

The regular meeting of the Peru Town Board was held on Monday October 14, 2021 at the Peru Town Hall. Those present were Mr. Brandy McDonald Supervisor; Mr. James Douglass, Councilman; Mr. Kregg Bruno, Councilman; Mr. Melvin Irwin, Councilman; Mr. Richard Barber; Councilman and Mrs. Dianne Miller, Town Clerk. Also present were Mr. Courtney Tetrault, Water/Sewer Superintendent; Mr. Michael Farrell, Highway Superintendent; Mr. Bob Guynup, Zoning Officer; Mr. Matthew Favro, Town Attorney and Mr. Cliff Christon, Dog Control Officer and Mr. John Flynn, Recreation Director.

The meeting was called to order at 6:00 PM by Mr. McDonald, with the Pledge of Allegiance.

Motion from Mr. Barber second by Mr. Bruno to move Agenda items # 7 and #8 to 20A and 20B respectfully.
5 Ayes 0 Nays

Motion by Mr. Irwin, seconded by Mr. Bruno to include the reports from the following departments into the official record of tonight's meeting. (Water/Sewer/Valcour; Highway; Town Clerk; Dog Control; Youth Department; Code/Zoning; Supervisor's Report; Court; Website; and Banking Reports).
Ayes 5 Nays 0 **Motion Carried**

Motion by Mr. Barber, seconded by Mr. Douglass to approve the minutes from the September 27, 2021 meeting.
Ayes 5 Nays 0 **Motion Carried**

Community Input and Questions
NONE

Speed Limit Reduction Request for Renadette Road

RESOLUTION # 21.10.14-1

AUTHORIZING THE TOWN CLERK TO FILE APPROPRIATE PAPERWORK WITH THE COUNTY HIGHWAY SUPERINTENDENT TO LOWER THE SPEED LIMIT ON CERTAIN ROADS WITHIN THE TOWN OF PERU.

MOTION BY: Mr. Douglass SECOND BY: Mr. Barber

WHEREAS, the Town Board has been informed by the Highway Superintendent that residents along Renadette Rd. have expressed the concern that the present speed limit of 55 miles per hour on Renadette Rd., between State Route 22 and Arnold Rd., in the Town of Peru is too high; and

WHEREAS, it is the opinion of the Town Highway Superintendent and the Town Board, based on complaints and requests for a lower speed limit by residents along that road that the speed limit should be lowered, and both are requesting that it be changed; and

WHEREAS, the Town Highway Superintendent has informed the Board that there is a process by which the State of New York will consider lowering the speed limit on this road and that the first step in this process is for the Town Clerk to file certain forms with the Clinton County Highway Superintendent; be it

RESOLVED that the Town Clerk hereby complete and file with the Clinton County Highway Superintendent a Form TE9a in connection with reduced speed limit for the following road:

Renadette Rd. between State Route 22 and Arnold Rd.

Discussion:

Roll Call:	<u>YES</u>	<u>NO</u>
Richard Barber, Jr.	x	
Kregg Bruno	x	

	James Douglass	x	
	Mel Irwin	x	
	Brandy McDonald	x	

Carried: 5 Ayes 0 Nays

Town Court Mail Issues

Mr. Favro stated the court should be picking up any mail delivered to the town hall in a timely manner. Also after all stamps are used that have been purchased at full price the court staff is to use the postage machine located at the town hall. This is not saying other town employees can not assist the court staff with thier mail. Purchasing stamps at full price is wasting taxpayers money. Approximately \$ 500.00 - \$ 700.00 since purchasing stamps at full price.

Motion by Mr. Bruno second by Mr. Barber to have this issue be put in effect immediately.

5 Ayes 0 Nays

Mr. Favro also stated he would meet with Ms. Barber to send out to ALL Departments on the protocol with a detailed memorandum. The Highway and Water department already follow the protocol when asked by Mr. Favro.

Amend Town Court Voucher # 202101096

Motion by Mr. Douglass second by Mr. Irwin to amend voucher # 202101096 from stating International stamps to International and USA stamps.

