

August 7, 2006

A work session of the Akron Village Board was held on this date at 6:30 P.M. to discuss agenda items. Present: Mayor Ray M. Perkins, Trustees Carl E. Patterson, E. Peter Forrestel, Michael R. Middaugh and William P. Kaufman, Superintendent Robert W. Kowalik, Chief of Police Richard C. Lauricella and Attorney Stephanie Cole, Esq.

Mayor Perkins adjourned the work session at 7:27 P.M.

A REGULAR MEETING of the Akron Village Board was held on this date at 7:30 P.M. Present: Mayor Ray M. Perkins, Trustees Carl E. Patterson, E. Peter Forrestel, Michael R. Middaugh and William P. Kaufman, Superintendent Robert W. Kowalik, Chief of Police Richard C. Lauricella, Attorney Stephanie Cole, Esq., Building Inspector Donnal D. Folger and VRI Representative Ken Scherrieble.

Mayor Ray M. Perkins opened the regular meeting with the pledge of allegiance.

RESOLUTION, duly moved by Patterson, seconded by Kaufman, that the Minutes of the Regular Meeting of July 10<sup>th</sup>, 2006, be and hereby are approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

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

General Fund	\$	120,742.92
Electric Fund	\$	58,218.02
Water Fund	\$	85,961.90
Sewer Fund	\$	30,521.51
Capital Water	\$	16,758.41
Capital Sewer	\$	786.64

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

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

Don Feldman	138 Main St.	Roof	\$25.00
Thomas & Sarah Smart	8 Cedar St.	Swimming Pool	\$18.00
Nicholas Kreher	70 Skyline Dr.	Roof	\$25.00
Theodore Lewis	40 Hoag Ave.	Siding/Windows	\$25.00
Keith Hawes	101 John St.	Windows	\$25.00
Kevin & Tamara Weigel	108 Buell St.	Pool Deck	\$25.00
Linda & Marty Wiltberger	9 Buell St.	Roof	\$25.00

Karen Reigle-Scheitheir	12 Buell St.	Addition/Garage	\$25.00
Clarence & Patricia Schurr	49 Randy Dr.	Roof	\$25.00

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

A PUBLIC HEARING was held to hear any and all interested parties relative to Unlicensed Vehicles at Countryside Apartments, 73 Parkview Drive, 24 Buell Street, and 100 East Avenue. The Clerk-Treasurer read the proof of publication and asked Building Inspector Donnal D. Folger to briefly comment on said unlicensed vehicles. Mr. Folger reported that as of this morning, although a red 4-door vehicle had been removed from the Countryside Apartments, a blue Dodge pickup remained at the Countryside Apartments and at the 3 other respective properties cited in the Legal Notice. No one else spoke to the matter.

RESOLUTION, duly moved by Perkins, seconded by Patterson, closing the Public Hearing at 7:45 P.M. relative to unlicensed vehicles at Countryside Apartments, 73 Parkview Drive, 24 Buell Street and 100 East Avenue, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Kaufman, authorizing the Akron Police to make arrangements for the removal of the unlicensed vehicles cited at the Countryside Apartments, 73 Parkview Drive, 24 Buell Street and 100 East Avenue, with the cost of said removal to be a lien on each respective property owner's Village tax bill, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

APPEARANCES: No one was scheduled to appear.

PUBLIC COMMENT: Doug Ceisner of 100 East Avenue appeared before the Board to take issue with the Minutes of the June 5<sup>th</sup>, 2006 Village Board Meeting. Mr. Ceisner said that he had appeared before the Board and had raised concerns, among other things, about the Park View Drive Bridge, garbage rates for customers with Home Occupations and Village of Akron Water vs. Erie County Water and that he objected that many of the finer points of his comments had not been included in the official Minutes. Village Clerk-Treasurer Daniel P. Borchert noted that Board Minutes are not intended to be a verbatim transcription of the meeting, but a summary of the business of the Village Board, wherein Resolutions and/or Action Items of the Board are officially recorded. Mr. Ceisner also questioned the disposition of

millings from last year's Main Street resurfacing and the status of the old Russell Park benches.

Scott Van Wyk appeared before the Board relative to the unlicensed vehicle for sale on his property at 73 Parkview Drive. He noted that he had recently returned from being deployed in the military and was unaware that he needed a permit to sell a vehicle. The property owner only needs a permit if the vehicle is unlicensed. He assured the Board that he would stop in at the Clerk-Treasurer's Office and take care of the necessary paperwork.

Project Reports –

Washington/Liberty – Superintendent Kowalik reported that materials are in.

Monthly Reports –

Departments

ATTORNEYS – Nothing new to report.

CLERK-TREASURER – Written report for July 2006 submitted. Clerk-Treasurer Daniel P. Borchert noted that the heat pump in Court Clerk's office was replaced last week and that contractor is expected to begin work on the roof at the Village Hall tomorrow.

CHIEF OF POLICE – Written report for July 2006 submitted. Chief of Police Richard C. Lauricella reported: 1) that Officer Belden has worked his last day and has turned in his equipment; 2) that two officers attended e-Justice training; 3) that two officers will be covering ACS Football games for the Fall 2006 season; and 4) that he will be meeting with ACS Superintendent DeCarli relative to the crossing guard coverage for the Fall.

SUPT. OF PUBLIC WORKS – Written report for July 2006 submitted.

