustee Draper made a motion to adopt the resolution approving the reservation request from Shake on the Lake. This motion was seconded by Trustee Lawrence and carried unanimously.

**RESOLUTION ACCEPTING DRINKING WATER SOURCE PROTECTION PROGRAM (DWSP2) GRANT**

**WHEREAS**, the Village of Perry in partnership with the Silver Lake Watershed Commission applied for a Drinking Water Source Protection Grant (DWSP2) in November 2023; and

**WHEREAS**, the DWSP2 offers free technical assistance for municipalities to protect their public drinking water sources and would provide a complete source water protection plan; and

**WHEREAS**, the Village of Perry has received notification of the grant award; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees hereby accepts the grant award.

Trustee Draper made a motion to adopt the resolution accepting the Drinking Water Source Protection Program grant which was seconded by Trustee Lapiana and carried with all voting aye.

**RESOLUTION APPROVING ANNUAL MAINTENANCE CONTRACT WITH EAGLE SYSTEMS, INC.**

**WHEREAS**, the Village of Perry contracts with Eagle Systems, Inc. for the Toshiba printer in the Police Department for service, parts, and toner; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees does hereby approve the annual maintenance contract with Eagle Systems, Inc. from January 29, 2024 until January 28, 2025.

Motion to adopt the resolution approving the annual maintenance contract with Eagle Systems was made by Trustee Draper, seconded by Trustee Lawrence, and carried unanimously.

**RESOLUTION APPROVING THE ADJUSTMENT TO THE 2023-2024 SNOW & ICE AGREEMENT**

**WHEREAS**, the Village of Perry has entered into a municipal snow & ice agreement with New York State Department of Transportation from 7/1/2019 to 6/30/2024; and

**WHEREAS**, there is an adjustment needed to the estimated expenditure for labor for the 2023-2024 Snow & Ice Season from the 2022-2023 season for an increase of \$55.38; and

**WHEREAS**, there is an adjustment needed to the estimated expenditure for materials for the 2023-2024 Snow & Ice Season from the 2022-2023 season for an increase of \$232.52; and

**NOW, THEREFORE BE IT RESOLVED**, the Village of Perry Board hereby accepts the adjustment of \$287.90 to the 2023-2024 Municipal Snow & Ice Agreement; and

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

Trustee Draper made a motion to adopt the resolution approving the adjustment to the 2023-2024 Snow & Ice Agreement which was seconded by Trustee Lapiana and carried unanimously.

**RESOLUTION AUTHORIZING CHANGE ORDER NO. HVAC-02 AND APPROVING SUBSTANTIAL COMPLETION FOR THE WASTEWATER TREATMENT PLANT PROJECT**

**WHEREAS**, the project engineer from MRB group has presented Change Order No. HVAC-02 for the HVAC contractor, John W. Danforth Company, for a reduction in the total contract price of \$10,000.00; and

**WHEREAS**, John W. Danforth Company has completed all required work within their contract leaving a balance in their allowance of \$10,000.00; and

**WHEREAS**, since all required work has been completed, the Village of Perry can accept Substantial Completion for items that have been completed and the Village of Perry has beneficial use of at the Wastewater Treatment Plant; and

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby approves Change Order No. HVAC-02 in the amount of \$10,000.00 and authorizes the Mayor to execute the change order documents; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the substantial completion and authorizes the Mayor to execute the Certificate of Substantial Completion.

Motion was made by Trustee Lapiana to adopt the resolution authorizing change order HVAC-02 and approving substantial completion for the wastewater treatment plant project. This motion was seconded by Trustee Lawrence and carried unanimously.

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

**WHEREAS**, the Village Clerk has received pay app #9 from the HVAC contractor, John W. Danforth Company, for the wastewater treatment plant project in the amount of \$1,900.00; and

**WHEREAS**, the Village Clerk has received the final pay app #10 from the HVAC contractor, John W. Danforth Company, for the wastewater treatment plant project in the amount of \$5,690.00; 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:

John W. Danforth Company	\$7,590.00
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Trustee Lawrence made a motion to adopt the resolution approving payments for the wastewater treatment plant project in the amount of \$7,590 which was seconded by Trustee Lawrence and carried with all voting aye.

**2024-2025 DRAFT BUDGET – VILLAGE ADMINISTRATOR**

Village Administrator, Samantha Marcy, provided budget updates. A summary page shows how the equalization rate will affect tax rates. With the current tax levy about \$77,000 under the tax cap, no local law will be needed this year to override the property tax limit. As a follow-up to additional requests not included in the budget, the following are recommendations from the Village Administrator.

