

June 19, 2017

A REGULAR MEETING of the Akron Village Board was held on this date at 7:35 p.m. Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Brian T. Perry, and Darrin L. Folger; Village Attorney Andrew Borden, Treasurer Tammy Kelley, Clerk Jayne DeTine, Chief of Police Richard Lauricella and Public Works Manager Jon Cummings.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Forrestel and seconded by Folger that the Minutes of the regular meeting of June 5, 2017 be and hereby are approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

RESOLUTION, duly moved by Middaugh and 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	\$ 112,541.07
Electric Fund	\$ 110,896.95
Water Fund	\$ 9,480.83
Sewer Fund	\$ 3,849.34

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

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

Kevin Ceroky	7 Brodie's Way	New House	\$5,934.00
Duane Totten	43 Bloomingdale Ave	Siding	\$50.00
Heath Murray	70 Parkview Drive	Roof	\$50.00
Allen Thomas	241 East Avenue	Wind/Siding/Roof	\$150.00
Allen Thomas	241 East Avenue	Rep Found/move stairs	\$250.00
Peter Iwanitzki	21 Crescent Drive	Replace Driveway	\$50.00
John Burden	141 Main Street	Roof	\$50.00
Gerald Bistoff	36 Lewis Road	Replace Porch	\$50.00
Gerald Bistoff	36 Lewis Road	Replace driveway	\$50.00
Brian Mapley	148 Skyline Drive	Replace driveway	\$50.00
Salvatore Russo	14 Crescent Drive	Fence	\$50.00
Joseph Parzych Jr.	48 Bloomingdale Ave	Roof	\$50.00
Charles Martina	7 Shepard Avenue	Fence	\$50.00

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

PUBLIC HEARING – none

APPEARANCE – none

PUBLIC COMMENT – none

PROJECT REPORTS –none

MONTHLY REPORTS –

Departments –

CLARK PATTERSON LEE – nothing to report

TREASURER – submitted the Treasurer Report for May 2017. She mentioned that she invited Adam Burg from Fred E. Thomas Agency to the July 10, 2017 Village Work Session to review the Village Insurances; She also reported that a Finance Committee meeting will be scheduled within the next two weeks; distributed and reviewed the Corrective Action Plan “to do list” for the Village Board Members, Public Works Department and Village Treasurer as well as the Capital Projects List as suggested by the State Audit comments; requested the following resolutions; Budget Adjustment regarding Property Taxes, to adopt the New York State and Local Employees Retirement System Record of Activities, to adopt the New York State and Local Employees Retirement System Standard Work Day for Elected Officials as a six-hour day, Village Attorney as a 6-hour day, Village Clerk, Village Treasurer and Deputy Clerk Treasurer as a 8-hour day; recommended changing the Village of Akron’s Worker’s Compensation Insurance Company from Comp Alliance to Perma (Public Employer Risk Management Association, Inc. due to an estimated savings of \$6,000.00.

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the following Budget Transfers for June 2017 as per the recommendation of the Village Treasurer be and hereby is approved.

General Fund	
Raise Revenue	
A1001	\$4,546396
Real Property Taxes	
Raise Appropriation	
A19990.0400	\$4,546.96
Contingency	

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE
 BRIAN T. PERRY - AYE
 DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to adopt the New York State and Local Employees Retirement System Record of Activities for Elected Officials as presented by Attorney Borden be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE
 BRIAN T. PERRY - AYE
 DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Middaugh and seconded by Folger to adopt the New York State and Local Employees Retirement System Standard Work Day for Elected Officials as a six-hour day, Village Attorney as a 6-hour day, Village Clerk, Village Treasurer and Deputy Clerk Treasurer as an 8-hour day, be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE
 BRIAN T. PERRY - AYE
 DARRIN L. FOLGER - AYE

RESOLUTION duly moved by Folger and seconded by Middaugh to authorize the Village Treasurer to change the Village Worker's Compensation coverage from Comp Alliance to Perma (Public Employer Risk Management Association, Inc.) due to a savings of approximately \$6,000.00 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

Treasurer Kelley also asked for a resolution to refund Akron Central School a portion of the sewer cost of \$2,415.00 from the water/sewer bill associated with the June 1, 2017 billing due to a faulty hydrostatic relief valve that resulted in water leaking into the storm system and not the sewer system.

RESOLUTION duly moved by Folger and seconded by Forrestel to approve the refund of \$2,415.00 to Akron Central School for the water/sewer bill dated June 1, 2017 due to a faulty hydrostatic relief valve that leaked water into the storm sewer be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

Lastly, Treasurer Kelley requested a resolution to approve the payment of \$22,144.50 for the new computer System supported by Logics LLC pending the approval of the contract.

RESOLUTION duly moved by Perry and seconded by Middaugh to approve the Payment of \$22,144.50 to Logics LLC for the new computer system pending the approval of the contract per the recommendation of the Village Treasurer be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

AKRON FIRE COMPANY – nothing new

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Folger – reported: met with the Celebration Committee about the upcoming 4th of July Celebration and will meet again next Thursday; Spoke with the Department heads about visiting the different offices and plants to familiarize himself with Village procedures and practices.

