

June 6, 2016

A REGULAR MEETING of the Akron Village Board was held on this date at 7:35 p.m. Present: Mayor Carl Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Keith A. Hatswell, Brian T. Perry; Village Attorney Andrew Borden, Clerk Daniel P. Borchert, Treasurer Tammy Kelley, Chief of Police Richard Lauricella, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Perry seconded by Forrestel that the Minutes of the regular meeting of May 16, 2016 be and hereby are 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 Perry seconded by Forrestel 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	\$	62,072.18
Electric Fund	\$	2,822.23
Water Fund	\$	4,443.16
Sewer Fund	\$	4,356.21
Capital Water	\$	3,041.26

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 that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Lynn Clark	40 Mechanic St	Shed	\$50.00
Cloisters	31 Westgate Ave	Garage	\$120.00
Margaret Francis	42 Brooklyn St	Deck	\$50.00
Frank Maloney	23 Shepard Ave	Roof	\$50.00
Scott Wild	25 Newton Ave	Pool	\$100.00

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 Hatswell and seconded by Forrestel that the following Application for a Dumpster Permit for the year 2016 be and hereby is approved in accordance with the application filed and payment of the annual permit fee:

Nancy Smith	80 John Street	30 Day	\$50.00
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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 – none

PUBLIC COMMENT – Debbie Forrestel and Pam and Jack Keough from Crescent Drive came before the Board to ask for help with a sewer back-up issue they both had over Mother's Day weekend. Debbie and the Keough's are both on the same sewer service line which is why they both had issues. Apparently roots from a Village tree had clogged the line which caused the back-up into both of their basements. Debbie called Kenny Rebmann in to clear out the roots. Public Works Manager Jon Cummings stated that the main is fine but the 6" clay lateral which services both homes and runs under the street to these properties could have issues. He also checked the line and did see root debris. He recommended opening up the location of their connection for an inspection because he feels something may have shifted in the past year causing an upheaval in the line. Past Attorney Don Shonn stated if Debbie Forrestel and the Keough's feel that the Village may have some responsibility for this issue he recommended to both parties to put forth a claim to the Village Clerk. Mayor Patterson asked Mr. Cummings to put this project on his schedule.

Resident Doug Ceisner stated that he was unhappy with the recent tax increase and feels that using taxes payer's dollars to do a study on State Street Bridge is not using the money in the best interests of the majority of the Village residents. Mayor Patterson stated that the State Street Bridge project will not be completed without grant monies. Mr. Ceisner also asked why 45 East Avenue and 273 East Avenue did not have building permits issued.

PROJECT REPORTS –

Hoag Avenue – Public Works Manager Jon Cummings reported that the project is going well. The 6 structures are all set on lower Hoag Avenue and the drainage is done on the east side of Hoag Avenue. He is working on pricing for curbing and flatwork. Lastly, he stated that the other Public Works Departments have been a great help during this project and even Town of Newstead Public Works employees have lent a helping hand. Mayor Patterson stated what a great example of two communities working together.

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – items covered in work session

CLERK – Submitted his monthly report for May 2016 and the office schedule for June 2016. He reported: Monthly electric, refuse and water/sewer bills were prepared and mailed by IMS on May 27, 2016; coordinated with Erie County Real Property the preparation of the 2016-2017 Village Tax Bills that were mailed on May 31, 2016; coordinated the Village of Akron/Town of Newstead Shredding Event held on Saturday June 4, 2016 at the Joint Municipal Facility from 9:00 AM – Noon. The next event is scheduled for August 6, 2016;

CHIEF OF POLICE – Submitted schedule for June 2016 and the May 2016 report. Reported: Recently hired Part-time Officer Mark Martinelli is now on the schedule; car shows have been going well except for the road closing cones being moved; maintenance of patrol cars is up to date; received letter from the Celebration Committee stating the scheduled events for the 4th of July celebration and requesting police coverage for the fireworks; he also heard from the Sheriff's Department that the movie about Supreme Court Justice Thurgood Marshall will be shot in Buffalo and will be filming in Akron Falls Park in the middle of June; also he will be distributing a questionnaire to Main Street Businesses regarding updating information and suggestions in reference to Main Street parking and other Main Street issues;

PUBLIC WORKS MANAGER – Public Works Manager Cummings reported: Hoag Avenue project is going well as mentioned earlier; Substation is all good at this point.

CODE ENFORCEMENT OFFICER – reported: busy with building permits and inspections; also sent out violation notices for grass and excessive junk to several properties in the Village; mentioned that the Akron Central School District asked if they could be waived from the Avoidable Alarm Violations while construction is underway at the school. The Board agreed that they should be consistent in that everyone is accountable for any avoidable alarms on their property in the Village. So Akron Central School should still be responsible for any avoidable alarm events going forward, but to make it clear to them that they should pass the penalty on to the contractor responsible.

AKRON FIRE COMPANY – Fire Chief Todd Pfeiffer was present at the earlier work session.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Hatswell – reported: Very pleased with the direction the Finance and Operational budget meetings are going.

Trustee Forrestel – reported: 12.1 on the agenda is the Sewer Fund Anticipation Note resulting from the Finance Committee meeting; a Water Wastewater Committee meeting is scheduled for next week; met with a Masonry contractor regarding the masonry exterior of the Village Hall and is still awaiting their proposal. He noted that the building in general is in excellent condition for its forty year age.

