

August 4, 2014

A REGULAR MEETING of the Akron Village Board was held on this date at 7:34 p.m. Present: Deputy Mayor Michael R. Middaugh, Trustees, E. Peter Forrestel, Kathryn A. Capan and Keith A. Hatswell; Village Attorney Daniel D. Shonn, Clerk Treasurer Daniel P. Borchert, Chief of Police Richard Lauricella, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

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

RESOLUTION duly moved by Capan seconded by Middaugh, that the Minutes of the Regular Meeting of July 7, 2014 be and hereby is approved by the Village Board.

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

RESOLUTION, duly moved by Forrestel seconded by Hatswell 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	\$ 170,471.85
Electric Fund	\$ 144,795.08
Water Fund	\$ 66,341.62
Sewer Fund	\$ 10,205.83
Trust & Agency	\$ 4,177.98

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

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

Stan Philips	135 Main Street	Remodel	\$180.00
Thomas Brady	27 Front Street	Roof	\$25.00
Phillip Sokolofsky	51 Buell Street	Deck	\$25.00
Newstead Historical	23 Main Street	Roof	\$25.00
Donald Frey	17 Kibler Avenue	Shed	\$25.00
Jeff Wright	68 Bloomingdale	Roof	\$25.00
Elizabeth Schultz	9 Fassett Street	Fence	\$25.00
Kenneth Whitbeck	81 Cedar Street	Roof	\$25.00
Monica Pomeroy	50 Skyline Drive	Roof	\$25.00
Nancy Tordy	13 Crescent Drive	Shed	\$25.00
Denise Maloney	23 Shepard Ave	Roof	\$25.00
Russell Ritter	17 Bloomingdale	Roof	\$25.00
Janice Rosenberg	5 Kibler Avenue	Demo Garage	\$50.00
Janice Rosenberg	5 Kibler Avenue	Garage	\$144.50
Mike Rodgers	60 Cedar Street	Roof	\$25.00

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

RESOLUTION duly moved by Capan and seconded by Hatswell that the following Dumpster Permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Monica Pomeroy	50 Skyline Drive	30 Day	\$20.00
Russell Ritter	17 Bloomingdale Ave	30 Day	\$20.00
Janice Rosenberg	5 Kibler Avenue	30 Day	\$20.00

ADOPTED 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 following Application for a Plumbers License for the year 2014 be and hereby is approved in accordance with the application filed and payment of the license fee of \$40.00:

Matthew Gregoire	4684 Dorothy Place	Blasdell, NY	\$40.00
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ADOPTED E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
KEITH A. HATSWELL - AYE

PUBLIC HEARING – None

APPEARANCE – Howard Davis from 5677 Crittenden Road came before the Board in regards to his water service with the Village of Akron. Mr. Davis brought his neighbor Bob Haman to speak for him. Mr. Haman stated that Mr. Davis lives in front of the Village of Akron Water tank on Crittenden Road and does purchase his water from the Village of Akron Water supply. Mr. Haman stated that Mr. Davis has two issues with the Village, the first one is his water line hooks up to the main which is 100ft off of his property and behind the Village fence that surrounds the water tank. If the line has leaks within that fenced area, he would be unable to access it. He requested to have the meter and shut off placed on the edge of his property. Public Works Manager Jon Cummings stated that in the recent past there had been two separate issues with leaks in the line and the Village DPW repaired it with no cost to Mr. Davis. He also stated that in the event of another leak between Mr. Davis's property and the main, the Village DPW will repair it with no cost to the property owner therefore, moving the meter and the shut off valve is not necessary. Mr. Haman stated that the other issue is the Easement that the Village has to use the road to the water tank which is on Mr. Davis's property. He claims the Village is not taking care of the access road. Attorney Shonn suggested that Mr. Davis draw up a plan or list of requests and contact him to discuss the matter further.

APPEARANCE – Boy Scout Doni Roehling came before the Board to share pictures of the completion of the Barbeque Pit in Russell Park which was his Eagle Scout Project. He thanked Public Works Manager Jon Cummings for all his help and stated that without Mr. Cummings assistance the project would not have been completed. He asked the Board if they would approve the project and sign off so he could present it to the Boy Scout Council. Deputy Mayor Middaugh as well as the rest of the Board thanked Doni for a job well done and one that the community will enjoy for many years to come.

