

October 22, 2007

A REGULAR MEETING of the Akron Village Board was held on this date at 7:31 p.m. Present: Mayor Carl E. Patterson; Trustees Michael R. Middaugh, E. Peter Forrestel and Kathryn A. Capan; Village Attorney Daniel D. Shonn, Esq., Superintendent Robert Kowalik, and Building Inspector Donnal Folger.

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

RESOLUTION, duly moved by Forrestel, seconded by Capan, that the Minutes of the Regular Meeting of October 1, 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 Middaugh, seconded by Forrestel 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	\$ 63,972.98
Electric Fund	\$ 58,602.70
Water Fund	\$ 6,082.38
Sewer Fund	\$ 13,448.51
Capital Water	\$ 1,540.88
Capital Sewer	\$ 1,008.41

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

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

Robert & Kathleen Wagner	37 Marshall Ave	Porch Roof	\$25.00
David & Nancy Raquet	41 Cedar Street	Picnic Shelter	\$25.00
Delores Bower	6126 Crittenden Rd	Roof	\$25.00
Wayne Smith	170 East Avenue	Window/Roof	\$25.00
Dona Doll	12 Danita Drive	Roof	\$25.00
Akron Free Methodist	3 Scotland Road	Sign	\$18.00

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 permit be and hereby is approved with the applications and approval of the Building Inspector:

Perry's Ice Cream Co, Inc.	One Ice Cream Plaza	Addition	\$3311.00
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ADOPTED E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE

Mayor Patterson abstained from voting on the above Resolution.

PUBLIC HEARING – No Public Hearing

APPEARANCES – No one was scheduled to appear.

PUBLIC COMMENT – No one appeared to speak

PROJECT REPORTS –

State Street Bridge – Superintendent Kowalik received a report from Jansen-Kiener stated that the State Street Bridge has been re-inspected and the work has been completed according to the plans. Jansen-Kiener has recommended to the NYSDOT to clear the yellow flag conditions, which will result in the NYSDOT inspecting the bridge again and removing the yellow flag.

Trustee Forrestel questioned when the Crittenden Bridge will re-open, Superintendent Kowalik reported that it could be as soon as October 24, 2007. Painting and other restoration work will be completed while the bridge is open.

Chief Richard Lauricella entered the meeting at 8:46 p.m.

MONTHLY REPORTS –

Departments -

Building Inspector – After speaking with the Chairman of Newstead Conservation Advisory Board, Building Inspector Folger stated concerns regarding the banks along Murder Creek running behind the Business District. Mr. Folger reported that there is evidence that the banks are eroding and something should be done to prevent further erosion. Funding from government grants can be used to complete work to shore up the banks. Large portions of the specific area are currently owned by private citizens leaving them responsible to maintain the banks. Village Attorney Daniel D. Shonn will look into easements on the properties to allow the Village to maintain the banks with some continuity.

Discussion was held regarding unlicensed vehicles as well as legally registered trailers, and campers. Due to the forth coming winter overnight parking ban, many of the legally registered trailers and campers should not be an issue. Mr. Folger will contact other local municipalities to learn of their ordinances regarding trailers and campers.

VRI Environmental Services – The Board received the VRI Report for September 2007, but Ken Scherrieble was unable to attend this evenings meeting.

Elected Officials –

JUSTICE COURT REPORT - Written report for September 2007 submitted.

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to Report

Trustee Middaugh – Superintendent Kowalik and the Public Works completed the drainage project on Jackson Street. Trustee Middaugh is working on a community flyer regarding 2 hour parking in the business district which will be distributed to all business owners. He also discussed how well the signs that have been placed in the crosswalks on Main Street have slowed traffic making the business district much safer. Lastly, Trustee Middaugh stated work is still being completed on the Rental Regulations.

Mayor Patterson – Received several pieces of correspondence which he will hand over to Village Clerk-Treasurer Daniel P. Borchert.

Mayor Patterson partook in a recent award ceremony at the Akron Elementary School. The school was recognized as being the first school in New York State and even the North East Region to achieve a gold medal in the U.S. Department of Agriculture’s Healthier U.S. School Challenge, a program that encourages better nutrition and exercise to combat childhood obesity. The Elementary children were involved in the ceremony performing skits relating to eating right and exercising. Mayor Patterson was very impressed with this achievement and stated that the presentation was very nice.

