

December 3, 2012

A REGULAR MEETING of the Akron Village Board was held on this date at 7:32 p.m. Present: Deputy Mayor Michael R. Middaugh, Trustees, E. Peter Forrestel, Kathryn A. Capan and Brian D. Wittlinger; Village Attorney Daniel D. Shonn, Clerk Treasurer Daniel P. Borchert, Chief Richard Lauricella and Public Works Manager Jon Cummings.

Deputy Mayor Middaugh led us in the pledge to the flag.

RESOLUTION duly moved by Forrestel seconded by Wittlinger, that the Minutes of the Regular Meeting of November 19, 2012 be and hereby are approved by the Village Board.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - 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	\$ 42,784.92
Electric Fund	\$ 119,655.65
Water Fund	\$ 28,541.64
Sewer Fund	\$ 14,545.65
Capital Streets	\$ 144,911.37

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

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

Sean Luck	17 Madison Avenue	Dormer	\$25.00
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ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

PUBLIC HEARING – was held at this time to hear any and all persons for the purpose of addressing the Local Law #5 for the year 2012 – Prohibition of the operation of snowmobiles on the streets and right of ways located in the Village of Akron. Clerk-Treasurer Borchert read the Proof of Publication and asked if anyone in attendance wished to speak. Attorney Shonn stated that the Board was advised by the Village Police Department that the use of snowmobiles on Village streets and right of ways constitutes a hazard to pedestrians, other vehicles, and snowmobiles.

RESOLUTION duly moved by Wittlinger and seconded by Middaugh that the Public Hearing with regard to the Local Law #5 for 2012 – Prohibition of the operation of

snowmobiles on the streets and right of ways located in the Village of Akron be and hereby is closed at 7:40 pm

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Capan to adopt Local Law #5 for 2012 – Prohibition of the operation of snowmobiles on the streets and right of ways located in the Village of Akron be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

APPEARANCES – none scheduled

PUBLIC COMMENT – Russell Ormsby from 48 Cedar Street came before the Board to address the issue of the new recycling bins for the Village. Mr. Ormsby attended the public meeting held on December 1, 2012 at the Joint Facility and expressed his concerns with the size of the bin. Mr. Ormsby also spoke about the new parking area at the Deposit Depot. His concern is that the lot is about 10 feet above his property in his rear yard and even though the Depot did put a fence up it is still quite an eyesore. Is the Deposit Depot responsible to put up trees or some kind of a barrier other than the fence to hide the view? Attorney Shonn stated that the Village Code does not have any kind of aesthetic zoning codes so it does not fall on the Depot to provide more site barriers.

PROJECT REPORTS –

Joint Facility – Salt Barn is completed

Sidewalk on Skyline Drive – Skyline Drive portion is completed but the Clarence Center Road portion will have to wait until Spring 2013.

MONTHLY REPORTS –

Departments –

Attorney – reported that he now has a Village office in the lower level of the Village Hall.

Clerk-Treasurer – The Board received the Clerk’s report for November 2012, together with the December 2012 office schedule. He reported that a meeting regarding the Load Shed Program will be held Friday December 7, 2012 at 12:00 pm with local businesses. Also Tammy Kelley is still on a 5hr work day.

Chief of Police – Chief Lauricella did submit to the Board the report for November 2012 and the schedule for December 2012. He did report that all events are covered up to the New Year’s Eve Celebration. He also received a letter from Akron Central Schools to request police coverage for the Boys and Girls Basketball games.

RESOLUTION duly moved by Capan and seconded by Forrestel to authorize the Village Police Department to patrol Akron Central School Basketball games for the 2012-2013 Season per request from Akron Central School be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

Lastly, Chief Lauricella reported that the older radar unit finally quit and a new one will be ordered in by January.

Public Works – Manager Jon Cummings submitted a report to the Board for the month of November 2012. He also reported that: the property located at 50 Bloomingdale Avenue is now secure with boards on all entrances, completed the sludge removal, looking into pricing for uniforms, also looking into having safety training on a quarterly basis and having them jointly with nearby communities. Lastly, he is working with Ken Lombardo in researching for a program for asset management.

Code Enforcement Officer – Mr. Migliaccio was absent due to attending the Town of Newstead Safety Meeting.

