

The regular meeting of the Peru Town Board was held on Monday, August 26, 2024 at the Peru Town Hall. Those present were Mr. Craig Randall, Supervisor;(Excused) Mr. James Douglass, Deputy Supervisor; Mr. Eric Duquette, Councilman; Mr. Melvin Irwin, Councilman; Mr. Kregg Bruno, Councilman and Mrs. Dianne Miller, Town Clerk. Also present were Ms. Pamela Barber, Confidential Secretary to the Board and Deputy Town Clerk; Mr. Courtney Tetrault, Water/Sewer Superintendent;(Excused), Mr. Michael Farrell, Highway Superintendent; Mr. Tyler Jarvis, Deputy Highway Superintendent; Mr. Matthew Favro, Town Attorney; Mr. T'Chaka Sikelianos, Dog Control Officer, Mrs. Kristin Marino, Recreation Director and Mr. Bob Guynup, Zoning Officer

The meeting was called to order at 6:03 PM by Mr. Douglass, with the Pledge of Allegiance.

Motion by Mr. Bruno; seconded by Mr. Duquette to accept the Regular Meeting minutes held August 12,2024.
Ayes 4 Noes 0 **Motion Carried**

Motion by Mr. Bruno; seconded by Mr. Irwin to accept the Emergency Meeting minutes held August 19, 2024.
Ayes 4 Noes 0 **Motion Carried**

Community Input
NONE

RESOLUTION NUMBER: 24.08.26-1

A RESOLUTION AUTHORIZING THE TRANSFER OF MONIES FROM THE STORM DRAIN RESERVES FUND TO THE HIGHWAY H-33 CULVERT PROJECTS FUND TO COVER THE INTERIM CONTRACTUAL NEEDS.

MOTION: Mr. Bruno **SECOND: Mr. Irwin**

WHEREAS, In order to meet the financial needs for the management of **the Highway Accounts** funds need to be transferred from the **Storm Drain Reserves Fund** for the payment of the culvert projects billing.

RESOLVED, That the Town Board has authorized the transfer in the total amount of \$21,057.00 to cover the current cost of the project contract billing from Highway Storm Drain Reserves.

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:		YES	NO
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

RESOLUTION # 24.08.26-2

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. Duquette**

WHEREAS, the Town Board has been informed by the Highway Superintendent that residents along Rockwell Rd. have expressed the concern that the present speed limit of 55 miles per hour

on **Rockwell Rd., between Fox Farm Rd. and Military Turnpike** 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:

Rockwell Rd., between Fox Farm Rd. and Military Turnpike

Discussion: Mr. Farrell thought it would go through since it is a non-posted speed limit of 55 mph.

Roll Call:	YES	NO
Kregg Bruno	x	
James Douglass	x	
Eric Duquette	x	
Mel Irwin	x	
Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

Mr. Farrell stated the proceeds will be a 50/50 split with the Town of Ausable as the purchase was 50/50 between the two towns.

RESOLUTION NUMBER: 24.08.26-3

AUTHORIZING THE TOWN SUPERVISOR TO APPROVE TO DECLARE THE TOWN OF AUSABLE AND THE TOWN OF PERU HIGHWAY DEPARTMENT'S 2005 BLAW KNOX PAVER AS SURPLUS AND OFFER IT FOR SALE ON AUCTIONS INTERNATIONAL.

MOTION: Mr. Bruno

SECOND: Mr. Duquette

WHEREAS, it is having been determined, in consultation with the Town Highway Superintendent, that the Town of Peru and the Town of Ausable has no further need for a 2005 Blaw Knox Paver and

WHEREAS, The Town of Peru and the Town of Ausable has declared it as surplus equipment, and

WHEREAS, the Board is willing to put the 2005 Blaw Knox up for sale in "as is" condition.; be it

RESOLVED, the Town Supervisor is hereby authorized and directed to make known to the public that such sale 2005 Blaw Knox to be "as is" with no warranties or guarantees express or implied, and such offer to sell the paver on the Auctions International Website and the Towns will equally split the proceeds. It is further,

RESOLVED, this Resolution shall take effect immediately.

