

The regular meeting of the Peru Town Board was held on Monday September 8, 2008 at the Peru Town Hall. Those present were Mr. Don Covell, Supervisor; Mr. Tom Powers, Councilman; Mr. Cortland Forrence, Councilman; Mr. Brandy McDonald, Councilman; Mr. Pete Glushko, Councilman; Mr. Don Biggs, Town Attorney; and Mrs. Kathleen Flynn, Town Clerk.

The meeting was called to order at 8:22 PM by Mr. Covell, with the Pledge of Allegiance.

Motion by Mr. Powers, seconded by Mr. Covell to pass resolution #08.09.08-1; accepting the minutes from the Town Board meeting on August 4, 2008. Ayes 4 Nays 0 Abstain-Mr. Forrence.
Motion Carried

Motion by Mr. Powers, seconded by Mr. Forrence to pass resolution #08.09.08-2; accepting the minutes from the Town Board meeting on August 25, 2008.
Discussion. Mr. Powers informs members that he had suggestions of changes 2nd page on Mr. Powers requested that “cluster areas” wording is added to the statements regarding outdoor wood burning.
3rd page relating to Mr. Bertrand, Mr. Powers would like the word “plot plan” inserted 4th page regarding a motion relating to the temporary hire, there was no voice vote. Members agree that this is on the agenda to be completed. Ayes 5 Nays 0
Motion Carried

Motion by Mr. Powers, seconded by Mr. Glushko to pass resolution #08.09.08-3; accepting the minutes from the August 28, 2008 meeting. Ayes 5 Nays 0
Motion Carried

Motion by Mr. Forrence, seconded by Mr. Powers to pass resolution 08.09.08-4; accepting the minutes from the September 3, 2008 meeting. Ayes 4 Nays 0 Abstain-Mr. Glushko
Motion Carried

Motion by Mr. Powers, seconded by Mr. Forrence to amend the agenda, moving item 13 (Executive Session) to 4A. Ayes 5 Nays 0
Motion Carried

**Mr. Forrence informs members of the community that the town board will not be voting on the proposed local law that is on the agenda regarding the outdoor wood boiler.*

**Mr. Covell asks that Mr. Bertrand owns an apartment building at 2968 Route 22 in Peru. Mr. Bertrand would like to purchase a small piece of town property to provide more parking and be in compliance with the town. Maps of the property are passed out and Mr. Forrence requests to go look at this request. Mr. Bertrand specifically requests a 25 foot right of way. Members agree to place this on the next agenda.*

Board adjourns into executive session to discuss a personnel issue at 8:40 PM.

Motion by Mr. Powers, seconded by Mr. Forrence to return to the regular meeting at 9:55 PM. Ayes 5 Nays 0
Motion Carried

Motion by Mr. Powers, seconded by Mr. Forrence to pass resolution 08.09.08-5; requesting that the Town Supervisor, recompile the retirement dates, months, criteria from January 2006 to current, using the appropriate forms RS2050, RS2050A and to have verification back to the town board by the first meeting of October.

Roll Call: Mr. Powers-Yes Mr. Forrence-Yes Mr. Covell-No
Mr. McDonald-Yes Mr. Glushko-Yes
Motion Carried

**Mr. Powers refers to an individual that was called into executive session and states that it was purely for informational purposes relating to staffing for the board.*

**Mr. Biggs informs the community that the report written by William James was provided and discussed briefly in executive session. Board Members decided that the town attorney will keep it on file in his office, for board members to review at the convenience. All agreed that this was an acceptable solution.*

Proposed Law regarding Outdoor Wood Boilers.

Motion by Mr. Powers, seconded by Mr. Forrence passing resolution #08.09.08-6;

WHEREAS, the Town Board of the Town of Peru (hereinafter referred to as the “Town Board” and/or “Town”) is considering the enactment of a Local Law entitled “Local Law Regulating Outdoor Wood Boilers”; and

WHEREAS, The “State Environmental Quality Review”, (hereinafter referred to as the “SEQR”) of the Environmental Conservation Law provides for the review of projects which constitute an “action” with respect to the effect of such projects on the environment; and

WHEREAS, a determination of the effect of said project or action on the environment is necessary to determine whether a draft “*Environmental Impact Statement*” is required; and

WHEREAS, the effects of the project or action on the environment are to be examined by all “involved agencies” to make such determination; and

WHEREAS, the Town Board has before it the project or action known as the Proposed Local Law entitled “Local Law Regulating Outdoor Wood Boilers”; and

WHEREAS, the Project has been determined and is hereby determined to be a TYPE I “listed action” requiring the assessment as to its effect upon the environment.

NOW, THEREFORE, it is hereby

RESOLVED by the Town Board of the Town of Peru, New York, as follows:

1. The Town Board does hereby declare itself by Resolution the “lead agency” in accordance with the provisions of SEQR for purposes of assessing the effect of the Project on the environment and determining whether said effect is sufficiently significant to require the preparation of a “*Draft Environmental Impact Statement*”, and be it further

RESOLVED, that the Town Clerk is hereby directed and authorized to notify all interested and involved agencies of the Town’s declaration of “lead agency” status for purposes of conducting a coordinated review of the environmental impacts of the proposed adoption of the amendment to the zoning ordinance.