PUBLIC COMMENT – Resident Doug Ceisner asked the Board to consider the Cop cam as seen on Channel 4 News. The Cop Cam is attached to the Officers uniform to record all actions and conversations.

PROJECT REPORTS –

Joint Facility – Review Inter-Municipal Agreement with Town of Newstead – nothing new

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – all items on the agenda

CLERK-TREASURER – Submitted his monthly report for July 2014 and the office schedule for August 2014. Reported: 96% of the Village taxes have been collected at this time; finalized the RFP/RFQ for the Wastewater Treatment Plant and sent them out to five companies, they are due back on Friday August 8, 2014; took several boxes of archived records over to the Town of Newstead archive room which was established by a joint grant between the Village of Akron and the Town of Newstead

CHIEF OF POLICE – Chief Lauricella presented the schedule for August 2014 and his report for July 2014. Reported: everything good with personnel; down to one patrol car due to the engine seizing in the 2011 car, Chief Lauricella will forward the repair costs by the end of the week to see if should be repaired. Removed many kids from the Akron Falls even though new signs were posted warning to stay out; Erie County is considering placing a fence to try and keep people away from the dangers of the falls.

PUBLIC WORKS MANAGER – distributed report for July 2014 Reported: thanked Boy Scout Doni Roehling for doing such a good job on the Barbeque pit in Russell Park; continued with sidewalk repairs and tree removal; thanked the residents for their patience during the recent water issue; also thanked John Asmus and Fred Bedford for the diligent effort in flushing the hydrants to clear the dirty water which resulted from the massive amount of water used to fight the fire on Morgan Street on July 12, 2014. The usual amount of water used during the day can range from 250-300 gallons per minute and at night it ranges from 90-100 gallons per minute. During the fire the system was sending 2000 gallons per minute which resulted in the sediment in the water, but the system handled it flawlessly and the fire was extinguished; O’Connell Electric is just about done with the hard flash study of the electric system; O’Connell also checked on the transformers down on Morgan Street to make sure the fire did not damage them in any way, there were no issues; discussion of sidewalk policy; cut-out path from behind the Village Hall through to the Akron Fire Company parking lot has been completed;

Trustee Forrestel stated that the Village Office and the Public Works Department does have a cleaning detergent additive for residents who may have stained clothes from washing them in the dirty water.

CODE ENFORCEMENT OFFICER – Mr. Borth reported: attended training from July 8-10, 2014 and now has completed all required training; worked on fee schedule update; still working with 66 Main Street to keep that project in line with State and Village code

CAMDEN GROUP – The Board received a report for the month of July 2014. No representative present.

AKRON FIRE COMPANY – Chief Gary Baehr sent over his recommendations for the following membership applications for Akron Fire Company: Evan Falkowski and Alec Kowalik

RESOLUTION duly moved by Middaugh and seconded by Capan to approve the membership applications for Evan Falkowski and Alec Kowalik into the Akron Fire company as per the recommendations of Chief Gary Baehr be and hereby is approved.

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

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – reported that the Joint Master Plan Committee met for the first time and discussion was held regarding the different grants and funding available to aid in any updates needed regarding the Master Plan. She also reported that the Celebration Committee will meet this month to review the July 4th celebration. Many volunteers and Organizations helped during all the events. The Committee will discuss the ways to improve the Celebration for the future by reviewing the good and bad of this year’s event.

Trustee Middaugh – reported what a great job Eagle Scout Doni Roehling did on his Eagle project of creating a BBQ area in Russell Park which is a nice asset for the Village, also wanted to thank Village Employee John Asmus for his efforts during the water issue due to the fire at 29 Morgan Street.

Mayor Patterson – absent

Trustee Forrestel – Nothing to report

Trustee Hatswell – Nothing to report

OLD BUSINESS

Ron Berry Memorial Fields – Attorney Shonn stated that some test results were forwarded to the Akron Central School for review. Mr. Shonn also stated that he will meet with the Jaycee’s to draft an agreement with Akron Central School.

