

September 14, 2009

A REGULAR MEETING of the Akron Village Board was held on this date at 7:33 PM Present: Mayor Carl E. Patterson; Trustees E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Brian D. Wittlinger; Attorney Daniel D. Shonn, Clerk Treasurer Daniel P. Borchert, Chief Richard Lauricella, Code Enforcement Officer Donnal Folger and Superintendent Robert Kowalik.

Mayor Carl E. Patterson led us in the pledge to the flag and a moment of silence for two very special people, Candy Palmeri, teacher at Akron Central for 34 years and major supporter of Relay for Life as well as John Eckerson, teacher and administrator at Akron Central School and Village Historian. Mayor Patterson wanted to extend thoughts and prayers to them and their families, both will surely be missed.

RESOLUTION duly moved by Middaugh seconded by Forrestel, that the Minutes of the Regular Meeting of August 3, 2009 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 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	\$ 63,660.52
Electric Fund	\$ 61,850.07
Water Fund	\$ 63,691.73
Sewer Fund	\$ 13,126.53
Capital Sewer	\$ 37,074.95

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

Tracy A. Oakes	95 Buell Street	Wind/Roof/Sid/Porch	\$25.00
James Warren	16 Randy Drive	Shed	\$25.00
Thomas Bates	52 East Avenue	Awning	\$25.00
Ronald Martin	62 Main Street	Sign	\$18.00
Derrick Johnson	6 Cummings Ave	Shed	\$25.00
Kevin Ward	56 Main Street	Windows	\$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

Clerk Treasurer Borchert reported that the Community Development Block Grant applications will be due soon and requested a Public Hearing be scheduled for October 5 regarding Community Development Block Grant for years 2010-2011.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to hold a Public Hearing on October 5, 2009 for the Community Development Block Grant for years 2010-2011 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

APPEARANCES – None Scheduled

PUBLIC COMMENT – Resident Doug Ceisner spoke about the parking situation on Buell Street near Brooklyn. He said it is very dangerous and someone is bound to get injured. He recommended that the Board write letters to Mike Ranzenhofer and Jane Corwin to put pressure on the DOT to quickly fix the problem. Mr. Ceisner also mentioned that the issue with the Tax Base was because Strippit had a lowered assessment from three million to 2 million. He also recommended the Board look at the Strippit Building for the future joint facility because he believes the company will leave the area very soon. Mr. Ceisner highly believes the Village and Town should consolidate governments to save tax payer dollars. Lastly, he asked how much the permit was for the window, roof, siding and porch project at 95 Buell Street. Code Enforcement Officer responded that the permit fee was \$25.00.

PROJECT REPORTS –

State Street Bridge – Wm. Schutt Engineering Firm is continuing the permit process.

MONTHLY REPORTS –

Departments –

Attorney – all items on the agenda

Clerk-Treasurer – The Board received the Clerk’s report for August 2009, together with the September 2009 office schedule. Clerk-Treasurer Borchert noted that the Village office had a new server installed and after a couple of adjustments is working well. He also noted that the Village’s independent auditors from Amato, Fox & Company, PC have completed their field work in connection with the annual audit for the fiscal year ending May 31, 2009 and the Office of the State Comptroller has completed their risk assessment review of the Village as well.

Chief of Police – The Board received the Police Report for August 2009, along with a schedule for September 2009. Chief Lauricella reported that Officer Richard Lewis has handed in his resignation along with his equipment.

RESOLUTION duly moved by Forrestel and seconded by Wittlinger to accept the resignation of Officer Richard Lewis as a part-time police officer 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

Chief Lauricella recommended hiring Robert Kolmetz, as a part-time police officer with a start date as soon as a uniform can be obtained.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to hire Robert Kolmetz, as a part-time police officer for 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

Chief Lauricella recommended moving the following crossing guards: Cindy Totten from grade 2 step 4 to grade 2 step 5, Dennis Abraham from grade 2 step 2 to grade 2 step 4, and Nanette Reinard from grade 2 hire rate to grade 2 step 2.

RESOLUTION duly moved by Forrestel and seconded by Capan to move the following crossing guards: Cindy Totten from grade 2 step 4 to grade 2 step 5, Dennis Abraham from grade 2 step 2 to grade 2 step 4 and Nanette Reinard from grade 2 hire rate to grade 2 step 2 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

Lastly, Chief Lauricella recommended to the Board to adopt a policy for requests to observe police records as per the Village Attorney, the policy would be as follows, any person requesting to view the Police Department log book shall do so in writing which would include the exact dates requested, copies of the log book would be made with names and other private information blacked out and or deleted and a fee of \$0.25 per page would be incurred.

RESOLUTION duly moved by Wittlinger and seconded by Middaugh to adopt a policy for police report requests: any person requesting to view the Police Department log book shall do so in writing including exact dates requested, copies of the log book would be made with the names and other private information blacked out and or deleted, a \$0.25 per page fee would be incurred, 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

Supt. of Public Works – The Board received copies of Superintendent Kowalik’s August 2009 report. GPS work is continuing and the hydrants have already been done. Continuation of the site work at the joint facility on Clarence Center Rd has definitely been helped by the cooperation of the weather.

