

**VILLAGE OF PERRY  
VILLAGE BOARD MEETING  
March 16, 2009**

The Regular Board Meeting of the Village of Perry was held at the Village Hall 46 North Main Street Perry New York at 7:30 p.m. on the 16<sup>th</sup> day of March 2009.

|              |   |   |
|--------------|---|---|
| PRESENT:     | Howard Wood<br>David J. Davis<br>Mandi Harvey<br>Michael Laraby<br>Tamara Quilty                | Mayor<br>Trustee<br>Trustee<br>Trustee<br>Trustee   |
| ALSO PRESENT | Gail Vosburg<br>Terrence Murphy<br>Edward Koziel<br>Renee Koziel<br>Dennis Hewitt<br>James Case | Village Clerk<br>Village Administrator<br>Supt. DPW<br>Park Maint. Supervisor<br>Fire Chief<br>Police Chief |
| GUESTS:      | Bill Bark<br>Dick Barth<br>Rick Hauser  | Eleanor Jacobs<br>Louise Wadsworth  |

Mayor Wood called the Meeting to order at 7:30 PM.

Mayor Wood led in the pledge to the flag.

### **MINUTES**

**MARCH 2, 2009 MINUTES APPROVED** - Trustee Laraby noted two corrections to be made, on page one "... seconded by Trustee Davis, to *award* the bids for the...." And on page two "... Motion to adjourn meeting at 9:11 p.m. was offered by Trustee Davis, second by Trustee *Laraby* and ...". Upon motion by Trustee Laraby, second by Trustee Davis, the minutes of the March 2, 2009 Board Meeting were approved as corrected. Motion carried with all voting aye.

**MARCH 6, 2009 MINUTES APPROVED** - Upon motion by Trustee Laraby, second by Trustee Quilty, the minutes of the March 6, 2009 Special Board Meeting were approved. Motion carried with all voting aye.

**MARCH 11, 2009 MINUTES APPROVED** - Upon motion by Trustee Davis, second by Trustee Laraby, the minutes of the March 11, 2009 Special Board Meeting were approved. Motion carried with all voting aye.

### **GUEST**

***Rick Hauser – NY Main Street Grant*** - Mr. Hauser was present to review the NY Main Street Grant Program. Trustee Quilty asked if there is support of the other business owners downtown. Mr. Hauser said there are 72 different building owners in the downtown area. Of those, eleven (11) are interested in the grant and approximately 14 others are interested in selling. A specific target area needs to be defined. Mr. Hauser relayed that signage, lighting and awnings are the main topics identified. Trustee Laraby reminded that the Village can not apply for the grant. Mr. Hauser said he was unable to secure a letter from the Perry Area Chamber of Commerce stating that they will be the applicant. Mayor Wood asked if there is an application fee? Mr. Hauser was not sure. Administrator Murphy asked how the projects are selected for funding if the grant is awarded. A review process will be set up to review the proposed projects. Mr. Hauser feels that six weeks is a good time frame to complete a good application.

***Louise Wadsworth – Perry Main Street Association*** - Ms. Wadsworth, representing the PMSA Promotions Committee, updated the Village board on their next project. They are focusing on a community brochure. She is suggesting a four color brochure with a print run of 5,000. This would be an approximate 2 year supply. The estimated cost for printing is \$2,400. They hope to distribute the brochures by mid-June.

**FIRE DEPARTMENT REPORT** – as presented by Fire Chief Dennis Hewitt (attached)

**February Fire Department Report approved** – Upon motion by Trustee Laraby, seconded by Trustee Davis, to accept the February Fire Department Report as presented. Motion carried with all voting aye.

Chief Hewitt thanked the village board for their support over the past three years as this is his last board meeting. Mayor Wood thanked Chief Hewitt for doing a good job.

Chief Hewitt reported that the Perry Fire Department received a FEMA Grant in the amount of \$48,393.00. The grant funds will allow the department to purchase a new air compressor, breathing compressor and a gear/hose drying rack.

**POLICE DEPARTMENT REPORT** – as presented by Chief James Case (as attached)

Chief Case thanked the DPW employees for painting the police department offices.

**February Police Department Report approved** – Motion by Trustee Laraby, seconded by Trustee Quilty, to accept the February Police Department Report as presented. Motion carried with all voting aye.

**WATER & SEWER REPORT** ( attached)

**Sewer** – The average flow for February at the plant was 1.23 mgd. This is over the DEC 750 plan maximum flow of .921 mgd. This was due to heavy snow melt and rain. A lot of plants were in violation.

