

January 26, 2015

A REGULAR MEETING of the Akron Village Board was held on this date at 7:32 p.m. Present: Mayor Carl E. Patterson, Trustees, E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Keith A. Hatswell; Attorney Daniel D. Shonn, Clerk Treasurer Daniel P. Borchert, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

Village Clerk Treasurer Borchert stated that Daniel D. Shonn retired from the Village of Akron as Attorney on December 31, 2014 and has been notified from NYS Retirement System that everything has been filed and Mr. Shonn is now eligible to be re-appointed as Attorney for the Village of Akron

RESOLUTION duly moved by Patterson and seconded by Capan to re-appoint Daniel D. Shonn as Village Attorney effective January 26, 2015 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell, that the Minutes of the Regular Meeting of January 5, 2015 be and hereby is approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

RESOLUTION, duly moved by Middaugh seconded by Capan 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 | \$ 22,220.24 |
| Electric Fund | \$ 157,278.33 |
| Water Fund | \$ 48,596.23 |
| Sewer Fund | \$ 4,407.50 |
| Trust & Agency | \$ 2,124.75 |

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

| | | | |
|---------------|----------------|-----------------------|----------|
| Francine Rick | 59 Main Street | Sign | \$50.00 |
| Gerald Summe | 97 Main Street | Drywall for Fire Code | \$160.00 |

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE

KATHRYN A. CAPAN - AYE

RESOLUTION duly moved by Hatswell and seconded by Capan that the following Applications for a Plumbers License for the year 2015 be and hereby are approved in accordance with the application filed and payment of the annual license fee of \$75.00:

| | | | |
|---------------|---------------|-----------|---------|
| John Babcock | 549 Main Road | Corfu, NY | \$75.00 |
| Jeffrey Covel | 1622 Ham Road | Basom, NY | \$75.00 |
| Roy C. Perry | Main Road | Akron, NY | \$75.00 |

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel that the following Applications for Dumpster Permits for the year 2015 be and hereby are approved in accordance with the application filed and payment of the annual permit fee:

| | | | |
|--------------------|------------------|-----------|----------|
| Kurt Feitshans | Lewis Rd Apts | Akron, NY | \$50.00 |
| Ford Gum & Machine | 18 Newton Ave | Akron, NY | \$50.00 |
| Cold Spring | 3 Jackson Street | Akron, NY | \$50.00 |
| Michael Schmidt | Knapp Rd Apts | Akron, NY | \$100.00 |
| Pizzabella & Pasta | 42 Main Street | Akron, NY | \$100.00 |

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

PUBLIC HEARING – Solar, Wind or Farm Energy Waste

RESOLUTION duly moved by Forrestel and seconded by Hatswell to hold a Public Hearing on Solar, Wind or Farm Energy Waste on February 23, 2015 be and hereby is approved

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

APPEARANCE – None

PUBLIC COMMENT – Resident Doug Ceisner asked again how the residents were picked for the free insulation program, Clerk-Treasurer Borchert stated that the top electric energy users were sent a letter from the IEEP offering the free insulation program. The top 25 users were offered first and then the 50 top users and so on until the money was exhausted. Mr. Ceisner also noted he read an article in the Buffalo News in reference to a drug problem in the Village of Akron. Also, he noted an article in the Clarence Bee regarding the Town of Clarence lowering their tax rate for three years in a row. The Town does not have a paid Police Department; coverage is by the New York State Troopers. Mr. Ceisner asked if he needed a Plumbers permit to put drainage around houses here in the Village. Code Enforcement Officer Borth responded at this time you do not need a Plumbers permit. Mr. Ceisner also suggested the Village, has well as the other municipalities who receive inexpensive electric, should get together and request more to supply growing communities. He suggested again to the Board to supply the Police Department “cop cams” to protect everyone. Lastly, he asked when the budget meetings will begin for the upcoming year.

PROJECT REPORTS –

Joint Facility – Review Inter-Municipal Agreement with Town of Newstead – will be on the agenda for the next joint Board meeting between the Town of Newstead and Village of Akron

CDBG Grant Applications – received approval for Rural Transit Van Service and the replacement of waterline, sidewalks, curbs and street re-surfacing on Hoag Avenue. The Village was denied grant monies for the revamping of the Village Hall front entrance for handicap accessibility.

MONTHLY REPORTS –

Departments –

Clark, Patterson Lee – Representative Steve Tanner came before the Board with the Wastewater Treatment Plant report. He distributed flow sheets and stated we only exceeded our daily flow limits back in March 2014 and everything else has been under the established limits for the Plant. He explained that there are a few I & I issues based on the monthly flow which he would like to work on by possibly using flow monitors. Town of Batavia offered to let the Village borrow their flow meter, however, the Village would have to buy the software, but it would be an excellent tool to determine which areas of the Village have the significant issues. He reviewed the Industrial permits for Whiting Door and Perry's Ice Cream and suggested they be updated and each company should have their own flow meter to check for issues within their plants. Lastly, he has been working with Bob Lucia and stated that Bob is doing a good job.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – nothing new

Trustee Middaugh –reported: will meet with Board of Elections regarding grant monies; still working with Village Attorney Shonn regarding the Time Warner Cable Contract

Mayor Patterson – attended the Association of Erie County Governments meeting last week where the discussion was held regarding solar energy

Trustee Forrestel – nothing new

Trustee Hatswell – reported next Police, Fire, and Emergency Services Committee will meet again next week.

