

**VILLAGE OF PERRY
VILLAGE BOARD MEETING MINUTES
NOVEMBER 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 18th day of November 2024.

PRESENT:	Rick Hauser	Mayor
	Arlene Lapiana	Trustee
	Joel Bouchard	Trustee
	Robin Kwiecien	Trustee
ALSO PRESENT:	Samantha Marcy	Administrator
	Christina Slusser	Village Clerk
	David Spink	Fire Chief
GUESTS:	Lorraine Sturm	Perry Herald
ABSENT:	Richard Muolo	Trustee

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

PUBLIC COMMENT

PUBLIC HEARING AT 7:30PM FOR THE PURPOSE OF HEARING PUBLIC COMMENTS ON THE VILLAGE OF PERRY’S CURRENT COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT #897PR105-21

Mayor Hauser made a motion to open the public hearing regarding the CDBG project at 7:30 pm. The public hearing was left open, no comments were received, and it was later closed upon motion by Mayor Hauser at 7:51 pm which was seconded by Trustee Lapiana and carried with all voting aye.

MINUTES

Trustee Lapiana made a motion to approve the minutes from November 4, 2024 which was seconded by Trustee Bouchard and carried with all voting aye.

RESOLUTION SUPPORTING CONTINUED AND INCREASED STATE AID FOR LOCAL GOVERNMENTS

WHEREAS, until 2024, cities, villages and towns had not received an increase in unrestricted state aid (AIM funding) in 15 years, significantly impacting their ability to provide essential services to their residents; and

WHEREAS, after a prolonged period without financial support, local governments finally received an increase of \$50 million in unrestricted state aid; and

WHEREAS, local officials express their gratitude for the \$50 million increase in unrestricted state aid, recognizing it as a positive step towards addressing long-standing funding challenges; and

WHEREAS, the State has referred to this new aid as Temporary Municipal Assistance, suggesting that such increase may not continue, jeopardizing the sustainability of crucial municipal programs and services; and

WHEREAS, the property tax cap further limits the ability of local governments to properly fund the programs and services their residents need; and

WHEREAS, increased and ongoing state aid for local governments is vital for maintaining infrastructure, public safety, housing and other municipal services; and

WHEREAS, the challenges of inflation, the increasing costs of labor and supplies, and the end of extraordinary federal aid only accentuate the need for consistent and predictable funding to effectively plan for the future and meet the growing needs of their residents;

NOW, THEREFORE BE IT RESOLVED, that the Village of Perry calls upon the Governor and the State Legislature to commit to continuing the additional \$50 million in unrestricted state aid in the 2025-26 State Budget and beyond, and

BE IT FURTHER RESOLVED, that the Village of Perry urges state officials to recognize the need for a long-term plan that ensures consistent and predictable increases in financial support for local governments that keep pace with inflation.

Mayor Hauser made a motion to adopt the resolution supporting continued and increased state aid for local governments which was seconded by Trustee Lapiana and carried unanimously.

RESOLUTION APPOINTING FULL-TIME LABORER

WHEREAS, there is a vacancy for a Full-Time Laborer, designated to the Department of Public Works; and

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the hiring of Mr. Austin Croll as a Full-Time Laborer; and

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the starting rate for Mr. Croll to be the full rate due to experience and qualifications; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board of Trustees hereby approves the hiring of Mr. Austin Croll as a full-time, benefit eligible, Laborer at the full Laborer rate per the CSEA Agreement effective November 18, 2024.

Trustee Lapiana made a motion to appoint Full-Time Laborer Austin Croll which was seconded by Trustee Kwiecien and carried with all voting aye.

RESOLUTION APPOINTING FULL-TIME CHIEF WATER TREATMENT PLANT OPERATOR

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the position of Full-Time Chief Water Treatment Plant Operator to be filled; and

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the hiring of Mr. Michael Mott as a Full-Time Chief Water Treatment Plant Operator; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board of Trustees hereby approves the hiring of Mr. Michael Mott as a full-time, benefit eligible, Chief Water Treatment Plant Operator at the Chief Operator rate per the CSEA Agreement effective November 18, 2024.

Trustee Kwiecien made a motion to adopt the resolution appointing Full-Time Chief Water Treatment Plant Operator which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION APPOINTING FULL-TIME CHIEF WASTEWATER TREATMENT PLANT OPERATOR

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the position of Full-Time Chief Wastewater Treatment Plant Operator to be filled; and

WHEREAS, Administrator Marcy and Superintendent Deaton are requesting the hiring of Mr. Tom D'Aprile as a Full-Time Chief Wastewater Treatment Plant Operator; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board of Trustees hereby approves the hiring of Mr. Tom D'Aprile as a full-time, benefit eligible, Chief Wastewater Treatment Plant Operator at the Chief Operator rate per the CSEA Agreement effective November 18, 2024.

