

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING MINUTES  
MARCH 18, 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 18<sup>th</sup> day of March 2024.

PRESENT:	Rick Hauser	Mayor
	Dariel Draper	Trustee
	Arlene Lapiana	Trustee
	Ernie Lawrence	Trustee
	Joel Bouchard	Trustee
ALSO PRESENT:	Samantha Marcy	Administrator
	Christina Slusser	Village Clerk
	Steve Deaton	DPW Superintendent
GUESTS:	Lorraine Sturm, Perry Herald	
	Amanda Bouchard	Daryl Heiby
	Dave Laraby	Daryl McLaughlin
	Dave Spink	Eleanor Jacobs
	Tim Thompson	

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

Mayor Hauser introduced and swore in Joel Bouchard who was appointed to the open seat as Village Trustee with an official start day of today. Mr. Bouchard also recently joined the Tree Board.

**PUBLIC COMMENT**

**DARYL HEIBY – VILLAGE RESIDENT**

Daryl Heiby was present to see what the village plans to do with the Hauck tennis courts in the park, commenting that the basketball court is in pretty good shape but the tennis court needs many repairs. The fence, french drain, and surface are all in need of repair.

Mayor Hauser informed that the village is in the process of evaluating the courts and wants to understand if the investment of resurfacing the courts is being put on a structurally sound base. Repairs are not in the current tentative budget while waiting on specific answers for repairs and a difficult budget year with a flat tax rate.

Steve Deaton, the DPW Superintendent, had a few people come out to look at the court and it was determined that the base is structurally sound. An estimate was recently received for fencing and resurfacing and will be shared with the DPW committee on Thursday.

### **MINUTES**

Motion was made by Trustee Lapiana to approve the minutes from the last meeting on March 4, 2024 which was seconded by Trustee Lawrence and carried with all voting aye.

### **SILVER LAKE SEA SERPENT ARTS AND CRAFTS SHOW**

Dave Laraby, Dave Spink, and Tim Thomson were present to speak about a new event hosted by the Perry Fire Department and Perry Rotary Club scheduled to take place on October 12<sup>th</sup> and 13<sup>th</sup> at the Perry Fire Department grounds next to the Perry Village Park called the Silver Lake Sea Serpent Arts and Crafts Show. This 2-day event will take place from 10am-5pm on both days and include 150-200 vendors and 10-12 food vendors and live music.

The Arts Council for Wyoming County is pausing the Letchworth Arts and Crafts Show and Sale for 2024 so the fire department and Rotary decided to move forward with a new arts and crafts event on Columbus Day weekend. The event will be held on the fire department's property but a request was made to use the village park for parking. There will be no fee for parking but volunteers will collect a fee to enter the event. The fire department also got permission from the school to use their parking lot for people who enjoy the walk to the park. The group has compiled data, created a map, and has plans to obtain necessary permits, insurance and to follow health and safety requirements.

### **RESOLUTION AUTHORIZING USE OF PERRY VILLAGE PARK FOR THE SILVER LAKE SEA SERPENT ARTS AND CRAFTS SHOW**

**WHEREAS**, the Perry Rotary Club and Perry Fire Department are hosting a Silver Lake Sea Serpent Arts and Crafts Show on the property owned by the Perry Firemen adjacent to the Village Park on October 12, 2024 and October 13, 2024; and

**WHEREAS**, the Perry Rotary Club and Perry Fire Department are requesting utilization of the loop at the Perry Village Park for parking for the event listed above; and

**WHEREAS**, the Perry Rotary Club and Perry Fire Department are requesting the use of police officers during the event; and

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby authorizes use of the loop at the Perry Village Park for parking for the Silver Lake Sea Serpent Arts and Crafts Show on October 12, 2024 and October 13, 2024; and

**BE IT RESOLVED**, the Village of Perry Board hereby approves the donation of eight staff hours with the remainder to be billed to the Perry Rotary Club and Perry Fire Department.

Mayor Hauser made a motion to adopt the resolution to authorize the use of the Village Park for parking and the donation of 8 staff hours for the event which was seconded by Trustee Lawrence and carried with all voting aye.

**PUBLIC HEARING AT 8:00PM ON EXPENDITURE OF \$40,000.00 FROM THE EQUIPMENT RESERVE FUND SUBJECT TO PERMISSIVE REFERENDUM**

At 8:00 pm, Mayor Hauser opened the public hearing on an expenditure of \$40,000 from the equipment reserve which is subject to permissive referendum. With no one present to speak, the hearing was held open and later closed by Mayor Hauser's motion at 8:15 pm.