Mrs. Miller checked with Association of Towns attorney on how to correct and this was the recommendation.

Mr. Favro asked for the original voucher to be signed and dated by Mr. McDonald.

RESOLUTION NUMBER: 21.10.15-2

A RESOLUTION AUTHORIZING THE PERMANENT HIRING OF CLIFTON CHRISTON AS A PERMANENT DOG CONTROL OFFICER.

Motion by: Mr. Barber

Second by: Mr. Bruno

WHEREAS, the Town Board has agreed that a new permanent Dog Control Officer is necessary for the effective service of the Town of Peru following the recommendation of the Town Board.

WHEREAS, At a board meeting on July 12, 2021, the Town Board decided to hire Mr. Christon at an annual salary of \$12,000.00 on a provisional 90 day probationary period with an increase of \$1000.00 after 90 day probationary period.

BE IT

RESOLVED, that Clifton Christon has successfully completed his 90 day probationary period and be hired as a permanent Dog Control Officer for the Town of Peru at an increase of \$1,000.00 for a total salary of \$13,000.00, starting on of October 14, 2021.

AND, BE IT

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:		<u>YES</u>	<u>NO</u>
	Richard Barber Jr.	x	
	Kregg Bruno	x	
	James Douglass	x	
	Mel Irwin	x	
	Brandy McDonald	x	

Carried: 5 Ayes 0 Nays

A RESOLUTION ACCEPTING THE PROPOSED BOND COUNSEL RETAINER LETTER FOR THE FINANCING FOR THE SEWER WASTEWATER TREATMENT PLANT UPGRADE SYSTEM PROJECT

RESOLUTION NUMBER: 21.10.15-3

MOTION BY: Mr. Douglass

SECOND BY: Mr. Bruno

WHEREAS, the Town of Peru has determined that the Town is in need of short-term and/or long-term financing for the Sewer Wastewater Treatment Plant Upgrade Project System; and

WHEREAS, the Town seeks to obtain a grant and low interest loan funds to assist in the reducing the cost of the project to the sewer district; and

WHEREAS, the Town recognizes that work, generally including the examination of applicable law, preparation and review of resolutions and documents relating to authorization of obligations and the expenditure of funds, preparations of all relevant financing proceedings and rendering advice to move the project forward while the town secures said grants and low interest loans is required; and

WHEREAS, Trespasz & Marquardt, LLP has attached a fee schedule for all of the above work for EFC Short-Term and/or Long Term Loan Financing as per New York Environmental Facility’s requirements.

BE IT RESOLVED, that the Town Board accepts the Bond Counsel Retainer Letter from Trespasz & Marquardt, LLP for the above referenced work.

AND, BE IT

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:	<u>YES</u>	<u>NO</u>
Richard Barber Jr.	x	
Kregg Bruno	x	
James Douglass	x	
Mel Irwin	x	
Brandy McDonald	x	

Carried: 5 Ayes 0 Nays

RESOLUTION NUMBER: 21.10.15-4

A RESOLUTION ACCEPTING THE AES NORTHEAST, PLLC PROPOSAL DATED OCTOBER 4, 2021 FOR ARPA FUNDING SET UP AND SUSEQUENT REPORTING FOR 2021.

MOTION: Mr. Barber

SECOND: Mr. Irwin

WHEREAS, the Town Board has received a proposal from AES Northeast, PLLC to complete the ARPA Funding set up and reporting for the 2021 reporting deadline. **AND**,

NOW, THEREFORE, BE IT

RESOLVED, that the Town of Peru accepts the proposal of AES Northeast, PLLC at a hourly rate of \$114.00 for three (3) days for services provided in accordance with the Town of Peru’s financial policies; not to exceed \$2,736.00 (Two thousand seven hundred thirty six dollars), And directs the Town of Peru Supervisor, Brandy McDonald to sign this agreement.

BE IT RESOLVED, that this Resolution shall take effect immediately.

