

The regular meeting of the Peru Town Board was held on Monday, February 27, 2023 at the Peru Town Hall. Those present were Mr. Brandy McDonald Supervisor; Mr. James Douglass, Deputy Supervisor; Mr. Melvin Irwin, Councilman; Mr. Richard Barber; Councilman; Mr. Gregg Bruno, 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;(Excused) Ms. Pamela Barber, Confidential Secretary to the Board, Mr. Matthew Favro, Town Attorney; Mr. T'Chaka Sikelianos, Dog Control Officer and Mrs. Kristin Marino, Interim Recreation Director .

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

Motion by Mr. Bruno seconded by Mr. Barber to accept Organizational Meeting Minutes held January 9, 2023.

Ayes 3 Noes 0

Motion Carried

Motion by Mr. Barber seconded by Mr. Bruno to accept Regular Meeting minutes held January 9, 2023.

Ayes 3 Noes 0

Motion Carried

Motion by Mr. Irwin seconded by Mr. Bruno to accept Regular Meeting minutes held February 13, 2023.

Ayes 4 Noes 0

Motion Carried

Community Input

NONE

Motion by Mr. Bruno seconded by Mr. Irwin to approve Final Plus/Minus Change order #2 for Luck Bros. Elm St. Project.

5 Ayes 0 Noes

Motion by Mr. Bruno seconded by Mr. Barber to approve Final Payment Application #5 (\$70,554.33) to Luck Bros. Elm St. Project.

5 Ayes 0 Noes

Motion by Mr. Bruno seconded by Mr. Barber to approve Revised Final Plus/Minus Change order Amendment #6 to Agreement with AES Northeast.

Mr. McDonald stated the amount is a decrease of \$ 11,046.81

5 Ayes 0 Noes

Mr. Favro summarized resolution and noted to proceed as read

RESOLUTION NUMBER: 23.2.27-1

A RESOLUTION TO DE-OBLIGATE \$107,873.99 FROM THE US RURAL DEVELOPMENT FUNDING FOR THE SEWER COLLECTION PROJECT FOR THE TOWN OF PERU.

MOTION: Mr. Bruno

SECOND: Mr. Barber

Whereas, the Town of Peru's Sewer Collection System Upgrade Project is funded in part by USDA Rural Development (RD), and

Whereas, RD requires a Board Resolution to amend the Form E Administration budget amounts, and/or Contracts, as set forth in a Form E-Project Budget document, and

Whereas, the Project is now completed, and

Whereas, due to the project's three (3) Cost Overruns an additional fee of \$33,102 has been Invoiced by Bond Counsel, and

Whereas, the Form E line A.2 Bonding needs to be increased by \$32,940.00 to cover this Invoice, and

Whereas, due to the project's extended time frame the cost of having a Single Audit performed for the project has increased by \$5,200.00, and

Whereas, the Form E line A.7 Single Audit needs to be increased by \$5,200.00 to cover the increased costs, and

Whereas, the Form E line A.8 Miscellaneous in the amount of \$4,740.76 is not needed for project costs, and

Whereas, the Form E line A.4 Fiscal Coordination in the amount of \$18.65 is not needed for project cost, and

Whereas, the Form E line A.3 Interest in the amount of \$506.62 is not needed for project costs, and

Whereas, the Form E line A.1 Legal in the amount of \$1,315.75 is not needed for project costs, and

Whereas, Form E #21 line D.1 Contingency in the amount of \$107,873.99 is not needed for project costs;

Therefore, be it Resolved that Form E line A.2 Bonding be increased by \$32,940 and correspondingly Form E line D.1 Contingency be reduced by \$32,940, and

Therefore, be it Resolved that Form E line A.7 Single Audit be increased by \$5,200.00 and correspondingly Form E line D.1 Contingency be reduced by \$5,200.00 and

Therefore, be it also Resolved that \$4,740.76 from Form E line A.8 Miscellaneous, \$18.65 from Form E line A.4 Fiscal Coordination, \$506.62 from Form E line A.3 Interest and \$1,315.75 from Form E line A.1 Legal be added to Form E #21 line D.1 Contingency, and

Therefore, be it also resolved that the Town hereby requests that Rural Development de-obligate project funding in the amount of \$107,873.99 as shown on Form E #21 line D.1 Contingency.

Therefore, be it also resolved, that this resolution shall take effect immediately.

Roll Call:	YES	NO
Richard Barber, Jr.	x	
Kregg Bruno	x	
James Douglass	x	
Mel Irwin	x	
Brandy McDonald	x	

Carried: 5 Ayes 0 Noes

RESOLUTION NUMBER: 23.2.27-2

A RESOLUTION APPROVING THE AES, NORTHEAST PROPOSAL #P2022104 FOR THE RESERVOIR MAINTENANCE DREDGING PERMITTING PROCESS AND AUTHORIZING THE SUPERVISOR TO EXECUTE THE SAME.

MOTION: Mr. Bruno

SECOND: Mr. Douglass

WHEREAS, the Town Board has the AES, Northeast proposal for Reservoir Maintenance Dredging Permitting Processing before them, and.

