

January 23, 2017

A REGULAR MEETING of the Akron Village Board was held on this date at 7:01 p.m. Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Keith A. Hatswell, Brian T. Perry; Village Attorney Andrew Borden, Clerk Daniel P. Borchert and Treasurer Tammy Kelley

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh seconded by Forrestel that the Minutes of the regular meeting of January 9, 2017 and the special meeting of January 19, 2017 be and hereby is approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION, duly moved by Forrestel seconded by Perry that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	20,368.55
Electric Fund	\$	187,955.43
Water Fund	\$	3,507.94
Sewer Fund	\$	3,970.71

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell that the following building permit be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Carl Patterson	7 Buell Street	Roof-Garage	\$50.00
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ADOPTED	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

Mayor Patterson abstained from voting

RESOLUTION duly moved by Middaugh and seconded by Hatswell that the following building permit be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Bank of Akron	57 Main Street	Interior Reno	\$720.00
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ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

Trustees Forrestel and Perry abstained from voting

RESOLUTION duly moved by Forrestel and seconded by Perry that the following building permit be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Michael Middaugh	34 Skyline Drive	Roof	\$50.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRETEL	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	-AYE

Trustee Middaugh abstained from voting

RESOLUTION duly moved by Hatswell and seconded by Perry that the following building permits be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Mark Buell	83 Main Street	New Business	\$50.00
Matthew Takach	200 East Avenue	Remodel	\$210.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	-AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell that the following Application for Dumpster Permit for the year 2017 be and hereby is approved in accordance with the application filed and payment of the annual permit fee:

Perry's Ice Cream	One Ice Cream Plaza	Renewal	\$250.00
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ADOPTED	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE

Mayor Patterson and Trustee Perry abstained from voting

RESOLUTION duly moved by Perry and seconded by Middaugh that the following Peddlers Permit be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Three Sisters & Little D Corp	Middleport, NY	1 Year	\$100.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	-AYE

PUBLIC HEARING – none

APPEARANCE – Matthew Montalbo from Drescher & Malecki the Village Auditors came before the Board to present an overview of the audit year ending May 2016. He reviewed the different funds and did mention that the Village books are in much better shape than they have been in the last 4 years. His firm believes the correct actions have been made as far as management changes, setting up the Finance and Operational Committees and lastly believes the Village has the will to improve going forward.

Mayor Patterson thanked Matthew for his presentation and all the work, support and guidance he and his firm have provided the Village. Trustee Forrestel commented that the communication between the Village and Drescher & Malecki has been much better than the previous firm.

Resident Doug Ceisner asked the Board if they had an answer for the \$422,000 balance difference stated on the State Audit. Village Attorney Borden explained that there was no actual

money missing. There was a budget oversight and revenues were not ear marked specifically for certain capital expenditures and were budgeted for operating funds in error.

PUBLIC COMMENT – Resident Doug Ceisner thanked the Public Works for replacing the street lights on East Avenue with LED lights making the street so bright, unfortunately it also shows all the large potholes. He asked if the Board would please send another letter to Erie County regarding the condition of East Avenue. Mr. Ceisner also asked what was done at the Special Meeting held January 19, 2017. Clerk Borchert stated the meeting was held in executive session only regarding contractual and personnel issues. He also asked if Step by Step has a roof permit for work being done on Main Street. The permits were issued to building owners Kevin Ward 56 Main Street and Ronald Martin for 58 Main Street in November 2016. Lastly, Mr. Ceisner asked if the Bank of Akron will fill out a New Business Permit for the property at 57 Main Street.

Sandy Bassanello from Mary’s Good and Plenty asked if there are a rules and regulations concerning the Peddlers who have obtained Permits.

PROJECT REPORTS – none

MONTHLY REPORTS –

Departments –

CLARK PATTERSON LEE – absent

TREASURER – submitted the Treasurers Report as of December 31, 2016 reported: will be handing out budget worksheets to Department Heads this Friday at the Operations Committee meeting; scheduled the NYS Deferred Comp Representative to be present this Friday for any employee to sign up and or for those employees who have questions or changes on their existing accounts; lastly recommended the following budget transfers for December 2016:

RESOLUTION duly moved by Hatswell and seconded by Forrestel to approve the following budget transfers on the recommendation of the Finance Committee and Treasurer Kelley be and hereby are approved.