RESOLUTION, duly moved by Perkins, seconded by Forrestel, allowing Superintendent Robert W. Kowalik to attend the 76<sup>th</sup> MEUA Annual Conference on September 12-15, 2006 at the Riveredge Resort in Alexandria Bay, New York, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDGAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

WHEREAS, the Village of Akron, New York, is a municipal member of the Municipal Electric Utilities Association of New York State, and

WHEREAS, the Annual Conference of the Municipal Electric Utilities Association of New York State has been called on September 12, 13, 14, and 15, 2006 to be held at the Riveredge Resort, Alexandria Bay, New York, and,

WHEREAS, in accordance with the bylaws of the Municipal Electric Utilities Association of New York State, each municipal member may cast one vote on each transaction properly brought before this meeting,

NOW THEREFORE BE IT RESOLVED, that Superintendent of Public Works Robert W. Kowalik be and is hereby designated as the accredited delegate of the Village of Akron, New York.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

VRI – Written report for July 2006 submitted. VRI representative Ken Scherrieble highlighted the following: 1) primary clarifier is out of service; 2) flow meters were damaged by recent lightening strike - replacement costs should be covered by insurance; and 3) emergency repairs to sewer mains along East Avenue, Crescent Drive and Franklin Street have been completed.

BLDG. INSPECTOR – Donnal D. Folger reported on the following: 1) although he hand-delivered forms to businesses with sidewalk cafés, no permit applications have been returned to date – Board directed Inspector to notify said businesses via certified mail for compliance; 2) Zoning Board of Appeals meeting is scheduled for Monday, August 21, 2006 at 7:00 P.M.; 3) he appeared in Court re: ongoing property maintenance cases; and 4) he had received a complaint re: dumpster at Hoag and Eckerson Avenues.

Elected Officials

JUSTICE COURT – Written report for July 2006 submitted.

TRUSTEES – COORDINATORS

Trustee Middaugh – Reported 1) that he recently attended presentations re: engineering proposals for the GIS grant; and 2) that \$23,800 is earmarked for the Village in the 1<sup>st</sup> year of the GIS grant.

Trustee Patterson – H/R committee completed 2<sup>nd</sup> round of interviews for the Water Crew Chief position.

RESOLUTION, duly moved by Patterson, seconded by Forrestel, hiring Jon Cummings for the Water Crew Chief Position at the Grade #13 Hire Rate , be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

Mayor Perkins – Reported that he recently signed a Title 4 collaborative grant with the Akron Central School re: drug prevention.

Trustee Forrestel – Reported 1) that timber management schedule at the water reservoir has been accelerated, with the focus on soft woods in light of recent preventative quarantines in neighboring counties dealing with wood-boring wasps; and 2) that proceeds from timber sales are earmarked for maintenance projects on the spillway.

Trustee Kaufman – Reported that he also attended the recent meeting re: GIS grant.

Old Business –

NYSDEC/SPEDES – Nothing new to report.

Crittenden Road Well Spill Claim – Nothing new to report.

Comprehensive Plan – Revised maps have been received from Village Engineer Keith Marquis. SEQR notices can now go out.

No Parking – Brooklyn, Buell, Mechanic, Jackson – Nothing new to report.

Annexation – Nothing new to report.

HVAC Upgrade – Village Hall – Almost near completion.

Intermunicipal DPW Facility – Final draft version of proposal is out for review.

Refuse Contract – Committee meeting scheduled for 8/14/06 at 7:00 P.M.

Temporary Structures and Fences – Referred to code committee.

Patricia Curto – Executive session requested to discuss matter.

New Business –

RESOLUTION, duly moved by Perkins, seconded by Forrestel, authorizing the renumbering of the 2006 Local Laws for the Village of Akron for filing with the NYS Office of the Secretary of State, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

Letter from Robert Kruger, 874 Genesee Street re: water bill – Board agrees to continue with past practice.

RESOLUTION, duly moved by Perkins, seconded by Kaufman, allowing the Akron Chamber of Commerce to hold its “Fall Super Cruise and Craft Show” on Saturday September 9, 2006 with the closing of Main Street from Buffalo to Church, Monroe Street from the

Alley to Main Street and Clinton Street from the Alley to Main Street, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Patterson, seconded by Middaugh, allowing Daniel Borchert and Ray Perkins to attend the NYCOM 2006 Fall Training School from October 2<sup>nd</sup> to 6<sup>th</sup>, 2006 in Albany, NY at a cost of \$1,175 per person, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Forrestel, seconded by Patterson, BE IT RESOLVED THAT Ray M. Perkins, Mayor of the Village of Akron is hereby authorized to sell, assign and endorse for transfer, certificates representing stocks, bonds or other securities now registered or hereafter registered in the name of this Akron-Newstead LOSAP, Cadaret Grant Brokerage Account 43C-285483, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

Correspondence –

Buffalo News article for Sheriff Road Patrols.

Teamsters Local Union No 264 Settlement Agreement to Grievance #2005-05.

Town of Amherst Central Fire Alarm July 2006 Office.

Village of Corfu Thank you Letter.

PUBLIC COMMENT TIME – Doug Ceisner asked about the status of the former C&E parking lot and was told it was under control of the respective property owners. Also, he requested a listing of the 27 property owners recently cited for unlicensed vehicles.

RESOLUTION, duly moved by Middaugh, seconded by Perkins, authorizing the Board to go into executive session at 8:32 P.M. to discuss a legal issue, be and hereby is approved.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Patterson, authorizing the Board to come out of executive session at 8:55 P.M., be and hereby is approved.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

On motion of Middaugh, seconded by Perkins, at 8:56 P.M. this meeting was ADJOURNED.

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MAYOR

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CLERK TREASURER