Discussion: Mr. Farrell stated the proceeds will be a 50/50 split with the Town of Ausable as the purchase was 50/50 between the two towns. Repairs are needed and it would not be cost effective for either Town.

Roll Call:		<u>YES</u>	<u>NO</u>
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

RESOLUTION NUMBER: 24.08.26-4

AUTHORIZING THE TOWN SUPERVISOR TO APPROVE TO DECLARE THE TOWN OF PERU HIGHWAY DEPARTMENT’S 1996 DYNAPAC ROLLER AS SURPLUS AND OFFER IT FOR SALE ON AUCTIONS INTERNATIONAL.

MOTION: Mr. Bruno

SECOND: Mr. Irwin

WHEREAS, it is having been determined, in consultation with the Town Highway Superintendent, that the Town of Peru has no further need for a 1996 Dynapac Paver and

WHEREAS, The Town of Peru has declared it as surplus equipment, and

WHEREAS, the Board is willing to put the tractor up for sale in “as is” condition.; be it

RESOLVED, the Town Supervisor is hereby authorized and directed to make known to the public that such sale to be “as is” with no warranties or guarantees express or implied, and such offer to sell the 1996 Dynapac paver on the Auctions International Website. It is further,

RESOLVED, this Resolution shall take effect immediately.

Roll Call:		<u>YES</u>	<u>NO</u>
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

RESOLUTION NUMBER: 24.08.26-5

A RESOLUTION RECOMMENDING THE ACCEPTANCE OF THE KORN DRIVE EXTENSION AS A TOWN ROAD AND AUTHORIZING THE SUPERVISOR TO EXECUTE THE SAME.

MOTION: Mr. Irwin

SECOND: Mr. Bruno

WHEREAS, the Town of Peru Highway Superintendent, Michael Farrell, has regularly inspected the build out of the Korn Drive Extension, requested corrections and has since found that it has been built as per the Town Highway’s specifications, **THEREFORE, BE IT**

RESOLVED, that the Korn Drive Extension to be known hereafter simply as ‘Korn Drive’, be accepted as a Town Road and therefore the Town will take over the maintenance of the same, **AND, BE IT**

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:		<u>YES</u>	<u>NO</u>
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

A RESOLUTION TO HOLD A PUBLIC HEARING TO ADOPT LOCAL LAW #1 OF 2024 TO EXCEED THE TAX LEVY LIMIT ESTABLISHED IN GENERAL MUNICIPAL LAW 3-c. IF NEEDED.

RESOLUTION: 24.08.26-6

MOTION: Mr. Bruno

SECOND: Mr. Duquette

WHEREAS, the Town Board of the Town of Peru is anticipating that the budget for the fiscal year of 2025 will require a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c, and

WHEREAS, a local law is required pursuant to subdivision 5 of General Municipal Law § 3-c to authorize the Town Board to override the tax levy limit by the adoption of a local law approved by vote of sixty percent (60%) of the Town Board, so be it therefore

RESOLVED, that Local Law #1 for the year 2024, entitled "A Local Law to override the tax levy limit established in General Municipal Law § 3-c is duly introduced, and be it further,

RESOLVED, a Public Hearing on said proposed Local Law #1 of 2024 will be held at the Town Hall on Monday, September 9 at 5:45 p.m. where the public will be allowed an opportunity to voice comments for or against said law.

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:		<u>YES</u>	<u>NO</u>
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

Emergency Purchase of Water Treatment Plant Actuators

Note*

Resolution 24.08.26-7

Accept 2025 Budget Workshop Schedule

Motion by Mr. Bruno; seconded by Mr. Duquette to accept 2025 Budget Schedule

4 Ayes 0 Noes

Peru Town 2025 Budgeting Schedule

Wednesday, September 18, 2024, 5:30 PM	Highway Budget Workshop
Wednesday, September 25, 2024, 5:30 PM	Water/Sewer/Valcour Workshop
Wednesday, October 2, 2024, 5:30 PM	Salaries/General Workshop
Thursday, October 3, 2024, 5:30 PM	Special Meeting to Present Tentative Budget (by Oct 5 – Per Town Law)