Roll Call:	<u>YES</u>	<u>NO</u>
Richard Barber Jr.	x	

	Kregg Bruno	x	
	James Douglass	x	
	Mel Irwin	x	
	Brandy McDonald	x	

Mr. Tetrault stated a consent from the DEC for the filtration plant to be completed within 2-3 years. Bond counsel is hired to do the step by step financing for the bonds with AES assisting .

Mr. McDonald stated COVID 19 funds received may be applied to this project. Paperwork is being filed now

Carried: 5 Ayes o Nays

A RESOLUTION ACCEPTING THE SEQRA REVIEW AND DETERMINATION FOR THE SEWER WASTEWATER TREATMENT PLANT UPGRADE SYSTEM PROJECT

RESOLUTION NUMBER: 21.10.15-5

MOTION BY: Mr. Bruno

SECOND BY: Mr. Douglass

WHEREAS, the Town of Peru Board (hereinafter “Board”) in Clinton County, NY having duly considered the upgrades to the existing wastewater treatment plant and collection system along with the addition of disinfection to the system, located at 24 Sunrise Way, Peru NY 12972 Clinton County (hereinafter the “project”) and the funding for the project and is cognizant that such proposed action may possibly be considered to have an effect on the environment; and **WHEREAS**, the Board by operation of law is the lead agency authorized to perform a review under the State Environmental Quality Review Act (hereinafter “SEQRA”) pursuant to Article 8 of the Environmental Conservation Law and undertook an UNCOORDINATED review and enlisted the services of appropriate consultants to study and analyze the proposed action and provide professional opinions as to the classification of the nature of the proposed action for purposes of SEQRA; and

WHEREAS, a comprehensive review of the proposed project has been completed and it has been determined that the project is an UNLISTED ACTION for purposes of SEQRA; and **WHEREAS**, a Short Environmental Assessment Form (SEAF) was reviewed and discussed during a meeting of the Board held on the October 14, 2021 at which time the board reviewed the criteria and determined the significance of the project including the proposed action, its location, its purpose, and its potential impacts on the environment.

NOW, AFTER DUE CONSIDERATION AND DELIBERATION THEREON, IT IS

RESOLVED, that the proposed action is classified as an Unlisted Action; and be it

FURTHER RESOLVED, that the said SEAF with both Parts 1 and 2 filled out be attached to this Resolution for inclusion in the Town Board’s Records, and be it

FURTHER RESOLVED, that the Project could not create any adverse effects as described in Part 2 section C of the SEAF because the proposal itself entails no new construction or activity and involves upgrades to the existing Wastewater Treatment Plant and Collection System along with the additional of Disinfection at the Wastewater Treatment Plant, and be it

FURTHER RESOLVED, that the Board issues a negative declaration in connection with the SEQRA review of this project, be it

FURTHER RESOLVED, that the Supervisor of the Town of Peru is hereby authorized and directed to endorse the said Negative Declaration on Part 3 of the SEAF attached hereto; and be it

FURTHER RESOLVED, that based upon the consideration and completion of the SEAF process the Board determined that based upon the classification and negative declaration noted above, no further action is required by the Board to comply with SEQRA.

AND, BE IT

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:		<u>YES</u>	<u>NO</u>
	Richard Barber Jr.	x	
	Kregg Bruno	x	
	James Douglass	x	
	Mel Irwin	x	
	Brandy McDonald	x	

Carried: 5 Ayes 0 Nays

RESOLUTION NUMBER: 21.10.14-6

MOTION BY: Mr. Barber

SECOND BY: Mr. Bruno

At a Regular Meeting of the Peru Town Board, held at the Meeting Room at the Town of Peru Town Hall Building, 3036 Main St., Town of Peru, New York on the 14th day of October, 2021.

ORDER CALLING PUBLIC HEARING (202b Improvement) TO BE HELD ON OCTOBER 25, 2021 AT 5:45 O'CLOCK P.M.