OLD BUSINESS

Ron Berry Memorial Fields – nothing new

Clinton Street/Eckerson Avenue Village Land – nothing new

Public Works Facility at 43 East Avenue – nothing new

Cable Contract – Trustee Middaugh and Village Attorney Shonn are working together regarding the Cable Contract

Solar, Wind or Farm Waste Energy Exemption – Public Hearing scheduled for February 23, 2015 at 7:30 pm.

Tax Cap Coalition -

NEW BUSINESS

Recycling Cart Order – Town of Newstead Supervisor Cummings

RESOLUTION duly moved by and seconded by to move Robbie Lucia from Grade 10 Step 3 to Grade 10 Step 4 on his anniversary date of January 23, 2015, based on the recommendation of Public Works Manager Jon Cummings be and hereby is approved

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

Town of Newstead Dog Law Changes – discussion held regarding the new Town of Newstead code and whether the Village should adopt the same or make changes to pertain to Village concerns.

RESOLUTION duly moved by Hatswell and seconded by Middaugh to approve the following Akron Fire Company 2015 Firematic Officers:

| | | | |
|-----------------------|------------------|-----------------------|------------------|
| Chief | Gary Baehr | 1 st Asst. | Peter West |
| 2 nd Asst. | Todd Pfeiffer | 3 rd Asst. | Chuck Haist |
| 4 th Asst. | Andy DeYoung | EMS Captain | Donna Miller |
| Comm. Officer | Tom Lobur | Fire Warden | Kenny Pagels |
| President | William Murray | Vice President | Josh Haist |
| Treasurer | Brian Murray | Corp. Secretary | Keith Hockreiter |
| Director at Large | Kate Murray | Director at Large | Jen Kempston |
| Director at Large | Ashely Czarnecki | Corr. Secretary | Bryon DeYoung |
| Member at Large | John Haist | Duty/safety Officer | Keith Hawes |
| Safety Officer | Brian Murray | | |

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

RESOLUTION duly moved by Hatswell and seconded by Capan to approve the membership applications of Rachel Robinson and Richard Moleski into the Akron Fire Company be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

Officer Michael Lute leave of absence – issue will be discussed at the Police, Fire, and Emergency Services Committee

Phone Calls received by Village Residents regarding utility payments – Clerk-Treasurer Borchert stated that the Village of Akron has been notified that our residents have been receiving phone calls regarding their utility payments; these calls were not authorized by the Village of Akron. The calls have been coming from caller ID 516-686-9940 from Glen Head, NY. If there are any questions regarding customer payments, the Village office would call the customer directly. Clerk-Treasurer Borchert stated that he notified the local media and posted a notice on our website and in the Village Office.

CORRESPONDENCE

Time Warner Cable soon to be expiring agreements with programmers & broadcasters

Erie County CDBG award letter for Rural Transit & Hoag Avenue

Erie County CDBG denial letter for Village Hall entrance

Central Fire Alarm December 2014 Operations Report

Sydnee Shepard retirement intent letter

Teamsters Local Union No. 264 letter of intent to amend the current agreement upon its expiration on May 31, 2015

PUBLIC COMMENT: Resident Doug Ceisner again suggested that the Board have a sewer inspection when property owners replace sewer lines on their property.

Mayor Patterson wanted to welcome back Public Works Manager Jon Cummings after having surgery to rebuild a broken leg.

RESOLUTION duly moved by Forrestel and seconded by Capan to go into executive session regarding personnel issues at 8:24 pm be and hereby is approved.

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| ADOPTED | CARL E. PATTERSON | - AYE |
| | E. PETER FORRESTEL | - AYE |
| | MICHAEL R. MIDDAUGH | - AYE |
| | KATHRYN A. CAPAN | - AYE |
| | KEITH A. HATSWELL | - AYE |

RESOLUTION duly moved by Forrestel and seconded by Capan to come out of executive session regarding personnel issues at 9:08 pm be and hereby is approved.

| | | |
|---------|---------------------|-------|
| ADOPTED | CARL E. PATTERSON | - AYE |
| | E. PETER FORRESTEL | - AYE |
| | MICHAEL R. MIDDAUGH | - AYE |
| | KATHRYN A. CAPAN | - AYE |
| | KEITH A. HATSWELL | - AYE |

On motion of Hatswell and seconded by Capan at 9:17 p.m. this meeting was ADJOURNED

MAYOR

CLERK-TREASURER