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

**WHEREAS**, the Village Clerk has received Pay App #26 from the general contractor, Crane-Hogan Structural Systems, Inc., for the wastewater treatment plant project in the amount of \$197,723.75 and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the following payment for the wastewater treatment plant project and directs the Village Clerk to submit vouchers for payment:

Crane-Hogan Structural Systems, Inc.	\$197,723.75
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Motion to approve the payment for the wastewater treatment plant project in the amount of \$197,723.75 was made by Trustee Lapiana, seconded by Trustee Lawrence, and carried with all present members voting aye. (Trustee Draper was not present to vote.)

**RESOLUTION APPOINTING SEASONAL LABORERS, STEVE FULLER AND AUSTIN CROLL**

**WHEREAS**, Mr. Steven Fuller has been employed with the Village's Parks Department since June 2020; and

**WHEREAS**, Mr. Austin Croll has been employed with the Village's Department of Public Works since July 2023; and

**WHEREAS**, the Superintendent of Public Works is requesting the appointments of Mr. Fuller and Mr. Croll for the 2024 season; and

**BE RESOLVED**, that the Perry Village Board of Trustees hereby appoints Mr. Steven Fuller as a Seasonal Laborer designated to the Parks Department at a rate of \$19.73 per hour effective April 1, 2024; and

**BE IT RESOLVED**, that the Perry Village Board of Trustees does hereby appoint Mr. Austin Croll as a Seasonal Laborer designated to the Department of Public Works at a rate of \$18.00 per hour effective April 1, 2024.

Trustee Lawrence made a motion to adopt the resolution appointing seasonal laborers Steve Fuller and Austin Croll. The motion was seconded by Trustee Lapiana and carried with all present members voting aye. (Trustee Draper was not present to vote.)

### **RESOLUTION AUTHORIZING HEALTH INSURANCE PLANS FOR THE 2024-2025 RENEWAL CYCLE**

**WHEREAS**, the Village Administrator and Village Clerk have reviewed and evaluated the health insurance options; and

**WHEREAS**, the Village Administrator is recommending to continue offering the current plans, BCBS of WNY Silver POS 7100 HDHP, BCBS of WNY Gold POS 7100 HDHP and BCBS of WNY Bronze HMO 8000 HDHP, for the April 1, 2024 renewal; and

**WHEREAS**, the Village contribution for the Silver POS 7100 HDHP will remain the same, funded at 80% of the premium and 75% of the deductible into a health savings accounts; and

**WHEREAS**, the Village contribution for the Gold 7100 and Bronze 8000 plans will not exceed the Village's yearly contribution to the Silver 7100 plan; and

**NOW, THEREFORE BE IT RESOLVED**, that the Perry Village Board of Trustees hereby approves the recommendation to continuing offering the Silver POS 7100 HDHP, Gold POS 7100 HDHP and Bronze HMO 8000 HDHP for the 2024-2025 renewal year; and

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

Trustee Lapiana made a motion to approve the resolution authorizing health insurance plans for the 2024-2025 renewal cycle which was seconded by Trustee Lawrence and carried unanimously.

### **RESOLUTION ADOPTING UPDATED 2023-2024 VILLAGE OF PERRY WATER AND SEWER FEE SCHEDULE**

**WHEREAS**, the Village Administrator has provided an updated Water and Sewer Fee Schedule for the 2023-2024 fiscal year for consideration; and

**BE IT RESOLVED**, the Village of Perry Board of Trustees hereby adopts the 2023-2024 Water and Sewer Fee Schedule effective March 18, 2024.

This resolution adds the waiver of vacant units application fee of \$100 to the fee schedule as seen below.

Waiver of Vacant Units Application	\$100
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Trustee Draper made a motion to adopt the resolution updating the 2023-2024 Village of Perry Water and Sewer Fee Schedule which was seconded by Trustee Lapiana and carried with all voting aye.

**RESOLUTION APPROVING SUBMISSION OF INTENT TO APPLY FOR RESTORE NY FUNDING**

**WHEREAS**, RESTORE NY funding is available for projects involving the demolition, deconstruction, rehabilitation, and/or reconstruction of vacant, abandoned, condemned, and surplus properties; and

**WHEREAS**, the owner of ½ South Main Street is interested in applying for a RESTORE NY grant and will be responsible for all associated application costs; and

**WHEREAS**, the Intent to Apply Form is due by Monday, March 25, 2024; and

**BE IT RESOLVED**, that the Village Board of Trustees hereby approves the submission of a Letter of Intent for the RESTORE NY grant for ½ South Main Street.

Mayor Hauser made a motion to adopt the resolution approving the submission of the Restore NY intent to apply which was seconded by Trustee Lapiana and carried unanimously.