Mayor Patterson – reported: attended the Memorial Day Celebration and was impressed with the amazing turnout; thanked Fireman and Planning Board Chairman Brian Murray on the wonderful speech he gave at the Celebration; thankful to all Veterans present and past for their services; thanked Trustee Perry for heading up the Brooklyn Street Bridge informational aspect of the project; reminded everyone about the Ride for Roswell coming soon; thanked Trustee Forrestel for heading up the Board Room Remodel, it looks great; mentioned that the Adamczak Family held their benefit last weekend which was well attended; lastly reminded everyone that 72 years ago 156,000 troops landed in Normandy celebrated as “D” Day

Michael Middaugh – Reported: wanted to welcome Part-time Officer Mark Martinelli to the Village Police staff; recommendation from the Streets, Parks and Community Relations Committee to allow the Akron Chamber of Commerce to hang the Sidewalk Sale Banner across Main Street.

RESOLUTION duly moved by Forrestel and seconded by Hatswell to allow the Akron Chamber of Commerce to hang their sidewalk sale banner across Main Street 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

Trustee Perry – reported: attended an operational meeting with Public Works Manager Cummings and Clerk Borchert as well as Trustee Hatswell and Deputy Clerk Treasurer Kyre to continue reorganizing the procedures for communication, purchase orders and approval authorities which has been going very well; also happy to report that the gate closing the Brooklyn Street Park entrance has finally been cleared to be moved to the west side of the bridge with help from resident Bob Scheib, Legislator Ed Rath, the Erie County Parks Commissioner and Charles Sickler Erie County Director of Engineering

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –nothing

Public Works Facility at 43 East Avenue – nothing

Cable Contract – nothing

Employee Contract – Mayor Patterson requested an Executive session

Industrial User Permit Fees – Trustee Forrestel reported that the Industrial User Permit Fees will be discussed at the next Water, Wastewater Committee meeting scheduled for next week. Hopefully the committee will have a recommendation for the scheduled Village Board meeting June 20, 2016.

Traffic Order #24 - nothing

NEW BUSINESS

A Resolution Authorizing the issuance of a \$250,000.00 Revenue Anticipation Note of receipt of sewer revenue to become due and payable in fiscal year 2016-2017.

Whereas, the Village of Akron has constructed, installed and operates a village sewer collection system and wastewater treatment plant (hereinafter referred to as the “Sewer System”); and

Whereas, the Village of Akron pays for the Sewer System through monthly sewer collection charges; and

Whereas, due to the timing of certain construction and operational expenses of the Sewer System in fiscal year 2016-2017 (hereinafter referred to as the “Expense”), it is necessary to issue revenue anticipation note in anticipation of the collection of sewer fees and charges due and payable in the fiscal year 2016-2017; and

Whereas, no other Revenue Anticipation Notes have been issued by the Obligor based upon this; and

Whereas, there have been no other funds allocated by the Village to offset this expense; and

Whereas, the amount of uncollected revenues against which such notes are authorized to be is \$402,000.00; and

Whereas, the proceeds of this note shall be used for purposes stated herein,

Whereas, the Revenue Anticipation note will mature within one (1) year of the date of the Note and may be renewed from time to time, however it shall not extend beyond the close of the second fiscal year succeeding the present year.

Now, therefore, be it

Resolved by the Village Board of Trustees of the Village of Akron, Erie County, New York, as follows:

Section 1 At a meeting of the Village Board, Village of Akron, Erie County, New York held at the Village Hall, 21 Main Street, Akron, New York 14001- 0180 on June 6th, 2016, the following resolution was adopted.

Section 2 For the purpose of paying the Expense, there is hereby authorized a \$250,000.00 Revenue Anticipation Note of said Village, pursuant to the provisions of the Local Finance Law.

Section 3 It is hereby determined that the maximum maturity of the Revenue Anticipation Note herein authorized, with renewals, will not extend beyond the close of the second fiscal year succeeding the present year.

Section 4 Subject to the provisions of the Local finance law, the power to authorize the issuance of and to sell revenue anticipation notes, including renewals of such notes, is hereby delegated to the Village Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents and shall be sold in such manner, as may be prescribed by said Mayor, consistent with the provisions of the Local Finance Law.

Section 5 The faith and credit of said Village of Akron, Erie County, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such obligations as the same respectively become due and payable.

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 accept the CWSRF Grant #54295 Type II SEQR Negative Declaration 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 Hatswell and seconded by Forrestel to accept CWSRF Grant #54295, 20% local match of \$6,000.00 of in-kind services to receive our \$30,000 grant 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 Perry and seconded by Hatswell to approve 5 points for Akron Fireman Derek DeYoung for being an officer of the Akron Fire company that was missed on the 2015 LOSAP points sheet 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 Hatswell and seconded by Perry to approve the Village of Akron updated purchasing procedure document 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 Hatswell and seconded by Forrestel to approve the Village of Akron applying for a credit card for the Department of Public works for purchases under \$5,000 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

Planning Board Minutes of May 17, 2016

Central Fire Alarm May 2016 Operations Report

Charter Communications notification of acquiring Time Warner Cable and providing services under the brand name "Spectrum"

Letter from resident Debbie Stancliffe regarding community suggestions

Charter Communications, formerly Time Warner Cable, notification of soon to be expiring agreements with programmers and broadcasters

Letter from Akron Celebration Committee regarding the schedule of events for the July 4th celebration

Letter from Teamsters stating that John Asmus will now represent the DPW employees as the Union Steward

PUBLIC COMMENT: Don Shonn shared comments about "D" Day and recommended everyone to visit an American Cemetery

Resident Doug Ceisner asked what suggestions Debbie Stancliffe had for the Village: Trustee Perry stated a public pool, water fountain, more bike paths and pothole repair were some of the suggestions.

RESOLUTION duly moved by Perry and seconded by Hatswell to go into executive session regarding contractual issues at 8:39 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 Perry to come out of executive session regarding contractual issues at 9:06 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 Middaugh and seconded by Hatswell at 9:21 p.m. this meeting was ADJOURNED

MAYOR

CLERK