Elected Officials –

JUSTICE COURT REPORT – November 2012 Report

TRUSTEES – COORDINATORS

Trustee Capan – nothing new to report

Trustee Middaugh – nothing new to report

Mayor Patterson – absent

Trustee Forrestel – reported holding the interviews for the Apprentice Lineman position on Monday and Tuesday. The Human Resource Committee recommended hiring Zachary Hill to the position.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to hire Zachary Hill to the Apprentice Lineman position as recommended by the Human Resource Committee be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

Trustee Forrestel also reported attending a Water Wastewater Committee meeting this evening. The updates on both plants were good. Public Works Manager Cummings will be leading a requests and grant idea from Department Managers meeting for both plants. Lastly the Committee recommends extending the Sewer Moratorium from December 31, 2012 to June 30, 2013 for 50 units.

Sewer Moratorium to Expire December 31, 2012

Background:

In June of 2012, the Village Board extended the sewer moratorium until December 31, 2012. Based upon the monthly operation reports provided by Camden Group, 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 evaluation. The continuation of the moratorium will allow the Village to complete testing and correction work.

RESOLUTION duly moved by Forrestel and seconded by Capan that the present moratorium as described by Local Law #1- 2005 as amended is extended until June 30, 2013 be and hereby is approved.

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

KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

Trustee Wittlinger – nothing new to report

OLD BUSINESS

Village Court – Committee will meet after the January 1, 2013

Ron Berry Memorial Fields – nothing new

Clinton Street/Eckerson Avenue Village Land – nothing new

Public Works Facility at 43 East Avenue – nothing new

Collective Bargaining Agreement – waiting to hear back from the Union Representative

50 Bloomingdale Avenue – After the 30 day waiting period which is December 19, 2012 the Village can set up the demolition of the garage at 50 Bloomingdale Avenue

Akron Fire Company Contract - Clerk-Treasurer Borchert is still collecting data from other communities. The Village will set up a meeting after January 1, 2013.

NEW BUSINESS

RESOLUTION duly moved by Wittlinger and seconded by Capan to authorize the mayor to sign the Pre-Hospital Emergency Medical Services Agreement be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Middaugh and seconded by Capan to move Police Officer Michael Lute from hire rate to Step 1 on the recommendation of Chief Richard Lauricella effective the next payroll be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

CORRESPONDENCE

Minutes from the Village Planning Board Meeting held November 6, 2012

William Schutt & Associates November 2012 Monthly Project Report

New York State and Local Employees' Retirement System Fall 2012 Newsletter

PUBLIC COMMENT:

RESOLUTION duly moved by Middaugh and seconded by Capan to go into executive session regarding personnel issues at 8:15 p.m. be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE

BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Capan to come out of executive session regarding personnel issues at 8:44 p.m. be and hereby is approved.

ADOPTED E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

On motion of Forrestel and seconded by Wittlinger, at 8:46 p.m. this meeting was ADJOURNED

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DEPUTY MAYOR

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CLERK-TREASURER

December 10, 2012

A SPECIAL MEETING of the Akron Village Board was held on this date at 6:50 p.m. Present: Mayor Carl E. Patterson, Trustees, E. Peter Forrestel, Michael R. Middaugh, Kathryn Capan, Brian Wittlinger, Clerk Treasurer Daniel P. Borchert and Village Attorney Daniel D. Shonn.

Attorney Shonn presented the draft traffic order that needs to be passed in conjunction with the local law regarding snowmobile traffic in the Village of Akron passed at the December 12, 2012 Village Board Meeting.

RESOLUTION duly moved by Wittlinger and seconded by Forrestel to adopt the following traffic order in reference to snowmobile traffic in the Village of Akron. Snowmobiles are prohibited from travel on the following streets and right-of-ways contiguous to such streets: John Street from west terminus at west line of Mechanic Street; Church Street entire length from Main Street to John Street; Main Street from east line Church Street extended to west terminus; Buell Street from Main Street to north line Brooklyn Street extended; Mechanic Street entire length be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

On motion of Forrestel and seconded by Wittlinger, at 6:55 p.m. this meeting was ADJOURNED

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MAYOR

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CLERK-TREASURER