

June 20, 2011

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 and Brian D. Wittlinger; Village Attorney Daniel D. Shonn, Deputy Clerk Treasurer Tammy Kelley and Public Works Super Chief Jon Cummings.

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 June 6, 2011 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 Capan seconded by Forrestel 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	\$ 36,678.44
Electric Fund	\$133,897.80
Water Fund	\$ 23,088.07
Sewer Fund	\$ 5,004.90
Capital Streets	\$ 1,973.65

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 Wittlinger and seconded by Forrestel that the following Building Permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Kurt Schie	42 Jackson Street	Pole Barn	\$264.60
Kent Huth	7 Parkview Drive	Roof	\$25.00
Mark Thomas	150 East Avenue	Roof	\$25.00
Tara Holohan	3 ½ Jackson Street	Roof	\$25.00
Joe Capan	18-20 Buffalo Street	Roof	\$25.00
Lisa Blemel	9 Hart Street	Roof	\$25.00
Mike Eldred	35 Wesley Drive	Roof	\$25.00
Wayne Schultz	58 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

PUBLIC HEARING – none scheduled

APPEARANCES – Akron Fire Company Chief Daniel Kowalik came before the Board to discuss the changes coming with the EMS proposed contract with Twin City. Currently the Town of Newstead along with the Village of Akron is assigned a one man paramedic “Fly Car” which came on the scene first before the ambulance with two men

arrived. The proposed change is the removal of the “Fly Car” and leaving just the two man ambulance to cover the area. The Akron Fire Company is concerned that the ambulance will disappear as has happened in the past. Chief Kowalik asked that Village Attorney Shonn with Town of Newstead Attorney Neill somehow become involved to help with this matter. Both the Newstead and Akron Fire Companies have approached the EMS Board but have not received any help with this issue. More information will follow.

PUBLIC COMMENT – Resident Doug Ceisner would like to thank the Streets Department for fixing the pot holes on Clinton Street. He also questioned the Board about dumpster permits for roof projects around the Village. Lastly he suggested the Board have the dumpster permits on the agenda and in the Minutes.

#### PROJECT REPORTS –

Joint Facility – held a committee meeting last week and reported that things are moving along very well. Should be completing the punch list by mid to end of July. A joint meeting between the Town of Newstead and the Village of Akron is scheduled for July 11, 2011 directly after the regular Village Board meeting. More information will follow after the joint meeting.

#### MONTHLY REPORTS –

##### Departments –

VRI – Environmental Services – the Board received a copy of Ken Scherrieble’s report which shows flows were higher than normal due to the very wet spring. Mr. Scherrieble reported that the floors in the downstairs pump room are all painted and the downstairs is in really good shape. He also reported that the sludge hauling analysis showed that in the past three years the sludge hauled out went from 37,000 to 11,000 which shows tremendous progress. Mr. Scherrieble will be discussing with Super Chief Jon Cummings concrete work which needs to be replaced at the plant.

Village Attorney Shonn asked Mr. Scherrieble about the name change from VRI – Environmental Services to Camden Group, Inc. Mr. Scherrieble stated that it was an amicable split and both companies will continue to work together as needed.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to assign the same contract with VRI – Environmental Services to Camden Group, Inc. 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

##### Elected Officials –

#### TRUSTEES – COORDINATORS

Trustee Capan –reported on the Celebration Committee who sent a letter to the Village Board outlining their needs for the celebration such as police presence, no parking signs and information regarding the schedule of events. The Celebration will be July 3<sup>rd</sup> with the Kiddie Parade and July 4<sup>th</sup> with the gala parade and the fireworks display. The refreshment tent will be held July 2<sup>nd</sup> and July 3<sup>rd</sup> at the VFW Post on Lewis Rd. Trustee Capan also wanted to mention that the celebration is provided through donations.

Trustee Capan also received the contract from Young Explosives for the New Year’s Eve celebration on December 31, 2011.

Trustee Middaugh –nothing to report

Mayor Patterson – reported attending the Village Officials Association meeting this past Thursday where the topic of conversation was the re-appropriation of districts and the 2% tax cap.

Reported several pieces of correspondence: Letter from NYS Department of Public Service regarding “Energy Efficiency”, Erie County 2010 Annual Water Report, Memo from Erie County Department of Environment and Planning regarding a substantial amendment to the 2011 Action Plan for Community Development Block Grant Programs and an acknowledgement from the State Comptroller regarding “Capital Funds” management.

Mayor Patterson also wanted to remind the Board that on Saturday, June 25, 2011 the Water Plant will be having an Open House from 11 am – 1 pm.

Trustee Forrestel – attended a Water Wastewater Committee meeting this evening where discussion was held regarding Water Plant capital projects as well as Sewer Plant capital projects, also discussed the Erie County DEC Consolidated Annual performance Report. Lastly discussion was held regarding extension of the Sewer Moratorium to Expire June 30, 2011 –

Background:

In December of 2010, the Village Board extended the sewer moratorium until June 30, 2011. Based upon the monthly operation reports provided by VRI, 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 75% 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 Middaugh that the present moratorium as described by local law 2005-1 as amended be extended until December 31, 2011 be and hereby is approved.

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

Trustee Wittlinger –nothing new to report

### OLD BUSINESS

Mitigation of Murder Creek – Mayor Patterson stated that the project continues to move forward and that the federal funding is all in place. Super Chief Cummings reported that the 8 bids were opened today.

Village Court –Attorney Shonn stated that the Board should begin the process of dissolving the Village Court with a public hearing during the August 8, 2011 Village Board Meeting.

Main Street Traffic & Safety –Trustee Middaugh reported that the 30 mph speed change for Buell Street was approved by NYSDOT and signs should be changed in the near future.

Akron Airport –nothing new to report

Ron Berry Memorial Fields –nothing new to report

Bloomington Avenue and John Street Reconstruction – nothing new to report

American Legion Horseshoe Pits – Board will overview the whole area for additional usage of the land.

NEW BUSINESS –

RESOLUTION duly moved by Capan and seconded by Wittlinger to hold a joint meeting with the Town of Newstead on Monday July 11, 2011 at 8:30 pm at the Village of Akron 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

Erie County Department of Environment and Planning Public Review of Draft 2010 Erie County Consolidated Annual Performance Report

Erie County Consortium Community Development Block Grant Program Approval of the Rural Transit Service and Marshall Avenue waterline replacement, storm sewer rehab and street reconstruction

New York State Department of Environmental Conservation Comprehensive Inspection of the Wastewater Treatment Plant

Time Warner Cable soon to be expiring program agreements and service changes

Wyoming County Soil & Water Conservation District Review of NYS Agricultural District #4 Parcels

PUBLIC COMMENT –Resident Doug Ceisner suggested that the Village Court tighten up their security after attending Village Court. Mr. Ceisner explained that as people first entered the Court they went through security, but if the person left the Court building, for whatever reason, they were not led through security upon re-entering the Court building.

On motion of Capan, seconded by Middaugh, at 8:38 p.m., this meeting was ADJOURNED

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MAYOR

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DEPUTY CLERK-TREASURER