Clinton Street/Eckerson Avenue Village Land – nothing new

Public Works Facility at 43 East Avenue – nothing new

Cable Contract – nothing new

Fee Schedule – the Board reviewed the fee schedule and agreed to adopt the changes to become effective September 1, 2014. Proper notification will be posted at the Village Hall, on the Village website, and in the local newspaper.

RESOLUTION duly moved by Middaugh and seconded by Forrestel to adopt the new fee schedule on the recommendation of the Village Code Enforcement Officer Michael Borth to become effective September 1, 2014 be and hereby is approved.

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

NEW BUSINESS

Household Hazardous Waste Recycling Events - Clerk-Treasurer Borchert recommended to the Board to follow the Town of Newstead and adopt a resolution regarding the Household Hazardous Waste Events.

RESOLUTION duly moved by Capan and seconded by Forrestel to adopt the following:

WHEREAS, the Village of Akron and the Town of Newstead have agreed to jointly hold and fund Household Hazardous Waste (HHW) recycling events; and

WHEREAS, the Village Clerk has compiled a census of the participation in the HHW recycling events from the Village and the Town; and

WHEREAS, based upon the participation, it appears that there have been generally more participants from the Town than from the Village in each such event; and

WHEREAS, the parties agree that in fairness that in future the cost of such HHW recycling events should be shared by the Village and the Town in proportion to the actual percentage of participation from the Village and the Town.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Village Board does hereby agree that in the future that the cost of the joint HHW recycling events shall be shared by the Village and Town based upon the participation from the Village and Town for each such event.
2. This resolution confirms the approval of the Village Board of Trustees of the Newstead Town Board Resolution dated July 28, 2014 changing the allocation of costs based upon participation

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

RESOLUTION duly moved by Forrestel and seconded by Middaugh to allow Clerk-Treasurer Borchert to attend the NYCOM Fall Training School from September 15 – September 19, 2014 in Lake Placid, NY at a cost of \$1,386.20 plus travel be and hereby is approved.

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

RESOLUTION duly moved by Hatswell and seconded by Forrestel to allow Clerk-Treasurer Borchert to attend the IEEP Annual meeting on Thursday September 25, 2014 in East Syracuse, NY at no cost to the Village except for travel be and hereby is approved.

ADOPTED	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 to place an ad in the local newspaper for a fill-in Crossing Guard as per the recommendation of Chief of Police Richard Lauricella be and hereby is approved.

ADOPTED	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 move Michael Capan from Grade 1 Step 1 to Grade 1 Step 2 effective his anniversary date and on the recommendation of Public Works Manager Jon Cummings be and hereby is approved.

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

CORRESPONDENCE

Complaint from resident regarding lack of cross walk on John Street

Wm. Schutt & Associates July 2014 Monthly Summary Report

L.L. Tillman Post 900, Inc., Liquor License Renewal

Lake Road Water Customers Written Complaints

Town of Amherst June 2014 Central Fire Alarm Operations Report

Gail & Rick's Liquor License Renewal

PUBLIC COMMENT: Resident Doug Ceisner stated that the 60 psi pipe that the resident from Crittenden Road is using as his water line is illegal and has been for years. He also asked if the kids caught around the falls in Akron Falls Park are fined. Chief Lauricella stated that they are ticketed if jumping from the falls and warned if swimming at the bottom of the falls, the difference is due to the Kids/Police Officer ratio.

Trustee Forrestel stated that today was the first day that the Sewer Plant's own employees began running the Sewer operations. Happy to report that the Village has four licensed employees: John Asmus, Robert C. Lucia, Robert J. Lucia and Douglas Heiderman. As for consulting advice and regulations the Village has sent out bids to five different companies. The bids will be due on Friday, August 8, 2014.

Attorney Shonn would like to request an inventory of all the crosswalks in the Village

Code Enforcement Officer Michael Borth suggested increasing the tire collection from one to two times per year.

On motion of Middaugh and seconded by Capan at 8:57 p.m. this meeting was ADJOURNED

DEPUTY MAYOR

CLERK-TREASURER