General Fund

A1325.0400	to	A1325.0408	\$30.00
Clerk Treasurer Expenses		Clerk-Treasurer Dues	

Water Fund

F1990.0400	to	F8320.0200	\$17.34
Contingency Account		Crittenden Road Well Equipment	
F8330.0400	to	F8330.0461	\$100.00
Water Plant Expenses		Water Plant Automotive Repairs	
F8330.0400	to	F8330.0467	\$200.00
Water Plant Expenses		Water Plant Outside Equipment	
F1990.0400	to	F8340.0409	\$1,000.00
Contingency Account		Water Distribution Emergency Repairs	
F8340.0400	to	F8340.0419	\$100.00
Water Distribution Expenses		Water Distribution Office Supplies	

Sewer Fund

G8120.0400	to	G8120.0456	\$6.57
Sanitary Sewer System Expenses		Sanitary Sewer System Leisurewood Lift Station	
Expense			
G1990.0400	to	G9710.0700	\$2,837.00
Sewer Contingency Account		Sewer Interest Expense	
G8130.0400	to	G9950.0900	\$4,375.00
Sewer Treatment Plant Expense		Inter fund Transfers	
G8110.0420	to	G9950.0900	\$15,000.00
Engineering Expense		Inter fund Transfers	

Water Fund:

Add Revenue			
F599 Appropriated Fund Balance			\$47,042.23

Sewer Fund:

Add Revenue

G599 Appropriated Fund Balance

\$20,747.81

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Hatswell – reported: still working on the Akron Fire Company contract; attended several meetings with the Town of Newstead representatives regarding the possibility of a shared Code Enforcement Officer position; attended a Finance Committee meeting last Friday along with Charles from Drescher & Malecki, the Village Audit Firm, who was very helpful going through line by line items

Trustee Forrestel – nothing

Mayor Patterson – reported: reminder of meeting with Town of Newstead tonight; would like to discuss the possibility of extending the Modern Disposal contract jointly with the Town of Newstead for another five-year contract beginning 2018; Very happy with the new audit firm Drescher & Malecki; would like to schedule Budget meetings as soon as the Finance and Operations Committees are ready

Michael Middaugh – Reported: continuing to work on the Master Plan Review

Trustee Perry – also attended the meetings with the Town of Newstead Supervisor David Cummings and Councilman Jendrowski regarding the possible shared Code Enforcement Officer position; will attend the Operations Committee meeting this Friday where discussion of the budget needs for the different departments will be the main subject.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –nothing

Public Works Facility at 43 East Avenue – nothing

Cable Contract – nothing

Sewer Meter Maintenance Agreement –nothing

Budget Transfers –covered during Treasurer’s report

Corrective Action Plan - nothing

NEW BUSINESS

RESOLUTION duly moved Forrestel and seconded by Middaugh to authorize the Mayor to execute the agreement with Municipal Solutions for the funding application associated with the Clean Water State Revolving Fund not to exceed \$13,000 be and hereby approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell to approve Robert Lucia & Robbie Lucia to attend Western New York Water Works Conference on Wednesday February 15, 2017 in Batavia, NY at a cost of \$10.00 per person plus travel be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KEITH A. HATSWELL - AYE
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to allow Tammy Kelley to attend the Erie County Department of Homeland Security & Emergency Services Public Assistance Workshop on Wednesday February 8, 2017 in Cheektowaga, NY at no cost except for travel be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KEITH A. HATSWELL - AYE
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell to authorize the Mayor to sign the amended Ambulance Contract reflecting the state change in EMT levels be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KEITH A. HATSWELL - AYE
BRIAN T. PERRY - AYE

CORRESPONDENCE

Charter Communications notification of upcoming changes in selected services

Erie County Department of Environment & Planning Public Review of Draft 2017 Annual Action Plan

Erie County Regional 12 Hour Pesticide Applicator Re-Certification Course

PUBLIC COMMENT: Resident Doug Ceisner asked if the Village was still paying for the Home Insulation Program. Clerk Borchert stated that it would be paid off in two years.

RESOLUTION duly moved by Perry and seconded by Hatswell to go into executive session regarding contractual and personnel issues at 7:48 p.m. be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KEITH A. HATSWELL - AYE
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to come out of executive session regarding contractual and personnel issues at 8:29 p.m. be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KEITH A. HATSWELL - AYE
BRIAN T. PERRY - AYE

After a brief recess, the Village Board welcomed the Newstead Town Board at 8:35 p.m. for their joint meeting.

Joint Refuse & Recycling Contract – The initial joint contract with Modern Corporation was for five years and then there is an additional five-year option that the Village and Town can exercise. January 1, 2017 is the last year of the original five-year contract. Both Boards will think about if they would like to exercise the new five-year option or put together a new RFP for a new contract.

Joint Comprehensive Plan – Supervisor Cummings will be attending a meeting this week with the Erie County Department of Environment & Planning regarding the Comprehensive Plan Grant. There was only one firm that submitted a bid for our plan. Paul D’Orlando of Environment & Planning noted that for this type of project only having one bidder is not uncommon.

RESOLUTION duly moved by Hatswell and seconded by Middaugh to go into executive session with the Town of Newstead Board regarding contractual and personnel issues at 8:42 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	-AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to come out of executive session with the Town of Newstead Board regarding contractual and personnel issues at 10:04 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	-AYE

On motion of Hatswell and seconded by Forrestel at 10:05 p.m. this meeting was ADJOURNED

MAYOR

CLERK