Tom D'Aprile holds a grade 3 license and over 20 years of experience. The plant will soon be classified as a grade 3 due to recent upgrades. Trustee Lapiana made a motion to appoint Tom D'Aprile as the Full-Time Chief Wastewater Treatment Plant Operator which was seconded by Trustee Kwiecien and carried unanimously.

RESOLUTION APPROVING AMENDMENTS TO THE SNOW & ICE CONTROL AGREEMENT WITH WYOMING COUNTY

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

WHEREAS, the Village of Perry approved a three year agreement with Wyoming County for snow and ice control; and

WHEREAS, an amendment is needed to the contract because of the change of minimum snow index from .69 to .75 for the contract years 2023-2024 and 2024-2025; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board hereby approves the amendments for Snow and Ice Control Agreement with Wyoming County for contract years 2023-2024 and 2024-2025; and

BE IT FURTHER RESOLVED, the Village of Perry Board authorizes the Mayor to execute the agreements.

Trustee Bouchard made a motion to approve the amendments to the snow & ice control agreement with Wyoming County which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION APPROVING AGREEMENT TO EXTEND MUNICIPAL SNOW AND ICE AGREEMENT WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION

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

WHEREAS, the New York State Department of Transportation has provided an agreement extension for an additional 5 years; and

NOW, THEREFORE BE IT RESOLVED, the Village of Perry Board hereby approves the five-year agreement with the New York State Department of Transportation; and

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

The previous 5-year agreement expired on 6/30/2024. Trustee Lapiana made a motion to approve the snow & ice agreement with the NYS Department of Transportation which was seconded by Trustee Kwiecien and carried with all voting aye.

**VILLAGE BOARD OF THE VILLAGE OF PERRY
RESOLUTION TO DIRECT COMMENCEMENT OF ACTION
ON BEHALF OF MUNICIPALITY**

Adopted: November 18, 2024

WHEREAS, the Village Board of the Village of Perry met at a regular board meeting at the Village Hall located at 46 North Main Street on the 18th day of November 2024, commencing at 7:30 p.m., at which time and place the following members were:

<u>Present:</u>	Mayor	Rick Hauser
	Trustee	Arlene Lapiana
	Trustee	Joel Bouchard
	Trustee	Robin Kwiecien

<u>Absent:</u>	Trustee	Richard Muolo
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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, it appears that the property located at 27 Bradford Street, Perry, New York 14530, is in violation of §465-14(A)(1) (“Maintenance Standards”) of the Property Maintenance Code of the Village of Perry; and

WHEREAS, it appears to be in the best interest of the Village of Perry to prohibit the owner of said property from continuing to be in violation of said Section of §465-14(A)(1) (“Maintenance Standards”) of the Property Maintenance Code of the Village of Perry; and

WHEREAS, the Village Board of the Village of Perry feels it is in the best interest of the Village of Perry to retain the services of Village Attorneys, DiMatteo Roach & Kelly, Attorneys at Law, to pursue the enforcement of §465-14(A)(1) (“Maintenance Standards”) of the Property Maintenance Code of the Village against the owner of 27 Bradford Street, Perry, New York 14530, to ensure that this property is brought into compliance with said Law.

NOW ON MOTION OF Trustee Lapiana which has been duly seconded by Trustee Kwiecien, be it

RESOLVED, that the Mayor of the Village of Perry, be and he hereby is authorized and directed to retain the services of DiMatteo Roach & Kelly, Attorneys at Law, as attorneys for the Village of Perry in this matter, upon such terms as he deems proper and advisable, and Mayor of the Village of Perry shall authorize DiMatteo Roach & Kelly, Attorneys at Law, on behalf of the

Village of Perry to take such action as may be deemed advisable to prevent any continuation of the violation of §465-14(A)(1) (“Maintenance Standards”) of the Property Maintenance Code of the Village of Perry and the seeking of permanent injunction.

Ayes: 4

Nays: 0

Quorum Present: X Yes No

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE THE DOWNTOWN REVITALIZATION INITIATIVE GRANT AGREEMENT

WHEREAS, the Village of Perry received \$495,000.00 for a Small Project Fund through the Downtown Revitalization Initiative Award; and

BE IT RESOLVED, that the Village of Perry Board of Trustees hereby authorizes the Mayor to execute the Downtown Revitalization Initiative Grant Agreement for the Small Project Fund.