**Water** – The auto transfer switch for the generator was installed on March 7<sup>th</sup>.

Used 125 kw transfer switch surplus bid – Upon motion by Trustee Laraby, seconded by Trustee Davis, to declare surplus and advertise for sale by sealed bid, one (1) used 125 kw Kohler transfer switch “AS IS”. Motion carried with all voting aye.

**PARKS & RECREATION REPORT** – as presented by Renee Koziel (attached)

**Jacobsen mower declared surplus** – Upon motion by Trustee Laraby, seconded by Trustee Davis, to declare the Jacobsen mower as surplus and allow it to be taken to the Teitsworth Auction to be sold at the April 25<sup>th</sup> auction. Motion carried with all voting aye.

**Jacobsen mower minimum bid set at \$4,000** – Upon motion by Trustee Harvey, seconded by Trustee Laraby, that the Jacobsen mower not be sold at the auction for less than \$4,000. Motion carried with all voting aye.

**YMCA Contract approved for summer recreation program** – the YMCA has proposed running the summer recreation program again this summer at a cost of \$21,600. The cost per participant will remain the same for the six week program as last year. Motion by Trustee Harvey, seconded by Trustee Davis, authorizing the Mayor to sign the contract with the YMCA for the 2009 summer recreation program at a cost of \$21,600. Motion carried with all voting aye.

Renee wished Trustee Quilty good luck in her next venture as this is her last board meeting.

**DPW REPORT** – as presented by Supt. Edward Koziel (attached)

All DPW employees will be attending CPR/First Aid training Thursday, March 19<sup>th</sup> at the Red Cross in Warsaw.

Trustee Davis asked when the street sweeper will be in Perry. Supt. Koziel said the street sweeper cannot be parked outside at night as we do not have a way to park it indoors. Supt. Koziel will measure the DPW garage to see if a larger overhead door can be installed.

**Advertise Compact Tractor for bid** – Upon motion by Trustee Laraby, seconded by Trustee Davis, to advertise for bid a compact tractor for the WWTP with the approval of the bid specs by the water/sewer committee. Motion carried with all voting aye.

**DPW Report approved** – Upon motion by Trustee Harvey, seconded by Trustee Laraby, to accept the DPW Report as presented. Motion carried with all voting aye.

**CLERK REPORT** – presented by Village Clerk Gail Vosburg (as attached)

**Payment of Claims**

|  |              |
|--|--------------|
| Vouchers as set forth in Abstract # 29 |              |
| General Fund                           | \$ 67,173.12 |
| Water Fund                             | \$ 14,351.04 |
| Sewer Fund                             | \$ 39,840.27 |
| SLWC                                   | \$ 15.65     |
| Trust & Agency                         | \$ 46,323.43 |
| TOTAL                                  | \$167,703.51 |

All vouchers have been audited by Trustee Davis. Motion by Trustee Harvey, seconded by Trustee Laraby to pay vouchers as set forth in Abstracts #29. Motion carried with all voting aye.

**Water BAN Renewal** – Upon motion by Trustee Harvey, seconded by Trustee Laraby, to authorize the renewal of the Water Equipment BAN in the amount of \$71,590.00. Motion carried with all voting aye.

**SEWER BAN Renewal** – Upon motion by Trustee Laraby, seconded by Trustee Davis, to authorize the renewal of the Sewer Equipment BAN in the amount of \$73,370.00. Motion carried with all voting aye.

**2009 Organizational Meeting scheduled** – Upon motion by Trustee Harvey, seconded by Trustee Davis, to schedule the organizational meeting for Monday, April 6, 2009 at 7:30 p.m. Motion carried with all voting aye.

**Clerk Report approved** - Motion by Trustee Laraby, seconded by Trustee Harvey, to approve the Clerk’s report as presented. Motion carried with all voting aye.

Notice was received that Zanghi’s Deli is renewing their liquor license.

**ADMINISTRATOR REPORT** – as presented by Administrator Murphy

**Paul Pachuta water Relevy request denied** – Motion by Trustee Laraby, seconded by Trustee Davis, to deny the request of Paul Pachuta to forgive the water relevy on the foreclosed property he purchased at the county auction. As the water bill was relevied, the Village is prevented by law to waive the charges. Motion carried with all voting aye.

**NYS Route 246 retaining wall** - A meeting will be set up between the NYS DOT, the village attorneys and village officials regarding the ownership of the Route 246 retaining wall when the attorney return from vacation.

A letter was sent to the NYSDOT requesting changes to pavement markings and pedestrian crossing signs.

**Administrator's report approved** – Motion by Trustee Harvey, seconded by Trustee Laraby, to approve the administrator report as presented. Motion carried with all voting aye.

