

The regular meeting of the Peru Town Board was held on Thursday, September 17, 2009 at the Peru Town Hall. Those present were Mr. Tom Powers, 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 7:00 PM by Mr. Powers, with the Pledge of Allegiance.

Motion by Mr. Glushko, seconded by Mr. McDonald to pass resolution #09.09.17-1; accepting the minutes from the August 12, 2009 Emergency Meeting. Ayes 3 Nays 0
Motion Carried

Motion by Mr. McDonald, seconded by Mr. Glushko to pass resolution #09.7.17-2; accepting the minutes from the August 24, 2009 Regular Meeting. Ayes 3 Nays 0
Motion Carried

Community Input and Questions

Fred Hoffman- Addresses the board regarding the qualifications for a board member. He states that he has reviewed the law and did not find anything that pointed to required budget experience. Mr. Hoffman then states that Bob Duquette is the last person that held the position and has extensive experience with budgets.

Bob Duquette -Informs members that he was interested in filling the new position of Deputy Supervisor. He states that he would like the town board to know that he is interested in the position.

Henrietta Mastic- Addresses the board regarding the towns' status on the Mud Pond Road. Mr. Biggs states that he believes that there is miscommunication between the State and the Mastic family. Mr. Powers asks Mr. Farrell (Highway Superintendent) to obtain the file on the road and deliver it to Mr. Biggs for his review. Board agrees to have this on the agenda for the next meeting.

George Coon- Refers to statements made by Mr. Powers at the last meeting. He feels that his character and reputation were attacked within the community. Mr. Coon tells Mr. Powers that he listened to the tape of the meeting. He specifically asks Mr. Powers to apologize. Mr. Powers states that he felt pressure by Mrs. Wetzel's questions, and he then apologizes to Mr. Coon.

Motion by Mr. McDonald, seconded by Mr. Glushko to accept the reports from all departments, excluding Dog Control (which is missing). Ayes 3 Nays 0
Motion Carried

Hire SWPPP Inspector for H/M Park Project (covered in grant scope)

Mrs. Douglass provides the board with information regarding the towns Storm Water Pollution Prevention Plan. Mrs. Douglass explains to the board that this plan needs to be submitted to the DEC, and that the town must hire an engineer to inspect the construction phase to ensure the Plan is being followed.

Motion by Mr. McDonald, seconded by Mr. Glushko to approve the contract with Upstate Design Associates which includes a fee of \$150.00 per week for 12 weeks.
Discussion- Mr. Powers specifically asks if there will be a weekly report. Mrs. Douglass says there will be a binder where all information is kept. Ayes 3 Nays 0
Motion Carried

Motion by Mr. McDonald, seconded by Mr. Glushko authorizing Mr. Glushko and Mr. Powers to sign any necessary paperwork required on this project. Ayes 3 Nays 0
Motion Carried

Board of Assessment Review

Motion by Mr. Glushko, seconded by Mr. McDonald accepting the recommendation from Mrs. Holly Clemmons, Assessor to appoint Deborah Witherwax to the Board of

Assessment Review for a five year term. This appointment will begin October 1, 2009 and ending September 31, 2014. Ayes 3 Nays 0

Motion Carried

Update on the Water/Sewer District Expansions. Mr. Biggs states that the map plan and report that have been submitted are still insufficient. Members agree to place on the next agenda.

Public Sector Human Resource Consultants, LLC for presentation

Motion by Mr. McDonald, seconded by Mr. Glushko to set a workshop for September 21, 2009 at 7:00 PM for a presentation by Public Sector Human Resource Consultants, LLC. Ayes 3 Nays 0

Motion Carried

Spitfire Drive Drainage Easement update

Mr. McDonald and Mr. Farrell went to the site to view the problems reported. Mr. Farrell reports to the board that there is nothing that can be done at this time. He hopes to set up a workshop with the board in the future to discuss issues on this drainage problem.

Motion by Mr. McDonald, seconded by Mr. Glushko authorizing Mr. Powers to work with Mike Farrell, Paul Blaine and Peter Gibbs on this project. Ayes 3 Nays 0

Motion

Carried

Acceptance of Internal Controls Audit Report

Mr. Glushko explains to the board that the New York State Justice System is requesting this to be accepted by the board.

Motion by Mr. Glushko, seconded by Mr. McDonald to pass resolution #09.09.17-3;

WHEREAS, the Town of Peru Town Board, as per NYS Comptroller's Office, has requested that an internal controls audit be conducted by Councilman Peter G. Glushko. NYS Comptroller developed checklist being used for auditing guideline purposes.

WHEREAS, the internal control audit was performed by Councilman, Peter G. Glushko, during the dates of May 28, 2009 through June 4, 2009.

WHEREAS, the Town of Peru Town Board has acknowledged that the audit was conducted and reviewed its findings on June 22, 2009 and has been submitted to the Town Chief Fiscal Officer for filing.

BE IT RESOLVED, that the Town of Peru Town Board, agrees to accept the attached report.

Roll Call: Mr. Powers-Yes Mr. McDonald-Yes Mr. Glushko-Yes

Motion Carried

School St. Sidewalk project Update/Safe Routes to School Funding

Motion by Mr. Glushko, seconded by Mr. McDonald to pass resolution #09.09.17-4;
WHEREAS, a Project for the Town of Peru, "Safe Routes to School Safety Project", P.I.N. 780511 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, the Town of Peru desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Safe Routes to School Safety Project.

