

July 9, 2007

A WORK SESSION of the Akron Village Board was held on this date at 6:30 p.m. Present: Mayor Carl E. Patterson, Trustees, E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Village Attorney Daniel D. Shonn, Esq.

A REGULAR MEETING of the Akron Village Board was held on this date at 7:33 p.m. Present: Mayor Carl E. Patterson; Trustees Michael R. Middaugh, E. Peter Forrestel and Kathryn A. Capan; Village Attorney Daniel D. Shonn, Esq., VRI Representative Ken Scherrieble.

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

RESOLUTION, duly moved by Middaugh, seconded by Capan, that the Minutes of the Regular Meeting of June 18, 2007 and Special Meeting of June 21, 2007 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

RESOLUTION, duly moved by Forrestel, seconded by Middaugh 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	\$ 31,026.58
Electric Fund	\$ 51,002.95
Water Fund	\$ 93,245.53
Sewer Fund	\$ 33,757.53
Capital Water	\$ 531.99
Capital Sewer	\$ 596.27

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

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

Peter Phelps	60 Bloomingdale	Bathroom	\$25.00
David Gonsowski	2 Sunset Blvd.	Pool Deck	\$25.00
Elizabeth Hansen	25 Hoag Avenue	Fence	\$18.00
Clara Varo	111 Main Street	Roof	\$25.00
Lisa & Jason Zuba	143 East Avenue	Fence	\$18.00
Daniel Crooks	11 Cedar Street	Entrance Way	\$15.00
James & Marge Rusnell	23 ½ Hoag Avenue	Siding	\$25.00
Christopher Heiderman	58 Parkview Drive	Fence	\$18.00
Marshall Pann	2 Newton Avenue	Roof	\$25.00
Sandy Bassanello	71 Main Street	Roof	\$25.00

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

PUBLIC HEARING – No Public Hearing

APPEARANCES – No one was scheduled to appear.

PUBLIC COMMENT – No one appeared to speak.

PROJECT REPORTS –

Washington/Liberty Streets Waterline Replacement Project – Village Clerk Treasurer Daniel P. Borchert submitted a final request for reimbursement to the Erie County Community Development Block Grant Program.

MONTHLY REPORTS –

Departments

Attorney – Village Attorney Daniel D. Shonn spoke with Chief of Police Richard Lauricella regarding posted rules and regulations for Russell Park. Attorney Shonn will recommend to the Streets, Parks and Community Relations Committee to establish a sign of rules and regulations to post in Russell Park which would enable the police force to better maintain civil behavior throughout the park.

Attorney Shonn requested an executive session to discuss the graffiti case.

Clerk Treasurer – The Board received the Clerk's report for June 2007, together with the July 2007 office schedule.

Village Clerk Treasurer Daniel P. Borchert stated that the Village collected the highest percentage of Village taxes on or before the due date since he began employment with the Village.

Supt. of Public Works – Superintendent Kowalik was not present this evening but submitted his report to the Board on Thursday prior to his leaving.

Building Inspector - Don Folger presented the Board with pictures of the Bowling Pin Factory showing the contaminated drums and the building debris still on the premises. Mr. Folger has been in contact with the DEC several times for a removal date of the drums, but receives the same answer of 2 weeks each time. The property owner will be responsible for the building debris clean up.

Mr. Folger presented the Board with pictures of Laverne Johnson's property on 44 Cedar Street showing the continuing cleanup progress.

Also, Mr. Folger had pictures of debris at the rear of the property known as 24 Parkview Drive. The resident has been in violation several times and Mr. Folger feels it will be a reoccurring problem. Village Attorney Daniel D. Shonn recommended that the Village involve the Court with this situation.

Town of Newstead has received updated tax maps. Mr. Folger has ordered a set from the Town for use in the Village.

Lastly, Village Attorney Daniel D. Shonn asked Mr. Folger if new SEQR information has been received from either the Kurt Schie Subdivision or the Akron Village Commons. Mr. Folger has not received any SEQR information from either project at this time.

