

September 10, 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 Michael R. Middaugh, William P. Kaufman, Kathryn A. Capan, Superintendent Robert Kowalik, Chief of Police Richard Lauricella, Building Inspector Donnal Folger and Village Attorney Daniel D. Shonn, Esq.

A REGULAR MEETING of the Akron Village Board was held on this date at 7:35 p.m. Present: Mayor Carl E. Patterson; Trustees Michael R. Middaugh, William P. Kaufman and Kathryn A. Capan; Village Attorney Daniel D. Shonn, Esq., Superintendent Robert Kowalik, Building Inspector Donnal Folger and Chief of Police Richard Lauricella.

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

RESOLUTION, duly moved by Kaufman, seconded by Capan, that the Minutes of the Regular Meeting of August 6, 2007 be and hereby are approved by the Village Board.

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

RESOLUTION, duly moved by Middaugh, seconded by Kaufman 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	\$ 33,146.08
Electric Fund	\$ 51,927.62
Water Fund	\$ 11,522.21
Sewer Fund	\$ 4,567.33
Capital Sewer	\$ 780.82

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

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

Bernard & Barbara Thoma	59 Parkview Drive	Patio	\$25.00
Jeanette Giesler	40 East Avenue	Roof	\$25.00
Mike & Judy Schiffmacher	19 Crescent Drive	Shed	\$25.00
Michael Soika	24 Parkview Drive	Fence	\$18.00
Bonni Adams	147 East Avenue	New House	\$574.00
Scott & Mary Wieszala	22 Franklin Street	Window/Roof	\$25.00
Scott & Mary Wieszala	22 Franklin Street	Porch Rebuild	\$27.00
Laverne Cherry	22 Wesley Drive	Shed	\$25.00
Eileen Griffin	57 Wesley Drive	Roof	\$25.00
Daniel Crooks	11 Cedar Street	Roof	\$25.00
David & Melissa Sanford	6 Buell Street	Roof	\$25.00

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

RESOLUTION, duly moved by Kaufman, and seconded by Middaugh, that the following sidewalk application be and hereby is approved with the application to and approval of the Superintendent of Public Works:

United Methodist Church 7 Church Street 68 feet \$408.00

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

PUBLIC HEARING – No Public Hearing

APPEARANCES – No one was scheduled to appear.

PUBLIC COMMENT – Chief Patrick Flynn of the Erie County Sheriff's Department appeared before the Board to bring greetings from Erie County Sheriff Timothy Howard. Reported that 2 homicides were solved and 1 Child Pornography case solved.

Tony Brandl from Hake Road appeared before the Board with concerns of the drainage issue relating to the proposed subdivision. He has dealt with a drainage problem for the last 5 years and is very concerned that the subdivision will only increase the problem. Building Inspector Donnal Folger explained that the Village Engineers are evaluating drainage relative to the subdivision. Village Attorney Daniel D. Shonn gave Mr. Brandl a map outlining the subdivision.

Barbara Kaufman came before the Board with several complaints from neighbors regarding the metro paving project preformed by Suit-Kote in the Sylvan/Crescent Loop. Superintendent Robert Kowalik explained the repair process which can take a full two weeks for the material to settle and smooth out.

PROJECT REPORTS –

Washington/Liberty Streets Waterline Replacement Project – Village Clerk Daniel P. Borchert informed the Board that on August 8, 2007 the Village received the final reimbursement check.

MONTHLY REPORTS –

Departments

Attorney – nothing new to report

Clerk Treasurer – The Board received the Clerk's report for August 2007, together with the September 2007 office schedule. Also, wanted to remind the Board that he will be attending the NYCOM Fall Training School from September 17 - September 21, 2007. Deputy Clerk-Treasurer Tammy Kelley will run the September 17th Village Board Meeting.

Supt. of Public Works – The Board received copies of Mr. Kowalik's August 2007 report. He informed the Board that the Newstead Town Hall lost power twice last month due to a bird in the transformer. Mr. Kowalik scheduled a shut down to fix the problem on the following Sunday morning. Mr. Kowalik also spoke about the metro paving project in the Sylvan/Crescent area as well as Stoneridge and Madison/Eckerson Avenues. Jansen/Kiener Engineers submitted a proposal for engineering services relative to the State Street Bridge. Superintendent Kowalik recommended the Board accept the bid for Task 1 at a cost of \$3,500.00.

RESOLUTION, duly moved by Middaugh, and seconded by Capan to accept the proposal from Jansen/Kiener Engineers for the State Street Bridge Task I project not to exceed \$3,500.00, be and hereby is approved.

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

Lastly, Mr. Kowalik asked the Board for an Executive Session to discuss personnel issues.

Chief of Police – The Board received the Police Report for August 2007, along with a schedule for September 2007. Mr. Lauricella stated that the Police Department is in need of a new digital camera which would not exceed \$250.00. He recommended awarding Grainey Automotive the maintenance bid on the Police cars until further notice.

RESOLUTION, duly moved by Kaufman, and seconded by Middaugh to award the maintenance on the Police vehicles to Grainey Automotive until further notice, be and hereby is approved.

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

Mr. Lauricella also recommended accepting the bid from Burt's Motor Sports for the purchase of the UTV vehicle.

RESOLUTION, duly moved by Middaugh, and seconded by Kaufman to award the bid for the UTV vehicle to Bert's Motor Sports using grant money, be and hereby is approved.