PRESENT:

Brandy McDonald, Supervisor
 James Douglass, Councilman
 Melvin Irwin, Councilman
 Richard Barber, Councilman
 Kregg Bruno, Councilman

IN THE MATTER OF CONSTRUCTION OF,
 AND IMPROVEMENTS TO, THE TOWN OF
 PERU SEWER DISTRICT NO.1 WASTEWATER TREATMENT
 PLANT AND TO PROVIDE FUNDS TO DEFREY THE
 COST THEREOF, \$9,954,421 OF THE GENERAL OBLIGATION
 SERIAL BONDS OF THE TOWN OF PERU SHALL BE ISSUED
 PURSUANT TO THE PROVISIONS OF THE NEW YORK
 LOCAL FINANCE LAW; AND FURTHER AUTHORIZING
 THE TOWN TO SUBMIT APPLICATIONS TO THE NEW YORK
 STATE ENVIRONMENTAL FACILITES CORPORATION
 AND OTHER AGENCIES FOR GRANT FUNDING AND
 FINANCIAL ASSISTENCE IN CONNECTION THEREWITH.

WHEREAS, The Town of Peru Town Board, Clinton County, New York previously requested AES Northeast, duly licensed engineers in the State of New York ("Engineers"), to prepare a preliminary map, plan, and report, as amended, for the increase and improvement of the Town of Peru Sewer District No. 1 Wastewater Treatment Plant and pursuant to the Town's direction, the Engineers have completed and filed with the Town Board such preliminary map, plan and report, as amended, and have estimated that the maximum cost thereof to be Nine Million Nine Hundred Fifty-Four Thousand and Four Hundred Twenty-One Dollars (\$9,954,421.00); now therefore be it

ORDERED, that a special meeting of the Town of Peru Town Board to be held in the Meeting Room at the Town of Peru Town Hall Building, 3036 Main St., Town of Peru, New York (Clinton County), on the 25th day of October, 2021 at 5:45 O'clock P.M. to consider said increase and improvement of facilities of the Town of Peru Sewer District No. 1 Wastewater Treatment Plant and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law; and it is,

FURTHER ORDERED, that the Town Clerk publish at least once in The Town of Peru's official newspaper, the Press Republican, and post on the signboard of the Town

maintained pursuant to Town Law 30(6), a copy of this Order, certified by the Town Clerk, the first publication thereof and posting to be not less than ten (10) nor more than twenty (20) days before the date of such public hearing.

October 14, 2021

TOWN BOARD OF THE TOWN OF PERU

Brandy McDonald, Supervisor

James Douglass, Councilman

Melvin Irwin, Councilman

Richard Barber, Councilman

Kregg Bruno, Councilman

(Town Seal)

**STATE OF NEW YORK
TOWN OF PERU**

I, Dianne Miller, Town of Peru Town Clerk, DO HEREBY CERTIFY that I have compared the preceding Order with the original thereof filed in my office on October 14, 2021, and the same is a true and correct copy of said original and of the whole thereof so far as the same relates to the subject matter referred to therein.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 15th day of October, 2021.

Dianne Miller
Town Clerk

RESOLUTION NUMBER: 21.10.14-7

MOTION: Mr. Bruno

SECOND: Mr. Douglass

RESOLUTION DESIGNATING AUTHORIZED REPRESENTATIVE AND AUTHORIZING THE PREPARATION AND SUBMISSION OF A NEW YORK STATE WATER INFRASTRUCTURE IMPROVEMENT ACT (WIIA) GRANT APPLICATION

WHEREAS, The New York State Environmental Facilities Corporation (EFC) has a Water Infrastructure Improvement Act Grants available through the New York Clean Water State Revolving Fund program; and

WHEREAS, EFC requires that the Town designate a representative to sign all documents related to the project; and

WHEREAS, the Town wishes to utilize the services of Tedford Consulting and AES Northeast to jointly prepare and submit an application to the Water Infrastructure Improvement Act grant program for Sewer Wastewater Treatment Plant Upgrades;

NOW, THEREFORE BE IT RESOLVED that the Town Supervisor is authorized to execute documents with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the Project; and

THEREFORE, BE IT FURTHER RESOLVED, that the Town of Peru authorizes Tedford Consulting and AES to jointly prepare and submit an application for funding under the Water Infrastructure Improvement Act grant program for the Sewer Wastewater Treatment Plant Upgrades.