VRI – Ken Scherrieble reviewed the June 2007 wastewater treatment plant report. Drained the primary digester, cleaned, inspected, took photos, refilled and put back on line. Also, continued installing bypass pumps. Still conducting the smoke testing and will continue through the month of July.

Chief of Police – The Board received the Police Report for June 2007, along with a schedule for July 2007.

Chief Lauricella reported no problems with police equipment.

Trustee Forrestel requested an executive session to discuss officer performance.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to report.

Trustee Middaugh – Nothing to report.

Mayor Patterson – Reported that the Human Resource Committee has received an application for the bailiff position.

Trustee Forrestel – Informed the Village Board of a Water/Wastewater Committee meeting held earlier this evening. The Committee discussed the Timber harvest relative to the restoration by Hemphill Logging, plans for improvement of the roof and east wing wall at the Reservoir and future Capital projects. Also, the committee recommended waiving an IPP charge that is less than ten dollars. Then not bill the customer if the charge is at least ten dollars and less than \$25.00, but rather wait for the next month or whenever the bill accumulates and exceeds \$25.00. Next Water/Wastewater Committee meeting will be held in September.

OLD BUSINESS

Village Map – Village Attorney Daniel D. Shonn recommended approving the proposal from CRA to reconstruct the Village map.

RESOLUTION, duly moved by Middaugh, and seconded by Capan to adopt the CRA proposal to reconstruct the Village map at a cost not to exceed \$1,600 based on their written proposal.

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

Inter-municipal DPW Facility – Mayor Patterson reported that the Village Committee has had several meetings with the Town of Newstead Engineer and the Town of Newstead Committee. Next meeting is scheduled for July 16, 2007.

Town of Pembroke Water District – Village Attorney Daniel D. Shonn has composed a letter for Superintendent Robert Kowalik to send out to the 3 or 4 interested parties.

NSF Check Fee – After checking with NYCOM regarding returned check charge fees, Village Clerk Treasurer Daniel P. Borchert stated the highest official fee permitted for municipalities is \$20.00 per check. He, therefore, recommended that the Village raise the fee from \$15.00 to \$20.00 per returned check.

RESOLUTION, duly moved by Forrestel, and seconded by Patterson that the Village raise the return check charge fee from \$15.00 to \$20.00 per check effective July 10, 2007.

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

NEW BUSINESS

RESOLUTION, duly moved by Forrestel, and seconded by Patterson to move Dan Wood and Mike Dalfonso from Grade 3 HR to Grade 3 Step 1 as of their anniversary date of June 11, 2007 per the recommendation of Richard Lauricella.

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

Free Methodist Church request to hang a sign above Main Street - Village Attorney Daniel D. Shonn recommended that the Village not permit the sign. Attorney Shonn suggested the Church advertise in private commercial store windows, postings at Village Churches and the use of other print media. Village Clerk Treasurer Daniel P. Borchert will notify Akron Free Methodist Church that the Village Board does not think it is appropriate to hang their sign above Main Street.

CORRESPONDENCE

Town of Amherst semi-annual 2007 operations report.

Town of Amherst June 2007 operations report.

Notice of Public Hearing on July 11, 2007 at 7:30 pm from the Bennington Town Board regarding the rezoning of 1961 Church Road. Village Attorney Daniel D. Shonn recommended that the Village have a representative at this meeting. The resident in question would like to open a day spa. Two Village reservoir feeder streams run through the property and Attorney Shonn would like to keep a close eye on the project to make sure streams stay clean and unaltered.

Town of Newstead Drainage Board meeting minutes of May 15, 2007.

PUBLIC COMMENT – No one appeared

RESOLUTION, duly moved by Middaugh, and seconded by Capan authorizing the Board to go into executive session at 8:32 p.m. to discuss Russell Park Patrol, Personnel, and continuing litigation be and hereby is approved.

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

RESOLUTION, duly moved by Forrestel, and seconded by Patterson authorizing the Board to come out of executive session at 8:56 p.m., be and hereby is approved.

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

On motion of Middaugh, seconded by Capan, at 8:57 P.M., this meeting was ADJOURNED.

MAYOR

CLERK-TREASURER