**GENERAL FUND**

In the general fund, a flashing crosswalk sign was requested in place of a crossing guard. The state can do a study and if a sign is deemed necessary, the state will cover the cost. An ad will go out requesting applications for a crossing guard on Route 39. A FEMA grant can be applied for for up to \$500,000 for equipment for the volunteer fire department. With equipment set to expire and no match required, the recommendation from Michael Cocquyt with LaBella Associates who spoke to the Fire Committee, is that it is best to apply for \$100,000 or more. It is estimated that the department will have an ask between \$125,000 and \$150,000. The Village Board agreed to move forward with getting a proposal from LaBella for grant writing, as there is money available in the current year’s budget to apply. Further discussion is needed on

DPW paving options. The administrator recommends authorizing the DPW Superintendent to purchase a used dump truck with a combination of ARPA and equipment reserve funds up to \$80,000. Regarding Hauck court fencing at the park, closer estimates are needed to better understand needs and financing options. A holiday lights committee was formed and can explore getting donations, such as holding a golf tournament. If there is a surplus this year, it can be added to reserves.

#### **WATER FUND**

The Water fund was balanced and includes a contingency, so no additional considerations are needed.

#### **SEWER FUND**

The Administrator recommends holding the sewer fund budget with contingency until the end of the wastewater treatment plant project since it is close to wrapping up. This holds enclosing the UV building, resurfacing floors, and adding lighting in the storage building.

#### **PUBLIC HEARING AT 8:00PM ON A PROPOSED LOCAL LAW ENTITLED “PROVIDING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS PURSUANT TO SECTION 466-A OF THE REAL PROPERTY TAX LAW”**

At 8:00 pm Mayor Hauser opened the public hearing on the proposed local law regarding a tax exemption for volunteer firefighters. With no one from the public present and no comments made, the hearing was left open and later closed at 8:17 pm by motion of Mayor Hauser, which was seconded by Trustee Lapiana, and carried with all voting aye. The Board considered the timing of passing the local law, which if done today allows the exemption to go into effect for the next fiscal year, otherwise it would be pushed back to the next tax roll.

#### **VILLAGE OF PERRY**

#### **RESOLUTION TO ADOPT LOCAL LAW ENTITLED “PROVIDING A PROPERTY TAX EXEMPTION FOR VOLUNTEER FIREFIGHTERS AND VOLUNTEER AMBULANCE WORKERS PURSUANT TO SECTION 466-A OF THE REAL PROPERTY TAX LAW”**

Adopted: February 20, 2024

**WHEREAS**, the Village Board of the Village of Perry met at a regular board meeting of the Village of Perry at the Village Offices located at 46 North Main Street, Perry, New York on the 20<sup>th</sup> day of February, 2024, commencing at 7:30 p.m. and thereafter a public hearing was held at 8:00 p.m. at which time the following board members were present:

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

Trustee Arlene Lapiana  
Trustee Ernie Lawrence  
Absent: Trustee (currently vacant)

**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**, the Village Board is considering adopting a proposed local law which would provide a partial exemption from taxation to Volunteer Firefighters and Volunteer Ambulance Workers pursuant to the provisions of section 466-A of the real property tax law of the State of New York; and

**WHEREAS**, a Notice of Public Hearing was duly published in the Village’s official newspaper and said public hearing was opened on February 20, 2024, at which time all parties in attendance were provided an opportunity to speak or provided written comment in favor of or in opposition to the proposed local law; and

**WHEREAS**, after due consideration and discussion the Village Board has decided to adopt said proposed local law.

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

**RESOLVED**, that the Village Board of the Village of Perry feels it is in the best interests of the Village to adopt the local law entitled, “A Local Law of the Village of Perry Providing a Partial Exemption From Taxation to Volunteer Firefighters and Volunteer Ambulance Workers Pursuant to the Provisions Of Section 466-A of the Real Property Tax Law of the State of New York,” a copy of which is attached hereto and made a part of this resolution.

4 Ayes

0 Nays

Quorum Present  Yes  No

**CLERK/DEPUTY TREASURER REPORT**

FY 2023-2024

Abstract # 18

Vouchers # 1366 - 1450

General Fund

\$ 24,930.06

Special Grant Fund	\$	-
Water Fund	\$	3,943.76
Sewer Fund	\$	4,619.32
Capital Projects Fund	\$	53,422.25
Trust & Agency	\$	2,200.00
Silver Lake Watershed Commission	\$	53.99
<b>Total</b>	<b>\$</b>	<b>89,169.38</b>

Vouchers were audited by Trustee Lapiana. Trustee Lawrence made a motion to approve payment of abstract #18 for a total of \$89,169.38 which was seconded by Trustee Draper and carried unanimously. NYCLASS balances were reviewed as well as financial reports through January 2024.

**DEPARTMENT REPORTS**

Monthly reports for the following departments were reviewed with no action needed: Water and Sewer, DPW and Parks, and Police.

**TRUSTEE REPORTS**

Trustee Lawrence, as the village’s representative with the Silver Lake Watershed Commission, is part of a committee reviewing applications for the LWRP. Three firms will be interviewed. Trustees Lapiana and Draper had nothing to report.

With no further business and no need for an executive session, motion to adjourn was made by Trustee Draper at 8:36 pm which was seconded by Trustee Lapiana and carried.

Respectfully submitted,  
Christina Slusser, Village Clerk