**Wednesday, October 16, 2024, 5:30 PM
(Downstairs)**

Budget Review Workshop

Wednesday, October 23, 2024, 5:30 PM

Budget Review Workshop (if needed)

**Monday, November 4, 2024, 5:30 PM
Budget**

Public Hearing on Preliminary

**Thursday, November 14, 2024, 5:30 PM
Budget**

Special Meeting to Adopt Final

RESOLUTION NUMBER: 24.08.26-7

RESOLUTION OF THE TOWN BOARD OF THE TOWN OF PERU MAKING AN EMERGENCY PURCHASE OF THREE (3) EQUIPMENT ACTUATORS.

MOTION: Mr. Bruno

SECOND: Mr. Irwin

WHEREAS, Section 64(3) of the Town Law of the State of New York empowers the Town Board of the Town of Peru, (the “Town”) to manage, maintain and control Town property and assets as the purposes of the Town may require.

WHEREAS, the Town Board has received a request from the Town Water Superintendent to purchase three (3) equipment actuators for the Water Treatment Plant on an expedited basis;

WHEREAS, the Town Board finds that this purchase is necessary on an expedited basis because the current Water Treatment Plant, if left in its current condition and failed, could result in restricted capacity of incoming water and must match the existing equipment on the Water Treatment Plant for system to work most efficiently, and

WHEREAS, the estimated total purchase price of the three (3) “Rotork” equipment actuators from Upstate Valve and Control will be \$35,082 (Thirty Five Thousand Eighty Dollars) with and optional on site technician for (\$2,000 (Two Thousand Dollars); and

IT IS HEREBY RESOLVED, by the Town Board of the Town of Peru, in regular session that the Town Water/Sewer Supervisor is hereby allowed to purchase three (3) “Rotork” equipment actuators from Upstate Valve and Control will be \$35,082 (Thirty Five Thousand Eighty Dollars) with and optional on site technician for (\$2,000 (Two Thousand Dollars); and he shall do so as soon as possible;

This Resolution shall take effect immediately and shall be dated August 26, 2024.

Roll Call:	YES	NO
Kregg Bruno	x	
James Douglass	x	
Eric Duquette	x	
Mel Irwin	x	
Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

Other Business

Mr. Farrell stated he was checking on culverts and found 2 more on Fuller Road. An Open House is scheduled for October 5, 2024, for a Salt Brine question and answer for all interested in the concept and how the Town is saving money with its use.

Ms. Barber stated the concert series was done for this year. The challenge this year was spectators smoking and drinking on town property. The board will reach out to law enforcement for next year to possibly show an appearance to reinforce the no smoking or drinking on town property as it is Town Law.

Mr. Irwin and Mr. Duquette thanked Forrence Orchards and Barnes Excavating for donation to haul boulders to Sullivan Park with the Highway Departments assistance.

Mrs. Marino thanked Chris Martineau and his crew for the awesome job on the soccer fields. Mrs. Marino also stated Alexis Grennan has been hired as Assistant Recreation director for soccer season.

Public Comments on Agenda Items Only
NONE

RESOLUTION NUMBER: 24.08.26-8

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

MOTION: Mr. Bruno

SECOND: Mr. Irwin

WHEREAS, the Town Board has reviewed and audited the following claims, bills and invoices for services rendered and goods provided to the Town in August 2024:

From Town of Peru Vouchers for August 2024 #202401129 through and including #202401190

Abstract dated: 8/21/24.

For the dollar amount totaling: \$166,524.84; of that, \$15,337.56 was wired, credit cards and prepaid; and \$151,187.28 is remaining to be paid for August 2024.

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>
	Kregg Bruno	x	
	James Douglass	x	
	Eric Duquette	x	
	Mel Irwin	x	
	Craig Randall	Excused	

Carried: 4 Ayes 0 Noes

Motion by Mr. Bruno; seconded by Mr. Duquette to adjourn the regular meeting at 6:48 PM.
Ayes 4 Noes 0

Motion Carried