

January 28, 2008

A REGULAR MEETING of the Akron Village Board was held on this date at 7:31 p.m. Present: Mayor Carl E. Patterson; Trustees Michael R. Middaugh, E. Peter Forrestel, William P. Kaufman and Kathryn A. Capan; Attorney Daniel D. Shonn, Clerk –Treasurer Daniel P. Borchert, and Superintendent Robert Kowalik

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

RESOLUTION, duly moved by Middaugh, seconded by Kaufman, that the Minutes of the Regular Meeting of January 7, 2008 be and hereby are approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

RESOLUTION, duly moved by Forrestel, seconded by Capan 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	\$ 30,009.02
Electric Fund	\$220,228.57
Water Fund	\$ 37,315.10
Sewer Fund	\$ 17,242.79
Capital Water	\$ 4,709.13

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

RESOLUTION, duly moved by Middaugh, seconded by Forrestel, that the following building permit be and hereby is approved with the applications and approval of the Building Inspector:

Derrick Johnson	6 Cummings Avenue	Fence	\$18.00
-----------------	-------------------	-------	---------

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

RESOLUTION, duly moved by Middaugh, seconded by Kaufman, that the following Plumber's License for the year 2008, be and hereby are renewed in accordance with the applications filed and payment of the annual license fee of \$40.00:

John Babcock	549 Main Rd	Corfu, NY	\$40.00
Bruce Ceisner	PO Box 280	E. Pembroke	\$40.00

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

RESOLUTION, duly moved Kaufman, seconded by Capan that the following Amusement Device License's for the Year 2008, be and hereby are renewed in accordance with the applications approved by Chief of Police Richard C. Lauricella:

The Filling Station	40 Main Street	Rowe Phone	\$20.00
The Filling Station	40 Main Street	Galaxy Dart	\$20.00
The Filling Station	40 Main Street	Mega Touch Video	\$35.00
The Filling Station	40 Main Street	Pool Table	\$35.00
The Filling Station	40 Main Street	Golf Game	\$35.00

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

PUBLIC HEARING – None Scheduled

APPEARANCES – No one was scheduled to speak

PUBLIC COMMENT – No one appeared to speak

PROJECT REPORTS –

State Street Bridge – Superintendent Robert Kowalik reported that the DOT finally removed the yellow flag. Therefore, on the recommendation of Superintendent Kowalik, it is time for Phase II of the proposal from Jansen-Kiener to perform project initiation and project scoping, outlining alternatives for full bridge replacement and to issue a project scoping document summarizing objectives, alternatives and probable construction costs for each alternative not to exceed \$8000.00.

RESOLUTION, duly moved by Forrestel, and seconded by Kaufman to accept the Phase II proposal from Jansen-Kiener to perform project initiation and project scoping, outlining alternatives for full bridge replacement and to issue a project scoping document summarizing objectives, alternative and probable construction costs for each alternative not to exceed \$8000.00 be and herby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

MONTHLY REPORTS –

Departments –

VRI Environmental Services – Al Graham from VRI was present and offered the Board his report. He reported the yearly I & I Report has been sent to DEC updating the past year. Mr. Graham stated that smoke testing will continue this week in the Main Street, Mechanic Street and Colony Place locations. Homeowners have been notified. Basic maintenance in the Sewer Plant has been completed including fixing a 40' pipe located in the basement that had split open. Lastly, Mr. Graham stated that demonstrations of pipe maintenance (fixing small holes, cracks, joints, etc) will be presented by one or two different companies this week.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to Report

Trustee Middaugh – Reported that after a joint Town of Newstead/Village of Akron meeting regarding the joint facility, the Village Committee recommends accepting the proposal from Wendel Duchscherer to perform a site evaluation on the Indian Falls Road Property to see if it could be feasible for the joint facility; not to exceed \$25,000.00.

RESOLUTION, duly moved by Middaugh, and seconded by Forrestel to accept the proposal from Wendel Duchscherer to perform a site evaluation on the Indian Falls Road Property not to exceed \$25,000.00.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

Mayor Patterson – Received an e-mail from Carl Klingenschmitt regarding the grant to correct the Murder Creek bank erosion along the south side of Main Street. The grant has passed through the New York State Emergency Management Office procedures and has been forwarded to FEMA for the final process. Mayor Patterson stated a Community Meeting involving all those directly affected by the erosion may be held February 12, 2008. Mayor Patterson attended a meeting of the Association of Erie County Governments where Erie County Executive Chris Collins stated that he would like to make several changes in the future, including a quarterly meeting held with all the Mayors and Supervisors of the County to discuss County issues. In addition, Mike Cole sent notice that he would like to attend a Village Board Meeting. Also, received course information for a NIMS training session giving an overview scheduled for February 20, 2008 from 1-5 pm. Lastly, received a letter from resident Norma Bluhm regarding the joint facility and also to share her appreciation for the way her sidewalk has been kept clean of snow and ice.