WHEREAS, AES Northeast proposes to conduct the work necessary to prepare and submit the ACOE, APA, DEC and SEQR permit applications to the proper authorities for the reservoir maintenance dredging, and

WHEREAS, this includes wetland delineation surrounding the reservoir, surveying wetland flags and key features around the reservoir, mapping sediments within the reservoir, collecting required photographs documenting conditions, completing the forms for signature by the Town and submitting the permits and supporting materials to the respective regulatory agencies. and

WHEREAS, the proposal does not include preparation of an environmental impact statement (if required), dredging design, bidding services, or construction oversight. The proposal does not include public meetings and/or public hearings. The proposal does not cover additional work the APA may require related to the 2013 dredging.

THEREFORE, BE IT

RESOLVED, said proposal from AES, Northeast for the sum of \$29,885.00 (Twenty nine thousand eight hundred eighty five dollars) is approved for the above mentioned project and the Supervisor be and hereby is authorized to execute said agreement.

AND, BE IT

RESOLVED, that this Resolution shall take effect immediately.

Roll Call:	YES	NO
Richard Barber, Jr.	x	
Kregg Bruno	x	

	James Douglass	x	
	Mel Irwin	x	
	Brandy McDonald	x	

Carried: 5 Ayes 0 Noes

RESOLUTION NUMBER: 23.2.27-3

A RESOLUTION TO AUTHORIZE ENGINEERING VENTURES FOR ENGINEERING FEES FOR THE RECOMMENDATION FOR STRUCTURE AND BID SPECIFICATIONS THROUGH PROJECT COMPLETION FOR THE “COOK ROAD CULVERT REPLACEMENT PROJECT”.

MOTION: Mr. Barber

SECOND: Mr. Bruno

WHEREAS, to authorize Engineering Ventures to prepare bid specifications and advertise for receipts of bid once complete, for the project known as “Cook Rd. Culvert Replacement Project”.

WHEREAS, Bid specifications, timing, and authorization, will be in accordance with all applicable funding agency requirements, and

WHEREAS, Engineering Ventures estimates their cost to be as per attached estimate to be \$48,760.00 (Forty eight thousand seven hundred sixty dollars), **THEREFORE, BE IT**

RESOLVED, said proposed authorization is approved as per requirements.

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 Noes

Mr. Barber asked the length of the trailer. Mr. Tetrault stated 24 feet and also the trailer was purchased locally.

RESOLUTION NUMBER: 23.2.27-4

A RESOLUTION TO PURCHASE AN ENCLOSED EQUIPMENT TRAILER BY THE TOWN OF PERU WATER/SEWER/PARKS DEPARTMENTS.

MOTION: Mr. Barber

SECOND: Mr. Douglass

WHEREAS, The Town of Peru Town Board has found a need to purchase a new enclosed equipment trailer for the Water/Sewer/Parks Departments to more efficiently house and transport mowing equipment and miscellaneous tools. It has been determined that the current trailer has been repaired and is not cost efficient to continue with repairs. The Town W/S/Parks Department received three bids and was the lowest responsible bid received.

WHEREAS, the bid received was \$13,268.50 (Thirteen thousand two hundred sixty eight dollars and fifty cents) to furnish new enclosed equipment trailer as per specifications and

WHEREAS, although this is not the lowest bid for the trailer, after factoring in the delivery costs, it is more economically feasible to accept this bid, and

WHEREAS, the Town Board and the Water/Sewer/Parks Department Superintendent have determined that the new enclosed equipment trailer would provide the W/S/Parks Department to more efficiently protect and transport the Town’s equipment, and to award the bid to Key R-D Trailer Sales, and **NOW**

BE IT RESOLVED that this resolution shall take effect immediately and the Town Supervisor is authorized to sign all paperwork to execute this purchase as soon as possible.

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 Noes

Other Business

According to section Public Officers Law section 105 (1)(f) per Lori Mithen-Demasi General Counsel for Association of Towns a special meeting with executive session will interview candidates for Recreation Director. Ms. Barber reached out to Association of Towns for this information. Mr. Favro recommended a special meeting as the meeting will consist of executive session only.

Mrs. Marino commented on the success of the basketball program, Finney’s sport store and preparing for summer programs.

Mr. Marino shared the boys’ basketball participated in Senior night with high school basketball team. Mrs. Miller asked Mr. Marino if the time clock was working and at this time it is not.

Mr. Farrell stated the Telegraph Road culvert between Sullivan Road and Bruce Drive was being repaired by Fullers Excavation through an emergency contract with the County. The Town is paying for the materials directly as a cost savings.

Mr. Favro stated and stressed a survey needs to be done by the owner to resolve the turnaround issue on McGarr Rd. with Mr. Gibson. Mr. Favro will be sending a letter to Mr. Gibson.

Public Comments on Agenda Items Only

NONE

RESOLUTION NUMBER: 23.2.27-5

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

MOTION: Mr. Barber

SECOND: Mr. Bruno

WHEREAS, the Town Board has reviewed and audited the following claims, bills and invoices for services rendered and goods provided to the Town in February 2023:

From Town of Peru Vouchers in February 2023; #202300088 through and including #202300249

Abstract dated 2/22/2023.

For the dollar amount totaling: \$339,194.72; of that, \$17,229.32 was wired, credit cards and prepaid; and \$321,965.40 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	x	
	James Douglass	x	
	Brandy McDonald	x	

Carried: 5 Ayes 0 Noes

Motion by Mr. Douglass seconded by Mr. Bruno to adjourn the regular meeting at 6:52 PM.
Ayes 5 Noes 0 **Motion Carried**

_____ *Supervisor* _____ *Councilman*

_____ *Councilman* _____ *Councilman*

_____ *Councilman*