NOW, THEREFORE, the Town of Peru Board, duly convened does hereby,

RESOLVED, that the Town of Peru Board hereby approves the above-subject project; and it is hereby further

RESOLVED, that the Town of Peru Board hereby authorizes the Town of Peru to pay in the first instance 100% of the Federal and Non-Federal share of the cost of all phases of work for the Project or portions thereof; and it is further

RESOLVED, that the sum of Eighty Four Thousand four hundred fifty (\$84,450) is hereby appropriated from the 2010 budget, and made available to cover the cost of participation in the above Project; it is further

RESOLVED, that in the event the full Federal and Non-Federal share costs of the project exceeds the amount appropriated above, the Town of Peru Board shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Town Supervisor thereof, and it is further,

RESOLVED, that the Supervisor or a town board member of the Board of the Town of Peru be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or "Marchiselli" Aid on behalf of the Town of Peru with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-Aid and State-Aid eligible Project costs and all Project costs with appropriations therefore that are not so eligible, and is further,

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further,

RESOLVED, this Resolution shall take effect immediately.

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

Motion by Mr. McDonald, seconded by Mr. Glushko authorizing Mr. Powers, and Mr. Glushko to sign the necessary paperwork that is required by the D. O. T .
Ayes 3 Nays 0 **Motion Carried**

Appointment of Deputy Supervisor

Mr. McDonald states that he has spoken to a number of people and has not found anyone that is willing to step forward. Mr. Glushko refers to it as a band aid fix. He would like to discuss the Supervisor and Council positions. Mr. Glushko is concerned that having only three councilman could jeopardize the towns ability to function is something were to happen to one of them. Mr. Powers disagrees. Mr. Powers says by appointing a Deputy Supervisor, will save the Town Of Peru @ \$12,000.00.

Motion by Mr. Glushko, seconded by Mr. McDonald to appoint Mr. Cortland Forrence to the position of Deputy Supervisor.

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

Motion by Mr. Glushko, seconded by Mr. McDonald to pass resolution #09.09.17-5; appointing Art Graves to the vacant town council position.

Roll Call: Mr. Powers-No Mr. McDonald-Yes Mr. Glushko-Yes
Motion Failed

Motion by Mr. Glushko, seconded by Mr. McDonald to pass resolution #09.09.17-6; appointing Kenneth Parker to the vacant town council position.

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

Failed

Motion by Mr. Powers, seconded by Mr. McDonald to pass resolution #09.09.17-7; appointing Mike Settevendemio to the vacant town council position.

Roll Call: Mr. Powers-Yes Mr. McDonald-Abstain Mr. Glushko-Abstain
Motion Failed

Motion by Mr. Powers, seconded by Mr. McDonald to pass resolution #09.09.17-8; appointing Jerry Watkins to the vacant town council position.

Roll Call: Mr. Powers-Yes Mr. McDonald-Abstain Mr. Glushko-Abstain
Motion Failed

Motion by Mr. Powers, seconded by Mr. McDonald to add 18A as an executive session discussing contract issues a pending litigation. Ayes 3 Nays 0 **Motion Carried**

Other Business

Mr. Glushko refers to two quotes on carpeting for the town hall. Members (briefly) discuss the quotes.

Mr. McDonald refers to the previous weekend’s Youth Commission Soccer Tournament. Mr. McDonald recognizes Lisa Gonyo for her many years of volunteering as a member of the Youth Commission and most recently as the Chairman of the Youth Commission.

Mr. McDonald also speaks about the four way Stop signs. He reports that he has had no complaints and the traffic flow seems to be going well.

Mr. Powers hands out health care insurance information.

Public Comments

Mr. Bob Duquette addresses comments made by Mr. Glushko earlier in the meeting. He requests an apology from Mr. Glushko. Mr. Glushko declines to apologize.

Kregg Bruno tells Mr. Powers that he was happy to see the sidewalk issue moving forward. He then asks about the Mud Pond Road and why it seems to be not moving forward. Mr. Bruno states that she has been to many meetings and Mr. Bruno does not understand why no one can seem to assist her.

Paul Blaine informs members that the property on School Street has been cleaned up. He also tells members (and thanks Mr. Glushko for the assistance) regarding the cleaning up of the property on North Bend Street. Mr. Blaine makes it clear that there was no evidence of rodents on site. Mr. Blaine then addresses the board regarding the Zoning complaint that was brought forward @ one month ago. Mr. Biggs thought that this was cleared up. Mr. Biggs will review his notes to see what the status is.

Motion by Mr. McDonald, seconded by Mr. Glushko to adjourn the regular meeting at 8:18 PM to go into executive session to discuss contract issues and pending litigation. Ayes 3 Nays 0 **Motion Carried**

Motion by Mr. Mr. McDonald, seconded by Mr. Powers to return to the regular meeting at 8:38 PM. Ayes 3 Nays 0 **Motion Carried**

Motion by Mr. McDonald, seconded by Mr. Glushko to adjourn the regular meeting at 8:40 PM. Ayes 3 Nays 0 **Motion Carried**

_____ **Councilman** _____ **Councilman**

_____ **Councilman** _____ **Town Clerk**