Trustee Forrestel – reported: the Board approved an invoice tonight for two White Oaks which will replace the two English Oaks that did not thrive well in the climate of Russell Park. Village Arborist Brad Baer will try to revive the two English Oaks and place them in a different location if possible, also added a Memorial lilac tree by a Memorial bench in Russell Park. The tree will be paid by resident Thomas Whitbeck in memory of his Mother, Dale Whitbeck. Held a Water Wastewater Committee Meeting this evening and discussed many topics such as: Water Department: water loss versus water production; the upcoming Cedar Street waterline loop project; the potential inter-municipal project with the Town of Newstead for an 8” waterline for the outer parts of Cedar Street, Sewer Department : the 5” steel shaft that broke on the RBC unit which will be a significant project to fix due to the sheer weight of the RBC; the NYS DEC permit renewal will require the Village to produce an extensive operations manual, Steve Tanner from Clark Patterson Lee will provide support for that project; discussed the Sewer District Maintenance

Agreement District II – Whiting Industrial Park, met with Whiting’s and now the paperwork is in the draft composition phase, more to follow.

Mayor Patterson – reported: discussed how the New York State Shared Services Property Tax Plan will impact our communities going forward; mentioned that the ad for the Deputy Clerk is in the paper and the cut-off date for applications is June 22, 2017; thanked Trustee Middaugh for bringing back the “Dancing under the Stars” event; thanked all involved for the Annual Sidewalk Sale with the large amount of vendors and a nice crowd; the small “Welcome to the Village of Akron” sign is missing on Crittenden Road and had discussion regarding refurbishing of the welcome signs in the Village; email from a resident about the condition of Erie County Akron Falls Park; also will be sending a Notice about the next Joint Comprehensive Plan Open House event scheduled August 8, 2017 in the next utility billing, lastly Mayor Patterson asked everyone to keep resident Sharon Carlo in their thoughts and prayers for a speedy recovery.

Trustee Middaugh – reported: announced that Mitchell Schultz graduated from the Police Academy and was presented with his diploma by his Uncle, FBI Agent, Darrin Shultz. He is now scheduled to begin his field training hours with our Certified Officers. Lastly, he requested, on behalf of the Newstead Historical Society, to close a portion of Townsend Street to Main Street for the entire day to host the 2nd Annual “Dancing under the Stars” event on August 5, 2017.

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the closing of a portion of Townsend Street to Main Street for the entire day for the 2nd Annual “Dancing under the Stars” event hosted by the Newstead Historical Society on August 5, 2017 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

Trustee Perry – reported: met with Public Works Manager Cummings, Clerk DeTine and Grant Writer Pam Zablonksi to discuss future projects and grants available; he also wanted to thank the Village DPW, Board Members, and Office Staff for everything during last week’s services for his father the late Thomas Perry.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –nothing

Public Works Facility at 43 East Avenue – nothing

Cable Contract – nothing

Corrective Action Plan – quarterly review discussed in Work Session for Corrective Action Plan “to do list” for the Village Board Members, Public Works Department and Village Treasurer as well as the Capital Projects List as suggested by the State Audit Comments.

Food Trucks – Village Attorney Borden will prepare draft Terms and Conditions Section to be attached to the Peddlers Permit Application.

Knox Box Law – recommended by the Code Enforcement Officer and the Village Attorney to adopt the Local Law #3 of 2017 – Avoidable Alarm and Knox Box Law.

RESOLUTION duly moved by Folger and seconded by Forrestel to adopt the Local Law #3 for 2017 – Avoidable Alarm and Knox Box Law on the recommendation of the Village Code Enforcement Officer and the Village Attorney be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

Sewer Maintenance Fees –Village Attorney Borden distributed a draft for Board review.

NEW BUSINESS

The Water Wastewater Committee recommended to extend the Sewer Moratorium for six months until December 31, 2017 with the same conditions as the last extension.

Background:

In December 2016, the Village Board extended the sewer moratorium until June 30, 2017. Based upon the monthly operation reports provided by Clark Patterson Lee, the Board finds that the Waste Water Treatment Plant is running well under its rated capacity. There is, however, significant infiltration in the collection system which requires a continuation of the moratorium at 50 equivalent household units. At this time, more than 95% of the Village has had camera and smoke test evaluations. The continuation of the moratorium will allow the Village to complete testing and correction work.

RESOLUTION duly moved by Forrestel and seconded by Middaugh that the present moratorium as described by local law 2005-1 as amended is extended until December 31, 2017 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry to approve the payment to Northeast Mechanical for the Village Hall Boiler Repairs in the amount of \$5,350.00 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Folger to approve the payment to Solomon Corporation to rebuild the regulator for the Sub-Station in the amount of \$69,135.00 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Perry and seconded by Middaugh to approve the application for corrected Village Tax Roll for the year 2017 for Debra Darling and Sharon Lee Madrak be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to move Public Works Clerk Typist Deborah Forrestel from Grade 1 Hire Rate to Grade 1 Step 1 as per the recommendation of Public Work Manager Jon Cummings be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE

MICHAEL R. MIDDAUGH - AYE
BRIAN T. PERRY - AYE
DARRIN L. FOLGER - AYE

CORRESPONDENCE

School Resource Officer Report for May 2017

Akron Police Report for May 2017

PUBLIC COMMENT: Public Works Manager Cummings would like to set a time with the Human Resource Committee and employee Thomas Whitbeck for a review. Mr. Cummings also mentioned that the Tonawanda Water Shed Committee asked permission to put ID markers on the curbs next to the DI's in the Village to notate that DI egresses into Murder Creek.

On motion of Middaugh and seconded by Perry at 8:24 p.m. this meeting was ADJOURNED.

MAYOR

CLERK