

May 21, 2012

A REGULAR MEETING of the Akron Village Board was held on this date at 7:30 p.m. Present: Mayor Carl E. Patterson, Trustees, E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Brian D. Wittlinger; Village Attorney Daniel D. Shonn, Deputy Clerk Treasurer Tammy Kelley and Code Enforcer Ralph Migliaccio.

Mayor Carl E. Patterson led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh seconded by Capan, that the Minutes of the Regular Meeting of May 7, 2012 be and hereby are approved by the Village Board.

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

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

General Fund	\$ 24,851.87
Electric Fund	\$ 122,067.71
Water Fund	\$ 3,827.24
Sewer Fund	\$ 1,778.04
Capital Streets	\$ 3,707.91
Capital Water	\$ 14,407.03
Trust & Agency	\$ 264.00

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

RESOLUTIONS duly moved by Wittlinger and seconded by Middaugh that the following Building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Robert Hudomint	162 East Avenue	Roof	\$25.00
Mark Conschafter	154 Main Street	Wind/Roof/Siding	\$25.00
William Tomporowski	2 Skyline Drive	Pool	\$25.00
Richard Cooper	21 Eckerson Ave	Roof	\$25.00
Timothy Shepp	79 Buell Street	Windows	\$25.00
Charles Yaeger	32 Bloomingdale	Roof	\$25.00
Dale Mecklenburg	14 Churchill Street	Garage Roof	\$25.00
Richard Bridger	48 Hoag Avenue	Roof	\$25.00
Thomas Wulf	72 Cedar Street	Roof	\$25.00
Gerald Weirheiser	134 Main Street	Roof	\$25.00
Donna Reuter	33 Front Street	Replace Porch	\$25.00
Marion Binner	79 East Avenue	Roof	\$25.00
Dave Raquet	41 Cedar Street	Roof	\$25.00
Joanne Cronenberg	190 East Avenue	Roof	\$25.00

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

MICHAEL R. MIDDAUGH - AYE  
KATHRYN A. CAPAN - AYE  
BRIAN D. WITTLINGER - AYE

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

Stanley Victor	57 Parkview Drive	30 days	\$20.00
Richard Cooper	21 Eckerson Avenue	30 days	\$20.00
Thomas Wulf	72 Cedar Street	30 days	\$20.00
Joanne Cronenberg	190 East Avenue	30 days	\$20.00

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

PUBLIC HEARING – none scheduled

APPEARANCES – none scheduled

PUBLIC COMMENT –Annette Adamczak came before the Board to request permission to hold the Annual Emily Rose 5K Run through Akron on August 18, 2012. The 5K run has been scheduled in July in the past, but Annette postponed it until August this year due to the Tyler Gabbey Golf weekend scheduled in the month of July. Annette also stated that this year they wanted to schedule the event as a twilight run which would start around 7:30 pm. A luminary sale to light the course is also a real possibility with the profits going to purchase a CPR manikin for Akron Central School. Mrs. Adamczak has been an enormous influence in having over 2000 High School Students trained in CPR within the last couple of years and is pushing a bill to mandate CPR training as part of earning a High School Diploma. She did ask the Board if they would consider sending a proclamation in support of CPR training in High Schools.

Mayor Patterson wanted to take a moment to Congratulate Annette for the Citizen of the Year Award bestowed on her by the Akron Chamber of Commerce for the year 2012.

Mayor Patterson also wanted to congratulate Deposit Depot for the Business of the year for 2012 and Tonawanda Indian Baptist Church and High Point as the Organization of the Year for 2012 also presented by the Akron Chamber of Commerce.

Jeffrey Cheavacci from Deposit Depot along with Dale Cheavacci came before the Board regarding the fill permit that Deposit Depot had applied for back in July of 2011. The permit is in a “stop order” mode due to the lack of a drainage plan from an Engineering Firm engaged by Deposit Depot. The issue is now in the Village Court System after the Deposit Depot allegedly began to bring in fill again even with the “stop order” still in place. Dale Cheavacci wanted to know if the Village and everyone else who dumps brush behind his property on John Street has applied for a fill permit.

Resident Doug Ceisner recommended to the Board to require Contractors to have a license and insurance in order to work in the Village of Akron. He also asked if a plumber needs to have a license to put in a sewer hook-up.

PROJECT REPORTS –

Joint Facility – nothing new

Marshall Avenue Reconstruction – Mayor Patterson stated that DPW Manager Cummings did note to him earlier today that the project is going well, they had a few issues but working through them and that the project is still on schedule.