### **COMMITTEE REPORTS**

Trustee Harvey attended the PMSA meeting and reported that Silver Lake has not been named as an Inland Waterway. Motion by Trustee Harvey, seconded by Trustee Quilty, to draft a letter to Senator Volker and Assemblyman Burling inquiring into the status of adding Silver Lake as an Inland Waterway. Motion carried with all voting aye.

### **MAYOR'S FILE**

Nothing to report.

**Motion by Trustee Laraby** adjourn the regular meeting at 9:05 p.m. and enter into executive session to discuss a contractual matter with invitation to Dick Barth was seconded by Trustee Davis and carried with all voting aye.

**Motion by Trustee Laraby** to adjourn executive session and resume the regular board meeting at 10:46 p.m. was seconded by Trustee Laraby and carried with all voting aye.

**Aaron Chase appointed police officer, part time** - Motion by Trustee Laraby, seconded by Trustee Davis, to appoint Aaron Chase as a police officer- part time to the academy. Motion carried with all voting aye.

**Christopher Matteson appointed police officer, part time** - Motion by Trustee Laraby, seconded by Trustee Davis, to appoint Christopher Matteson as a police officer- part time to the academy. Motion carried with the following vote:

|         |   |                       |
|---------|---|-----------------------|
| Ayes    | 3 | Davis, Laraby, Quilty |
| Nays    | 0 |                       |
| Abstain | 1 | Harvey                |

Motion carried.

**TRAX Training approved** – Motion by Trustee Davis, seconded by Trustee Laraby, to send Chief James Case and Officer Jonathan Miller to TRAX training in Little Valley on April 1<sup>st</sup> & 2<sup>nd</sup> at no cost to the village. Motion carried with all voting aye.

**Permission to register for US Dept. Justice Grants** – Motion by Trustee Harvey, seconded by Trustee Laraby, granting permission for Police Chief Case to register for the following grants from the US Department of Justice:

- Highway Safety Seatbelt Grant
- COPS Hiring Recovery Program
- Edward Byrne Competitive Program

Motion carried with all voting aye.

**CSEA Police Unit Grievance 1<sup>st</sup> Step decision appeal denied** – Motion by Trustee Laraby, seconded by Trustee Quilty, to deny the CSEA Police Unit Grievance 1<sup>st</sup> Step decision appeal. Motion carried with all voting aye.

**CSEA General Unit Grievance 1<sup>st</sup> Step decision appeal denied** – Motion by Trustee Laraby, seconded by Trustee Davis, to deny the CSEA General Unit Grievance 1<sup>st</sup> Step decision appeal. Motion carried with all voting aye.

**3.5% raise for non-union employees** – Motion by Mayor Wood, seconded by Trustee Harvey, to approve a 3.5% raise for non-union employees with the Personnel Committee to work on plan for next year. Vote as follows:

|      |   |                       |
|------|---|-----------------------|
| Ayes | 2 | Wood, Harvey          |
| Nays | 3 | Davis, Laraby, Quilty |

Motion denied.

**Flat raise of \$500 for non-union employees** – Motion by Trustee Quilty a flat \$500 raise for non-union employees. Motion was not seconded.

**3.5% raise for non-union employees** – Motion by Mayor Wood, seconded by Trustee Harvey, to approve a 3.5% raise for non-union employees any future salary changes will be recommended to the board by the employee Relation Committee and Village Administrator through the employee evaluation review. Motion carried with all voting aye.

**2009 Village of Perry Tentative Budget approved** – Motion by Trustee Laraby, seconded by Trustee Quilty, to approve the 2009 Village of Perry Tentative Budget as presented. Motion carried with all voting aye.

**2009 Village of Perry Budget public hearing scheduled** – Motion by Trustee Harvey, seconded by Trustee Laraby, to schedule the public hearing on the 2009 Village of Perry Budget for Monday, April 6, 2009 at 8:30 p.m. Motion carried with all voting aye.

**Perry Brochure funds approved** – Motion by Trustee Laraby, seconded by Trustee Harvey, approval the expenditure of \$1,200 from the Perry Development Committee funds towards the cost of the new Perry Brochure; as requested by the PMSA. Motion carried with all voting aye.

**Katherine George hired as police officer part time** – Motion by Trustee Laraby, seconded by Trustee Harvey, to appoint Katherine George as a police officer part time. Motion carried with all voting aye.

**Motion to adjourn meeting at 10:58 p.m. was offered by Trustee Davis**, second by Trustee Laraby and carried with all voting aye.

Respectfully submitted,

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Gail Vosburg, Village Clerk