**RESOLUTION AUTHORIZING BUDGET TRANSFERS TO THE 2023-2024 VILLAGE BUDGET**

**WHEREAS**, the Village Administrator is proposing the following Budget Transfers to correct overspent accounts for the 2023-2024 fiscal year:

***General Fund:***

Increase:	A1010.41 (Village Board-Labor Relations)	\$374.93	
Decrease:	A1325.4 (Treasurer - Contractual)		\$374.93
Increase:	A1110.4 (Village Justice-Contractual)	\$600.66	
Decrease:	A1110.11 (Village Justice-Court Clerk)		\$600.66

Increase:	A3120.12 (Police – Part-Time)	\$10,621.60	
Decrease:	A3120.1 (Police – Full-Time)		\$10,621.60

***Sewer Fund:***

Increase:	G8130.4 (Sewage Treatment-Contractual)	\$2,524.76	
Decrease:	G8130.41 (Sewage Treatment-Contractual Utilities)		\$2,524.76

**BE IT RESOLVED**, that the Village of Perry Board of Trustees hereby authorizes the Village Administrator to make the above budget transfer and amendment for the 2023-2024 fiscal year; and

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

Trustee Lawrence made a motion to adopt the resolution authorizing budget transfers to the 2023-2024 village budget which was seconded by Trustee Lapiana and carried with all voting aye.

**PRESENTING 2024-2025 TENTATIVE BUDGET – VILLAGE ADMINISTRATOR**

Administrator Marcy presented the tentative budget noting that there have only been minor adjustments to revenues from the last copy. The resolution acknowledges the receipt of the tentative budget and schedules a public hearing to allow 2 weeks for changes with adoption of the budget planned for the 2<sup>nd</sup> meeting in April.

**RESOLUTION ACKNOWLEDGING RECEIPT OF THE 2024-2025 TENTATIVE BUDGET AND SETTING A PUBLIC HEARING**

**WHEREAS**, the tentative budget of the Village of Perry for the fiscal year 2024-2025 is available for viewing in the Village Clerk’s Office; and

**WHEREAS**, it is understood that the 2024-2025 tentative budget is tax cap compliant; and

**WHEREAS**, the Village Board has held Budget Workshops on February 5, 2024, February 12, 2024, and February 20, 2024; 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 1, 2024, at 8:00pm to receive comments and questions from the public; and

**BE IT FURTHER RESOLVED;** the following are the proposed 2024-2025 salaries of the Elected Village Officials of the Village of Perry:

Mayor \$4,800.00

Village Board member(s) \$2,900.00

Village Justice \$15,851.00

**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 adopt the resolution acknowledging receipt of the 2024-2025 tentative budget and setting a public hearing was made by Trustee Draper, seconded by Trustee Lawrence, and carried unanimously.

### **CLERK/DEPUTY TREASURER REPORT**

FY 2023-2024

Abstract # 20

Vouchers # 1515 - 1599

General Fund	\$ 37,812.47
Special Grant Fund	\$ 340.00
Water Fund	\$ 2,513.05
Sewer Fund	\$ 21,008.58
Capital Projects Fund	\$ 201,865.50
Trust & Agency	\$ 1,503.97
Silver Lake Watershed Commission	\$ -
<hr/> Total	<hr/> \$ 265,043.57

Vouchers were audited by Trustee Draper. Trustee Lawrence made a motion to approve payment of vouchers #1515-1599 for a total of \$265,043.57 which was seconded by Trustee Lapiana and carried with all voting aye. NYCLASS balances and financial reports were also provided.

### **DEPARTMENT REPORTS**

Reports were reviewed for the following departments: WTP/WWTP, DPW/Parks, and Police. DPW is beginning a water main replacement on Watkins Ave. in the beginning of April.

### **COMMITTEE REPORTS**

Trustee Lawrence, a member of the Parks Committee, spoke about meeting with Administrator Marcy, DPW Superintendent Deaton, and Eleanor Jacobs about a peace garden at Memorial

Park. Some of the project will be funded by Rotary with modest requests and support from the village. Rotary has plans for maintenance/upkeep as well.

The opening of the Silver Lake Trail has been waiting on signage, but looking forward to an opening on June 29<sup>th</sup> with a booth at the Farmers Market and maps to hand out.

Trustee Lawrence was informed that Perry has been recognized as a Tree City for the 7<sup>th</sup> consecutive year.

Mayor Hauser received an email from the Ralph C. Wilson Foundation about a Design and Access grant application which the village has been successful with for 3 years. The email wanted to confirm that the village will be able to proceed with a partial award of \$25,000, although unofficial.

### **EXECUTIVE SESSION**

With no other committee or trustee reports, motion was made by Mayor Hauser at 8:30 pm to enter executive session to discuss collective negotiations pursuant to article fourteen of the civil service law.

At 8:38 pm, Mayor Hauser made a motion to exit executive session which was seconded by Trustee Lapiana and carried with all voting aye.

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

Respectfully submitted,  
Christina Slusser, Village Clerk