VRI – Environmental Services - The Board received reports for both July & August 2009. Comments by VRI Representative Ken Scherrieble were as follows: Installation of post air-blowers complete and working well, Installing panel box for screw pumps, three manholes were discovered that were unknown and in October NYS State DOT crews will bring them up to grade, IPP revised permits should be finalized within the next six weeks.

Code Enforcement Officer –Mr. Folger reported the following: sky divers are back in town, using Cold Springs field on Scotland Road for landings, Rental Regulation Informational forms are coming in steadily, NYS Code will be requiring new builds to have a sprinkler system installed – not sure of date of requirement, Electrical Companies have been inquiring about becoming another Underwriter for the Village of Akron, Received correspondence from Village Engineer Wm. Schutt with comments about the

Cornerstone Subdivision, and lastly the Board received copies of the new PIP form approved by the Village Engineer, Wm Schutt to look over and also approve.

Elected Officials –

JUSTICE COURT REPORT – Board received the monthly report from August 2009.

TRUSTEES – COORDINATORS

Trustee Capan – Nothing new to report

Trustee Middaugh – discussed the parking issue on Oak Street. Trustee Middaugh recommended posting “No Parking” signs on the Business side of Oak Street between Indianola Avenue and Newton Avenue Monday thru Friday from 7 a.m. – 5 p.m.

RESOLUTION duly moved by Middaugh and seconded by Capan to post “No Parking” signs on the business side of Oak Street between Indianola Avenue and Newton Avenue Monday thru Friday from 7 a.m. – 5 p.m. 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

Mayor Patterson – Reported that a joint meeting between the Village of Akron and the Town of Newstead is scheduled for September 21, 2009 directly after the Regular Village Board Meeting. Mayor Patterson discussed concerns regarding the consolidation of the Village Court and Town Court and stated it makes sense if a large amount of money is not needed to expand for it.

The Mayor wanted to also thank the efforts of Chief Richard Lauricella and the Akron Police Dept. for the minimal concerns during the drop off and pick up of children during the Akron Central School’s major construction project so far.

Trustee Forrestel – A Water Wastewater Committee meeting was held today and discussion was held regarding both the Water and Sewer Plant Operations.

Trustee Wittlinger – nothing new to report

OLD BUSINESS

Inter-municipal DPW Facility – site work continuing

Mitigation of Murder Creek – another new grant has been submitted

Village Court – Trustee Wittlinger reported that the Court Committee has not met since June, but the grant for expansion money for the Town of Newstead is generally for expansion of their archives but the Town and Village Court will be able to use as well.

Ron Berry Field –on agenda for the Joint Meeting scheduled September 21, 2009

Police Contract – on agenda for the Joint Meeting scheduled September 21, 2009

Code Enforcement Officer – on agenda for the Joint Meeting scheduled September 21, 2009

NEW BUSINESS –

RESOLUTION duly moved by Forrestel and seconded by Wittlinger to appoint the MEUA Executive Committee to be the designated as the accredited voting delegate

for the Village of Akron at the Annual Conference of the Municipal Electric Utilities Association of New York State on September 15, 16, 17 & 18, 2009 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

RESOLUTION duly moved by Middaugh and seconded by Capan authorizing Clerk-Treasurer Daniel Borchert to attend the 2009 American Public Power Association Fall Education Institute from November 2 – November 6, 2009 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

RESOLUTION duly moved by Middaugh and seconded by Forrestel to allow the Calvary Baptist Church to hold their annual presentation of the Christmas Story in Russell Park Gazebo on Friday, December 4 and Saturday, December 5, 2009 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

RESOLUTION duly moved by Wittlinger and seconded by Capan to allow the Akron Central School to hold its Homecoming Parade on Friday, October 9, 2009 at 5:15 p.m. 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

RESOLUTION duly moved by Middaugh and seconded by Forrestel to allow Akron Celebration Committee to hold its New Year's Eve 2009 fireworks display in Russell Park 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 –

Town of Amherst Central Alarm Office August 2009 Operations Report

Erie County Village Officials Association Meeting hosted by the Village of Akron on Thursday September, 17, 2009 at The Links at Ivy Ridge.

Association of Erie County Governments Meeting hosted by the Town of Newstead on Thursday September 24, 2009 at The Links at Ivy Ridge.

State of New York Department of Transportation request for review of parking restrictions on Route 93 at Brooklyn Street

Erie County Department of Environment and Planning to host “Pharmaceutical Waste Collection Event”: for household medications on Saturday September 19, 2009 from 9:00 a.m. – 1:00 p.m. at Kenmore Mercy Hospital

Be Active Erie County to sponsor guided walks through Akron Falls Park on Saturday September 26, 2009 at 9:00 a.m.

Erie County Council for the Prevention of Alcohol and Substance Abuse August 2009 Newsletter

PUBLIC COMMENT – Resident Doug Ceisner wanted to know where the American Public Power Association Fall Education Institute that Clerk-Treasurer Borchert will attend was located and the costs involved. Clerk-Treasurer Borchert stated that the Institute is located in Savannah, GA and will cost approximately \$2,500.00 - \$3,000.00.

On motion of Forrestel, seconded by Capan, at 8:26 PM, this meeting was ADJOURNED.

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MAYOR

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CLERK-TREASURER