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

Kevin Crotty met with Chief Lauricella on September 10 to discuss the generator which will utilize grant money as well. Mr. Crotty will be sending the appropriate documents in the near future.

Mayor Patterson recommended to Chief Lauricella that the Police continue to use the speed sensor in the Akron Central School area and to continue to monitor Skyline Drive for speeding and heavy truck traffic. Also to enforce the 2 hour parking on Main Street.

Building Inspector – The Board received a copy of Mr. Folger's August 2007 report. Trustee Middaugh questioned Mr. Folger about the Zoning Board of Appeals and if they approved everything regarding the property on 20 John Street such as drainage, etc. Mr. Folger stated that the Zoning Board of Appeals approved the project on the contingency that 22 John Street is purchased for parking use for 20 John Street and 22 John Street is deeded as such; and the parking meets Village of Akron code; and the front porch does not encroach the highway right of way; and site drainage is approved by the Village Engineer.

Mayor Carl Patterson suggested that Mr. Folger inspect the property at 37 Cedar Street for violation of property maintenance and an unlicensed vehicle.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to Report

Trustee Middaugh – Metro Paving street repair project is utilizing the CHIPS reimbursement. Trustee Middaugh recommended moving forward with GIS Phase II grant and committing \$1,000.00 to cover costs not covered by the grant.

RESOLUTION, duly moved by Middaugh, and seconded by Kaufman, that the Village Board of the Village of Akron fully supports the creation of a cooperative grant application with the Town of Newstead for a Phase II GIS implementation grant. That the Village Board will earmark \$1,000.00 to cover any expenditures not covered by the grant. That the Village Mayor is hereby authorized to execute the required grant application on behalf of the Village of Akron be and hereby is approved.

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

Trustee Middaugh also reported on applications for the Village Engineer. After reviewing the applicants the present Village Engineer, Marquis Engineers will continue to be the Village of Akron Engineer of record.

Mayor Patterson – Received information for a grant covering bike path security. Also, received information from Re-Tree WNY which is a group of volunteers that originated from the October Storm and their goal is to replace 30,000 trees damaged in the storm. The Village is expecting at least 60 of those trees. Mayor Patterson would like to see Village residents offer their time for this remarkable event. Along with the Re-Tree campaign there is a shoot-off group that takes the stumps from damaged trees and carves them into notable people in history for placement in the communities.

Trustee Kaufman – Noted that the Electric Committee met last Wednesday, September 5, 2007 and that a recap will follow.

OLD BUSINESS

Village Map – waiting for status report.

Inter-municipal DPW Facility – Next meeting scheduled for Monday, September 17th at 6:30 pm at the Village Hall.

Town of Pembroke Water District – nothing new at this time.

Complaint from Dave and Paula Ward from 26 John Street – waiting for a reply from the Village Insurance Company.

Russell Park Rules – Scheduling a Public Hearing for Local Law #6 on October 1, 2007.

RESOLUTION, duly moved by Middaugh, and seconded by Capan to hold a Public Hearing on October 1, 2007 regarding Local Law #6 – Russell Park Rules, be and hereby is approved.

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

Rental Regulations – Village Attorney Daniel D. Shonn will share documents concerning rental regulations from other municipalities.

NEW BUSINESS

RESOLUTION, duly moved by Middaugh, seconded by Kaufman, authorizing Akron Central School Homecoming Parade on Friday, September 28, 2007, from Brooklyn Park to Akron Central School beginning at 5:30 P.M., hereby is approved by the Village Board.

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

RESOLUTION, duly moved by Capan, seconded by Patterson, authorizing Police coverage for the Akron Central School Football games, be and hereby is approved.

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

Wastewater Treatment Plant Lab – referred to Water/Wastewater Committee

RESOLUTION, duly moved by Kaufman, and seconded by Middaugh to hold a Public Hearing on October 1, 2007 regarding 2008 CDBG Program at 7:30 pm at the Village Hall, be and hereby is approved

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

RESOLUTION, duly moved by Kaufman, and seconded by Middaugh to allow Dennis Freeman to apply for a court security grant through the State of New York Unified Court System, be and hereby is approved.

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

CORRESPONDENCE

Town of Amherst August 2007 Operations Report.

Minutes from the August 13, 2007 Planning Board Meeting.

Minutes from the August 28, 2007 Zoning Board of Appeals Meeting.

Time Warner Cable Programmers Agreements about to expire.

NYSDEC letter regarding the Akron Reservoir Dam.

PUBLIC COMMENT – No one appeared

RESOLUTION, duly moved by Middaugh, and seconded by Kaufman authorizing the Board to go into executive session at 8:45 p.m. to discuss personnel issues, be and hereby is approved.

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

RESOLUTION, duly moved by Patterson, and seconded by Kaufman authorizing the Board to come out of executive session at 9.24 p.m., be and hereby is approved.

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

RESOLUTION, duly moved by Capan, and seconded by Middaugh to move Jon Cummings to Grade 13, Step 3 due to above satisfactory performance effective on his anniversary date of August 21, 2007 be and hereby is approved.

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

RESOLUTION, duly moved by Kaufman, and seconded by Capan to move Bradley Baer to Grade 12, Step 1 due to above satisfactory performance during his 6 month probationary period effective September 26, 2007, be and hereby is approved.

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

On motion of Kaufman, seconded by Patterson, at 9:26 P.M., this meeting was ADJOURNED.

MAYOR

CLERK-TREASURER