

A Public Hearing on Peru Town Ordinance # One for 2010 was held on Monday, May 24, 2010 at the Peru Town Hall. Those present were Mr. Pete Glushko, Supervisor; Mr. Kregg Bruno, Councilman; Mr. James Douglass, Councilman; Mr. Brandy McDonald, Councilman; Mrs. Susan Polhemus, Councilperson; Mr. Don Biggs, Town Attorney; and Mrs. Kathleen Flynn, Town Clerk.

The Public Hearing was called to order at 6:48 PM by Mr. Glushko, with the Pledge of Allegiance.

Motion by Mr. Bruno, seconded by Mr. McDonald to open the Public Hearing on Peru Town Ordinance # One for 2010. Ayes 5 Nays 0 **Motion Carried**

There were no public comments.

Motion by Mr. McDonald, seconded by Mr. Bruno to close the Public Hearing on Peru Town Ordinance # One for 2010 at 6:49 PM Ayes 5 Nays 0 **Motion Carried**

The regular meeting of the Peru Town Board was held on Monday, May 24, 2010 at the Peru Town Hall. Those present were Mr. Pete Glushko, Supervisor; Mr. Kregg Bruno, Councilman; Mr. James Douglass, Councilman; Mr. Brandy McDonald, Councilman; Mrs. Susan Polhemus, Councilperson; Mr. Don Biggs, Town Attorney; Mrs. Kathleen Flynn, Town Clerk. Also present Mr. Greg Timmons, Water/Sewer Superintendent; Mr. Michael Farrell, Highway Superintendent; and Ms. Pamela Barber, Secretary to the Board.

The meeting was called to order at 7:03 PM by Mr. Glushko, with the Pledge of Allegiance.

Motion by Mr. Bruno, seconded by Mr. McDonald to approve the minutes from the May 10, 2010 regular meeting. Ayes 5 Nays 0 **Motion Carried**

Community Input and Questions

Mr. McBrayer addresses the board regarding recent questions arising regarding the audio tape that is available on the Peru Gazette. Members acknowledge that the tape is available for the public to listen to.

Deed Acceptance for Trail Easement from Cortland Forrence

Mr. Biggs recommends that the board table this until a better description of the easement is obtained.

Motion by Mr. McDonald, seconded by Mr. Bruno to table the motion to accept the deed for the trail easement from Cortland Forrence. Ayes 5 Nays 0 **Motion Carried**

Town Park Parking Ordinance

Motion by Mr. Douglass, seconded by Mr. Bruno to pass resolution #10.05.24-1;

WHEREAS, a public hearing having been held on the proposed ordinance on May 24, 2010; be it

RESOLVED that Local Ordinance #1 of 2010 “An Ordinance Regulating the Use of Parking Facilities at Peru Town Parks” is hereby enacted.

PERU TOWN ORDINANCE #1 FOR YEAR 2010

ORDINANCE REGULATING USE OF PARKING FACILITIES AT PERU TOWN PARKS

Section 1. Purpose:

The purpose of this ordinance is to regulate the use of the parking facilities of the parks of the Town of Peru (hereinafter referred to as the “Town”).

Section 2. Definitions:

The following terms shall have the following meanings indicated in this section:

Motor Vehicle- Any vehicle operated or driven on Park grounds which is propelled by any power other than muscular power other than a police, fire or emergency vehicle whose operator is on duty at the time.

Parks – The grounds, buildings therein, water therein, and any other property necessary for the operation thereof, and constituting a part thereof, which is now or may hereafter be maintained, operated and controlled by the Town for public park purposes.

Person – any individual, firm, partnership, corporation or association of persons; the singular number shall include the plural.

Town – The Town of Peru.

Section 3. Prohibited Activities:

The following activities are prohibited:

- a. Parking a motor vehicle in other than designated locations.
- b. Overnight parking of motor vehicles.
- c. Parking a motor vehicle for any period of time if the person operating the motor vehicle is not attending an event at the Park or otherwise utilizing the Park or its facilities, other than only its parking facilities, in a lawful manner and in conformance with any and all laws, rules and regulations.

Section 4. Penalties for Offenses: Enforcement:

- a. A violation of this ordinance shall constitute an offense punishable by a fine not to exceed \$100.00 for each and every offense.
- b. Any motor vehicle parked in violation of this ordinance shall be removed and the owner of the motor vehicle shall be responsible for any towing and storage costs.
- c. Any state police officer or police officer of Clinton County or any of its municipal subdivisions may, without a warrant, arrest any offender whom he or she may detect in the violation of any of the provisions of Section 3 of this ordinance and take the persons so arrested forthwith before a magistrate having competent jurisdiction and he or she shall have at all times a right to enter the premises of any building, structure or enclosure in any Park, including such grounds, buildings, structures or enclosures in any Park which may be leased or set aside for the private or exclusive use of any individual or groups of individuals, for the purpose of arresting violators hereof and may use all reasonable and necessary means to attain that end.

Section 5. Severability:

Should any section, paragraph, sentence, clause or phrase of this Local Ordinance be declared unconstitutional or invalid for any reason by a court of competent jurisdiction the remainder of said ordinance shall not be affected thereby.