Roll Call:	<u>YES</u>	<u>NO</u>
Richard Barber Jr.	x	
Kregg Bruno	x	
James Douglass	x	

	Mel Irwin	Excused	
	Brandy McDonald	x	

Mr. McDonald stated he is pursuing additional grants.

Carried: 4 Ayes 0 Nays

Approval of Rifenburg’s Pay Application # 6

Motion by Mr. Barber second by Mr. Bruno to approve Rifenburg’s Pay request #6 in the amount of \$ 436,080.90.

4 Ayes 0 Nays

Sewer Project Update

Mr. Tetrault stated D.O.T right of way restoration is almost complete. A manhole was decommissioned for D.O.T. A cement asbestos pipe was found on Maiden Lane. Asbestos professionals were called to remove. 10” line on Sunrise Drive was installed. 10 trees were removed by Mr. Kelley on Maiden Lane. Water break on Maiden Lane on October 1, 2021 may possibly been caused due to the disruption with the construction.

Other Business

Mr. McDonald stated the application to lower speed limit on Telegraph road has been denied. Mr. Guynup stated at the planning board would like the “ complete street program” would like to go forward. Alison Webbinaro and Alison Hulbert are interested in participating. They asked if the town may consider a subcommittee. Mr. Favro stated he Town of Plattsburgh does have subcommittee and is very effective.

Mr. Flynn stated this was the last week of soccer. The moving up will be held October 18, 2021 at the school under the lights at 6:30PM. Loremans and Finneys Sports donated the shirts for the game.

Mr. Farrell stated the salt and sand is finished. Plan is to finish sidewalk and pave at Community Church next Monday thru Wednesday. Mr. Farrell will reach out to ADA for assistance on details with the brick manhole at Mason Street and 22B to comply with regulations. Mowing is completed. Mr. Farrell attended the fall conference in Saratoga. Mr. was honored to give Tom Sears the achievement award. Mr. Farrell attended seminars including causes of fires in garages and the safety that needs to be implemented to prevent them.

Mr. Tetrault stated three grants are being applied for thru the Lake Champlain Basin grant program. AES for 2-(Engineering-Valcour/Backwash and 1for equipment for the town.

Motion by Mr. Barber seconded by Mr. Douglass at 6:40 PM to adjourn Regular Meeting to go into Executive Session.

No action will be taken

4 Ayes 0 Nays

Motion by Mr. Douglass seconded by Mr. Barber at 7:27PM to return to Regular Meeting.

Public Comments on Agenda Items Only

NONE

RESOLUTION NUMBER: 21.10.14-8

A RESOLUTION AUTHORIZING THE POST-AUDIT PAYMENT OF CERTAIN CLAIMS, BILLS AND INVOICES OF THE TOWN

MOTION: Mr. Bruno

SECOND: Mr. Barber

WHEREAS, the Town Board has reviewed and audited the following claims, bills and invoices for services rendered and goods provided to the Town in October 2021:

From Town of Peru Vouchers in October 2021; #202101127 through and including #202101207,

Abstract dated October 13, 2021

For the dollar amount totaling: \$150,890.86, of that, \$23,735.30 was wired, credit cards and prepaid; and \$127,155.56 is remaining to be paid 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:		<u>YES</u>	<u>NO</u>
	Richard Barber, Jr.	x	
	Kregg Bruno	x	
	Mel Irwin	Excused	
	James Douglass	x	
	Brandy McDonald	x	

Carried: 4 Ayes 0 Nays

Motion by Mr. Barber seconded by Mr. Bruno to adjourn the regular meeting at 7:29 PM.

Ayes 4 Nays 0

Motion Carried

_____ *Supervisor* _____ *Councilman*

_____ *Councilman* _____ *Councilman*

_____ *Councilman*