Trustee Bouchard made a motion authorizing the mayor to execute the DRI grant agreement for the Small Project Fund which was seconded by Trustee Lapiana and carried with all voting aye.

RESOLUTION AUTHORIZING THE RELEVY OF UNPAID VILLAGE TAXES

WHEREAS, the deadline for payment of Village Taxes for the 2024-2025 Village Tax Year was October 31, 2024; and

WHEREAS, unpaid Village taxes are subject to relevy and collection pursuant to Real Property Tax Law and resolution duly adopted by the Village of Perry Board of Trustees; and

WHEREAS, the Village of Perry Clerk/Tax Collector has provided the total amount of all unpaid Village of Perry taxes for the 2024 Tax Roll in an amount of \$123,911.17; and

WHEREAS, the total unpaid amount for Perry (SWIS code 564201) is \$97,013.82, which includes a penalty of 8% and the total unpaid amount for Castile (SWIS code 562603) is \$26,897.35, which includes a penalty of 8%; and

BE IT RESOLVED, that the Village Clerk of the Village of Perry is hereby authorized and directed to relevy any and all unpaid Village taxes to the county; and

BE IT RESOLVED, that the Village of Perry Board of Trustees authorizes the Village Clerk and Board of Trustees to sign the 2024 Affidavit of Collector forms.

Trustee Lapiana made a motion to adopt the resolution authorizing the relevy of unpaid Village Taxes which was seconded by Trustee Bouchard and carried unanimously.

CLERK/DEPUTY TREASURER REPORT

Clerk Report 11/18/2024

VILLAGE OF PERRY

**Abstract # 012
Summary by Fund**

11/15/2024
11:40:02

Code	Fund	Prepays	Unpays	Totals
A	GENERAL FUND	5,797.96	264,269.63	270,067.59
F	WATER FUND	158.07	20,211.39	20,369.46
G	SEWER FUND	152.61	62,427.25	62,579.86
HB	LEAD SERVICE LINE REPLACEMENT		393.75	393.75
HF	WATER TREATMENT PLANT PROJECT		12,649.80	12,649.80
TA	TRUST & AGENCY		1,871.06	1,871.06
Total:		6,108.64	361,822.88	367,931.52

Vouchers #855-936 were audited by Trustee Bouchard

Debt service payments (prepaid): \$4,816.25

Large expenses: NYS Retirement annual invoices = \$265,726.00

Trustee Lapiana made a motion to approve payment of abstract #12, vouchers #855-936, in the amount of \$367,931.52 which was seconded by Trustee Kwiecien and carried with all voting aye.

DEPARTMENT REPORTS

Reports were reviewed for the following departments with no action needed: DPW/Parks, WTP, WWTP, Police, and Property Maintenance.

TRUSTEE REPORTS

Trustee Bouchard attended the Fire Committee meeting prior to the board meeting where replacement of the broken fire siren was a topic of discussion. It was stated that technology that alerts fire fighters is not 100% reliable but repairing the siren would be costly. One of the benefits of having a new fire siren is that it would allow it to go off for certain alerts but not others (ex. structure fires, but not gas leaks). Trustee Bouchard mentioned that the Fire Chief is looking into options and the repair reserve may be a possibility for funding a replacement.

Administrator Marcy informed that a planning grant is due the end of January for fire district consolidation. It is estimated to be about \$4,000 to submit the application but the application

fee and match (if awarded) could be divided up among other towns/districts that would be partners of the consolidation.

Mayor Hauser made a motion to enter executive session at 8:13 pm to discuss collective negotiations (pursuant to article fourteen of the civil service law). This motion was seconded by Trustee Lapiana and carried unanimously.

At 8:16 pm, Mayor Hauser made a motion to exit the executive session which was seconded by Trustee Lapiana and carried.

Trustee Bouchard made a motion to approve the tentative agreement by and between the Civil Service Employees Association and the Village of Perry. Trustee Lapiana seconded the motion and it was carried unanimously. This is the collective bargaining agreement for the Village of Perry General Unit 9253-01 of Wyoming County Local 861 which is effective June 1, 2024 through May 31, 2028.

At 8:18pm, Trustee Lapiana made a motion to adjourn the meeting which was seconded by Trustee Kwiecien and carried.

Respectfully submitted,
Christina Slusser, Village Clerk