Section 6. Repeal:

Any ordinance, local rule or regulation inconsistent herewith is hereby repealed.

Section 7. Effective Date:

This ordinance shall take effect after ten (10) days of its, or a summary or abstract thereof, publication in the official newspaper of the Town; but this ordinance will

take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town; and showing the date of its passage and entry in the minutes.

Roll Call: Mr. Bruno-Yes Mr. Douglass-Yes Mr. Glushko-Yes
Mr. McDonald-Yes Mrs. Polhemus-Yes **Motion Carried**

Motion by Mr. Glushko, seconded by Mrs. Polhemus to table setting the Public Hearing on a local law for Town Park use. Ayes 5 Nays 0 **Motion Carried**

Sand Pit Use

Mr. Farrell informs members that he continues to talk with Mr. Gibbs regarding the above. Mr. Glushko urges Mr. Farrell to continue to look for the deed and continue to keep the board informed of the progress.

Approval of Laphams Mills Fields Backstop Repair

Mr. Glushko refers to two quotes that Mr. Flynn (Youth Director) has obtained. Board agrees that he has abided by the Procurement Policy and is now able to move forward with a decision.

Approval for Jim Dynko for Umpire coordinator

Motion by Mr. Douglass, seconded by Mr. Bruno appointing Mr. Jim Dynko as the coordinator for the umpires for the 2010 Baseball/Softball Season, to be paid \$525.00. Ayes 5 Nays 0 **Motion Carried**

Draft Dog Control Law

Mr. Glushko provided the board members with a draft dog control law. He asks members to review for future action and discussion.

Dog Control Officer Inspection Report

Mr. Glushko referred to the above (members all had a copy) and noted that the SPCA received a satisfactory rating on the recent inspection.

Town Noise Ordinance

Mr. Glushko describes this as a work in progress and will report to the board when he has more information.

County Health Department Inspection Report

Mr. Glushko refers to the above (members all had a copy). The purpose of the inspection was to ensure compliance with Chapter 1 of the State Sanitary Code, Part 5, Public Water Systems, and to assist the water system owners in identifying issues of future need. Mr. Timmons continues to work closely with the health department ensuring water quality for the town.

Other Business

Mr. Douglass reports that information on the CDBG will take @ 5-6 months.

Mr. McDonald reminds everyone that the Youth Commission opens their season on June 5th at Laphams Mills at 9:00 AM. He also reminds the board that on June 12 and 13 the Babbie Rural & Farm learning Museum opens. Mr. McDonald informs members that he will be attending a ceremony at the Turning Stone, recognizing Mr. Greg Timmons as the Water Person of New York State.

Mr. McDonald would also like to make the children in the town aware that people are on the look out for individuals who are responsible for paint balling street signs.

Mr. Glushko refers to information provided to the board regarding various new copiers for the town hall.

Mr. Glushko informs members that the board and public are invited to a Memorial Day Ceremony at the VFW at 11:00 AM Monday.

Mr. Farrell addresses the board regarding a potential meeting between board members, himself and Peter Gibbs. Mr. Gibbs has asked Mr. Farrell to have the board come up

with two different dates in which they can meet to discuss Spitfire Drive drainage issues. Members decide Wednesday June 16th at 6:30 PM or Wednesday June 30th at 6:30 PM. Mr. Farrell will give Mr. Gibbs the dates and report back to Mr. Glushko regarding what is best for all.

Mr. Farrell informs members that the Salt Shed is in need of repair.

Mr. Farrell also states that the Highway Department is ready to begin blacktopping Quaker Springs and Fuller Road. He also informs members that the CHIPS money will be tied up until after the budget passes.

Mr. Glushko states that according to a letter he received the Town Of Peru tax equalization rate is at 100%.

Mrs. Flynn thanks Mr. Farrell for the leveling and planting of the grass at the extra field at Laphams Mills Recreational Park.

Approve and Paying Bills

Motion by Mr. McDonald, seconded by Mr. Bruno to pass resolution #10.05.24-2;

WHEREAS, the Town Board has reviewed and audited the following claims, bills and invoices for services rendered and goods provide to the Town:

From Town Of Peru Vouchers: #201000710 through, and including #201000911

Abstract dated: 5/24/2010

For the dollar amount totaling: \$223,903.69; and

WHEREAS, the Town Board finds said claims, bills and invoices to be acceptable in form and reasonable in amount;

NOW, THEREFORE, BE IT

RESOLVED, that payment of the aforementioned claims, bills and invoices is approved and the Supervisor be and hereby is authorized to make such payment; and be it further

RESOLVED, that this Resolution shall take effect immediately.

Roll Call: Mr. Bruno-Yes Mr. Douglass-Yes Mr. Glushko-Yes
Mr. McDonald-Yes Mrs. Polhemus-Yes ***Motion Carried***

Motion by Mr. McDonald, seconded by Mr. Douglass to adjourn the regular meeting at 8:15 PM. Ayes 5 Nays 0 ***Motion Carried***

_____ ***Supervisor*** _____ ***Councilman***

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

_____ ***Councilwoman*** _____ ***Town Clerk***