

September 20, 2010

A REGULAR MEETING of the Akron Village Board was held on this date at 7:34 p.m. Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Brian D. Wittlinger; Village Attorney Daniel D. Shonn, Deputy Clerk Treasurer Tammy Kelley, and Superintendent Robert Kowalik

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

RESOLUTION duly moved by Capan seconded by Middaugh, that the Minutes of the Regular Meeting of September 13, 2010 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 Wittlinger 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	\$ 7,569.48
Electric Fund	\$ 89,074.87
Water Fund	\$ 79,903.11
Sewer Fund	\$ 12,703.39
Capital Street	\$ 5,715.69

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 – none scheduled

PUBLIC COMMENT – Resident Doug Ceisner stated that he did receive the List of Commercial accounts that have demand meters as he requested. He wanted to know if the meter was located at the address on the list. He also wanted to know how an account was determined to be on a demand meter. Deputy Clerk-Treasurer Kelley explained that any commercial account using 1500 kw in two consecutive months of the year is switched to a demand meter, therefore the list of demand meters changes every year depending on usage. Mr. Ceisner also questioned the coverage of health insurance for retirees and present employees. Lastly Mr. Ceisner stated that he received a letter from the Code Enforcement Officer regarding a new court case regarding his property at 26-28 Cedar Street. Mr. Ceisner wanted to know why and what happened to his case which is in the system now. Attorney Shonn stated that Mr. Ceisner's case was dismissed without prejudice. Code Enforcement Officer Good will be starting a new case against Mr. Ceisner.

PROJECT REPORTS –

State Street Bridge – Nothing new to report

Joint Facility – Mayor Patterson stated that the contractors are on site and that materials have been ordered. Completion date is still expected to be January 14, 2011.

Tom George from the Town of Newstead is scheduled to appear at the Village Board meeting on October 4, 2010 to give a full review of the project.

MONTHLY REPORTS –

Departments –

Code Enforcement Officer – not present this evening

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to report

Trustee Middaugh –Nothing to report

Mayor Patterson – attended the Village Officials Association meeting held last Thursday September 16, 2010 and will attend the Association of Erie County Governments meeting this Thursday September 23, 2010 as well as the Quarterly meeting with County Executive Chris Collins on Tuesday September 28, 2010 where the topic will be Organization of the structure of Erie County Governments.

Trustee Forrestel –distributed the minutes of the Water Wastewater Committee meeting held September 13, 2010.

Trustee Wittlinger – nothing to report

OLD BUSINESS

Mitigation of Murder Creek – nothing new to report

Village Court –nothing new

Main Street Traffic & Safety – Village Attorney Daniel Shonn has written up a traffic order for the change of the speed limit on Main Street in the Village from 30 mph to 20 mph. Attorney Shonn recommends that Chief of Police Lauricella work with the NYS DOT regarding the signage issue occurring with the speed change. Mayor Patterson recommended that the Board carefully review the Traffic Order and be ready to discuss at the next work session which is scheduled for October 4, 2010. This will also give Chief Lauricella time to work with the DOT for proper signage placement.

Northern Erie Sno-Seekers Request – Board requests that a representative of the Club attend the next earliest Village Board meeting.

Erie County Streets (Bloomingdale Avenue, East Avenue & John Street) – Discussion was held regarding the take over of these roadways by the Village regarding cost of maintenance, loss of revenue for plowing and salting, as well as monies garnered from CHIPS program. The County would like to have some direction from the Village before they can begin design work which they would like to begin in the Fall with construction to begin in the Spring.

NEW BUSINESS –

Knox Box – Policy adopted by the Town of Newstead. After discussion the Board decided to also adopt the policy at the next meeting scheduled October 4, 2010.

Village Refuse Contract – Village Option to Exercise a One-Year Renewal to be communicated by December 1st - Attorney Shonn stated that the Village has the opportunity and the time to look elsewhere for bids if necessary. Mayor Patterson will have Clerk-Treasurer Borchert look into options.

CORRESPONDENCE – None

PUBLIC COMMENT – Resident Daniel Kowalik of 105 Main Street would like to request that the Safety Crosswalk Yield sign be moved from the location on Main Street which is directly in front of his driveway. Mr. Kowalik stated that it is extremely hard to maneuver around the sign when entering or existing his driveway. Several times the sign has been knocked down by his family or visitors. He also questioned the cross walk itself which runs into his driveway and if it could cause insurance issues for his family if any incident occurred there.

Trustee Forrestel recommended that the sign be positioned in a better location and that the Village should mark the correct spot on the street with a painted mark for easy placement in the future.

RESOLUTION duly moved by Forrestel and seconded by Wittlinger authorizing the Board to go into executive session at 8:14 p.m. to discuss personnel issues 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 Forrestel and seconded by Capan authorizing the Board to come out of executive session at 8:47 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

On motion of Patterson, seconded by Wittlinger, at 8:48 p.m., this meeting was ADJOURNED

MAYOR

DEPUTY CLERK-TREASURER