Roll Call: Mr. Powers-Yes Mr. Forrence-Yes Mr. Covell-Yes
Mr. McDonald-Yes Mr. Glushko-Yes **Motion Carried**

Motion by Mr. Powers, seconded by Mr. Forrence to accept the monthly reports from Water/Sewer, Highway, Supervisor, Town Clerk, Youth Department and Zoning Departments., excluding Dog Control. Ayes 5 Nays 0 **Motion Carried**

Awarding of the bid for the 1999 Dodge Pick up.

Motion by Mr. Covell, seconded by Mr. Powers to accept the bid of \$3,566.00 for the 1999 Dodge Pick up from Conroy and Conroy Contractors as suggested by the Water Sewer Superintendent. Ayes 5 Nays 0 **Motion Carried**

Status of policy proposal regarding the keys to all facilities , and buildings town owned.

No discussion. Board agreed to place on the next agenda.

Roll Call on the motion of part-time receptionist extension that was discussed at the August 25th meeting.

Motion by Mr. Forrence, seconded by Mr. Powers approving the part time receptionist to work 19.5 hours per week, or up to 25 hours per week if allowable by Civil Service through September 22, 2008. Ayes 5 Nays 0 **Motion Carried**

**Mr. Covell agrees to contact the Civil Service Office regarding this.*

Amend the Fuller Bid documents.

Motion by Mr. Powers, seconded by Mr. Forrence to rescind the motion to accept a bid in the amount of \$515,515.00 from Steven E. Fuller Excavating, Inc. for the Water Transmission Upgrade Project, Reservoir Road. Ayes 5 Nays 0 **Motion Carried**

Motion by Mr. Powers, seconded by Mr. Forrence to rescind the motion authorizing the Supervisor of the Town Of Peru, to sign the contract in the amount of \$515,515.00, with Steven E. Fuller Excavating, Inc. for the Water Transmission Upgrade Project. Ayes 5 Nays 0 **Motion Carried**

Motion by Mr. Powers, seconded by Mr. Forrence to accept a bid in the amount of \$516,516.00 from Steven E. Fuller Excavating, Inc. for the Water Transmission Upgrade Project, Reservoir Road. Ayes 5 Nays 0 **Motion Carried**

Motion by Mr. Powers, seconded by Mr. McDonald authorizing authorizing the Supervisor of the Town Of Peru, to sign the contract in the amount of \$516,516.00, with Steven E. Fuller Excavating, Inc. for the Water Transmission Upgrade Project. Ayes 5 Nays 0 **Motion Carried**

Other Business.

Mr. Powers reports that the Town Of Peru, website has been updated. Mr. Powers states that the “webmaster” will contact the Town Clerk to determine exactly what minutes should be available and posted.

Board members addresses are now linked to the home page.

Mr. Forrence addressed a concern of what will be done with the voting machines after the November election as the County will be confiscating them because new machines will be in effect in the future. Mr. Forrence states that the town has paid for these.

Mr. Covell agrees to contact the County to find out what their plan is.

Mr. Forrence would like to know where the money will go from the truck that was just sold. (1999 Dodge Pick up) Mr. Timmons believes that it was paid out of Water/Sewer and that it should probably go back into that account.

Mr. Forrence asks if the personnel information that Mr. Glushko has been trying to obtain for an employee has been obtained. Mr. Glushko states that he is still waiting.

Mr. McDonald refers to a problem with Mr. William Currier’s driveway. Mr. Timmons informs the board that he will be looking at it to determine how to handle it.

Mr. McDonald also refers to a water shut off that is in a resident’s driveway on Woodland Avenue. Mr. Timmons agrees to take a look at this also.

Mr. Powers refers to a bill from Clark Forster Insurance for HRA’s, that needs to be paid.

Motion by Mr. Powers, seconded by Mr. Covell to pay the bill in the amount of \$5,000.00 to CFA. Ayes 5 Nays 0 **Motion Carried**

Ron LaMountain questions the board as to whether or not they can offer any information as to how the proposed law on Outdoor Wood boilers will be revised. Board members say that they will be considering all information that has been discussed and do the best that they can.

Mr. Blaine addresses the board regarding the William James report. Mr. Blaine would like it noted in the record that the interview that he had was never completed. Mr. Glushko and Mr. McDonald inform Mr. Blaine that they are aware of this.

Mr. Blaine also thanks Mr. Forrence and Glushko to attempting to obtain the personnel file.

Mr. Powers commends Mr. Covell for providing the 2008 tentative budget. They agree to meet at a workshop on Monday September 15, 2008

Motion by Mr. Covell, seconded by Mr. Powers to adjourn the meeting at 10:38 PM.
Ayes 5 Nays 0 **Motion Carried**

_____ **Supervisor** _____ *Councilman*

_____ *Councilman* _____ *Councilman*

_____ *Councilman* _____ *Town Clerk*