## MONTHLY REPORTS –

### Departments –

Camden Group – Representative Ken Scherrieble reported that Camden Group is offering Village Employees a Safety Training Course for Confined Space on June 13<sup>th</sup> & 14<sup>th</sup> which is OSHA Certified and costs \$65.00 per person. Plant operation is running smoothly and will be putting filters back on line by June 1<sup>st</sup>. Employees polished the stainless steel railings in the plant which look really great. Lastly while jetting along Jackson Street and Flint Avenue Sewer employees found roots in the sewer pipes which would mean infiltration, crews are working on correcting the situation.

### Elected Officials –

#### TRUSTEES – COORDINATORS

Trustee Capan – nothing to report

Trustee Middaugh –nothing to report

Mayor Patterson – reported: attending the Akron Chamber of Commerce Dinner for Citizen of the year, Business of the Year and Organization of the Year 2012; attended Village Officials Association meeting on May 17, 2012; will attend the Association of Erie County Government Officials on May 24, 2012; Water Plant Open House is scheduled for June 16, 2012 and the Akron Chamber of Commerce Annual Sidewalk Sale is scheduled for June 9, 2012. Mayor Patterson wanted to thank the Village DPW, and the Lions Club for the refurbishing of the Grant Club Pole, also the Streets Department and Chris Wargala for the landscaping at the Village Hall and Russell Park. Russell Park looked wonderful for the annual Prom Night Photo Session. Also the Mayor would still like to remind dog owners to please clean up after their pets in Russell Park as well as in and around the Village. Lastly, the Mayor received communication from Erie County that the John Street Reconstruction Project will not be completed until week ending June 8, 2012 so the Village will contact the Akron Chamber of Commerce to see about postponing the Cruise Nights due to safety issues.

Trustee Forrestel – reported a wonderful job done by the Village DPW in regards to the Grant Club Pole restoration.

Trustee Wittlinger – Attended the Clarence Center Fire Meeting on May 17<sup>th</sup>. Noted that Braun's, the restaurant on Main Road, will be having live bands perform during the summer and cautions drivers to be very careful driving in that area during such events due to parked cars on Main Road and pedestrians crossing Main Road. Also Trustee Wittlinger cautioned everyone that Sky Lanterns, floating luminaries, are not legal and have been known to cause house fires.

### OLD BUSINESS

Village Court – nothing new

Ron Berry Memorial Fields – sent Phase I to Environmental Consultants to receive bids for a Phase II Environmental Report.

John Street Reconstruction – nothing new

Clinton Street/Eckerson Avenue Village Land – nothing new

Public Works Facility at 43 East Avenue – sent Phase I to Environmental consultants to receive bids for a Phase II Environmental Report.

Demolition of 208 East Avenue – still waiting for 30-60 day time limit to expire before any demolition can occur.

Collective Bargaining Agreement – Mayor Patterson requested an executive session regarding Personnel

Akron Fire Contract – Attorney Shonn recommended holding a Public Hearing on June 4<sup>th</sup>, 2012 regarding the 2012-2013 Fire Contract.

RESOLUTION duly moved by Forrestel and seconded by Wittlinger to hold a Public Hearing regarding the 2012-2013 Akron Fire Contract on June 4<sup>th</sup>, 2012 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

NEW BUSINESS

RESOLUTION duly moved by Wittlinger and seconded by Capan to authorize the Mayor to sign the 2011 Akron Fire Company LOSAP Sponsor Authorization Form 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

RESOLUTION duly moved by Middaugh and seconded by Capan to authorize the Mayor to sign the Tax Warrant for the Tax Year 2012-2013 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

CORRESPONDENCE

The Village Inn of Akron Renewal Application with the NYS Liquor Authority

The Planning Board Minutes from the Meeting held May 2, 2012

Email from Mary Jane Shonn regarding John Street Circle Garden and Board Room

Complaint form from an Eckerson Avenue Resident regarding speeding on Eckerson Avenue

PUBLIC COMMENT: Resident Dale Cheavacci admitted that in the past he has dumped brush behind his property on John Street.

RESOLUTION duly moved by Capan and seconded by Middaugh to go into executive session regarding personnel issues at 8:55 p.m. 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

RESOLUTION duly moved by Forrestel and seconded by Wittlinger to come out of executive session regarding the personnel issues at 9:34 p.m. 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 9:35 p.m., this meeting was ADJOURNED

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MAYOR

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CLERK-TREASURER