Trustee Forrestel – The next WWWC meeting is scheduled for early March 2008. Discussion will be regarding three areas of need that will be addressed with the EPA Grant for 2008 which are: Build covers for drying beds along with the construction of a heated garage, repairs to collection system such as manholes and upgrades to the plant.

Trustee Kaufman – Nothing to Report

OLD BUSINESS

Inter-municipal DPW Facility – Resolution to allow Wendel Duchscherer to do a site evaluation on property located on Indian Falls Road.

Rental Regulations – nothing new to report

Sidewalk Maintenance – Mayor Patterson stated that after the Public Hearing held January 7, 2008, enforcement and who shall be in charge of enforcement of the sidewalk Local Law is where the Village really needs to focus. The issue has been turned over to the Streets Committee for further discussion.

Parking Ticket Fees – Chief of Police Richard Lauricella was absent this evening.

NEW BUSINESS

RESOLUTION, duly moved by Forrestel, and seconded by Middaugh to advance Phil Kreher from Grade 10 Step 2 to Grade 10 Step 3 effective his anniversary date January 23 based on the recommendation of the Superintendent.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE
KATHRYN A. CAPAN - AYE

THE FOLLOWING RESOLUTION IN SUPPORT OF A COOPERATIVE GRANT APPLICATION BY THE TOWN OF NEWSTEAD AND THE VILLAGE OF AKRON FOR A GEOGRAPHIC INFOAMTION SYSTEM WAS OFFERED BY TRUSTEE MIDDAUGH, WHO MOVED ITS ADOPTION, SECONDED BY TRUSTEE KAUFMAN.

WHEREAS, Geographic information systems (GIS) technology is over 40 years old and has become the primary means for governments to manage their natural and infrastructure assets, and;

WHEREAS, Erie County is fully supportive of GIS efforts and provides local governments with GIS base map data in the form of digital parcel maps and other county wide digital map layers of use to local governments as reference layers for their unique requirements such as infrastructure mapping, and;

WHEREAS, the State of New York is fully supportive of GIS and is providing free of charge new digital aerial photography for Erie County and said photography is specifically designed for utility base mapping projects such as that required by the Village of Akron Department of Public Works (DPW), and;

WHEREAS, the State's aerial photos will permit the correct mapping, placement, and updating of the DPW's infrastructure features pertaining to the water, sewer, and electric system, and;

WHEREAS, GIS is viewed as a logical records management tool by the New York State Archives (NYSA) which provides grant funding each year to local governments through the Local Government Records Management Improvement Fund (LGRMIF) for GIS implementation, and;

WHEREAS, post September 11, 2001, local governments are expected to have their street maps, utility systems, disaster preparedness, and general plans current and up-to-date, GIS is the best tool for this job, and;

WHEREAS, GIS provides an excellent tool for data access in support of a host of issues that span the interests of the Town of Newstead and the Village of Akron, and;

WHEREAS, the Internet can be used to provide public access to GIS information as required.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD AS FOLLOWS:

1. That the Village Board of the Village of Akron fully supports the creation of a cooperative grant application with the Town of Newstead to be submitted to the State Archives no later than January 31, 2008 for a GIS implementation grant.
2. That the Village Board fully supports the long-term development of its GIS system by training and funding the development of a staff person to maintain the system on a regular basis according to State Archives records management criteria.

3. That the Village Mayor is hereby authorized to execute the required grant application on behalf of the Village of Akron.
4. This resolution shall take effect immediately.

The above resolution was duly put to a roll call vote at a regular meeting of the Village Board of the Village of Akron on January 28, 2008, the results of which were as follows:

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

CORRESPONDENCE –

NYS Urban & Community Forestry Council regarding a training session for dealing with weather related tree damage.

Problem Tip Sheet regarding 4 Townsend Street

2008 Erie County Soil & Water Conservation District tree & shrub seedling program

PUBLIC COMMENT – Carolyn Schad commented on the joint facility and had questions about the property on Indian Falls Road regarding the assessment of the property and if the gas well on the property would be part of the sale. The Board replied that the site evaluation from Wendel Duchscherer would answer all the questions.

RESOLUTION, duly moved by Middaugh, and seconded by Forrestel authorizing the Board to go into executive session at 8:18 p.m. to discuss the Police Union Contract, be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

RESOLUTION, duly moved by Middaugh, and seconded by Forrestel authorizing the Board to come out of executive session at 8:40 p.m., be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

RESOLUTION, duly moved by Middaugh, and seconded by Forrestel that the Village Board of the Village of Akron does hereby elect to provide the additional pension benefits of Section 341(j) of the Retirement and Social Security Law, as presently or hereafter amended.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

On motion of Middaugh, seconded by Capan, at 8:45 P.M., this meeting was ADJOURNED.

MAYOR

CLERK-TREASURER