Trustee Forrestel – nothing new to report for WWWC. Trustee Forrestel mentioned the summer was extremely dry but still no drought advisory at the reservoir, which shows how well the leaks have been corrected in the system.

OLD BUSINESS

Village Map – Village Attorney Daniel D. Shonn stated that Casey Cowan is working on map draft.

Inter-municipal DPW Facility – Joint meeting to be held Monday, October 29, 2007 at the Newstead Town Hall at 8:00 p.m.

Russell Park Rules – Scheduled a Public Hearing for Local Law #6 on November 5, 2007 at 7:30 p.m.

Rental Regulations – Trustee Middaugh stated work is still being completed on the Rental Regulations.

Senior Citizens Exemptions - Scheduled a Public Hearing for Local Law #7 on November 5, 2007 at 7:30 p.m.

2008 Community Development Block Grant –After discussion Village Clerk–Treasurer Daniel P. Borchert asked for a motion to name the three projects to submit for the CDBG. 1) Waterline on John Street. 2) Joint sidewalk project with the Town of Newstead on Skyline Drive. 3) Rural Transit Van together with the Town of Clarence and the Town of Newstead.

RESOLUTION, duly moved by Middaugh, seconded by Capan, that the No. 1 request for the Community Development Funds for the Year 2008 for the Village of Akron be and hereby is to be the Replacement Waterline on John Street between Mechanic Street and Hoag Avenue, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a Contract with Erie County Community Development Block Grant (ECCDBG) Program for said Waterline Replacement Project, upon approval of ECCDBG.

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

RESOLUTION, duly moved by Forrestel, seconded by Patterson, that the No. 2 request for the Community Development Funds for the Year 2008 for the Village of Akron be and hereby is to be the joint construction, with the Town of Newstead, of a sidewalk along Skyline Drive and the Newstead Town Park, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a Contract with Erie County Community Development Block Grant (ECCDBG) Program for said Waterline Replacement Project, upon approval of ECCDBG.

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

RESOLUTION, duly moved by Capan, seconded by Middaugh, that the No. 3 request for the Community Development Funds for the Year 2008 for the Village of Akron be and hereby is to be the joint Rural Transit Van Service project with the Towns of Clarence and Newstead, and that Mayor Carl E. Patterson is authorized to sign, submit and execute a Contract with Erie County Community Development Block Grant (ECCDBG) Program for the joint Rural Transit Van Service project with Towns of Clarence and Newstead, upon approval of ECCDBG.

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

NEW BUSINESS

Planning Board Alternate Member –Mayor Carl E. Patterson recommended Mary Jane Shonn be appointed as the Alternate Planning Board Member with a term expiring April 1, 2011.

RESOLUTION, duly moved by Forrestel, and seconded by Middaugh to appoint Mary Jane Shonn as the Alternate member of the Planning Board with a term expiring April 1, 2011 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 Capan, and seconded by Middaugh to support the Animal Alliance of WNY and Erie County SPCA

WHEREAS, the Society for the Prevention of Cruelty to Animals serving Erie County is the lead agency for a grant from the Maddie’s Fund to support community wide collaborations for adoption guarantee organizations, traditional shelters, animal control agencies, and private practice veterinarians working together to end the killing of healthy and treatable shelter dogs and cats; and

WHEREAS, the Village of Akron Board wishes to express its support for this application and also appreciation for the excellent work performed by the Erie County SPCA in the community in support of our animal control program;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Akron Board and the Animal Control Program will support the efforts of the Animal Alliance of Western New York and the Erie County SPCA through partnering with them to save the lives of cats and dogs through ongoing communication, record keeping and best practices; and

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Statement of Support prepared by the Erie County SPCA; and

BE IT FURTHER RESOLVED that the Village Clerk-Treasurer forward certified copies of this resolution to the Western New York Delegation, the Town Supervisors and City and Village Mayors of Erie County.

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 to accept the resignation of Meter Reader, Leila J. Hoppe, as of October 22, 2007 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 Middaugh, and seconded by Capan to accept the contract with Twin City Ambulance and authorize Mayor Carl E. Patterson to execute this agreement based on the recommendation of the EMS Board as well as Akron Fire Chief Keith Hawes and Akron Fire Company President Gary Baehr be and hereby is approved.

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

Halloween Hours – Police Chief Lauricella suggested that the Halloween Trick-or-Treating hours remain the same as in the past running from 6:00 p.m. to 8:00 p.m. He also indicated that the Akron Fire Company would be able to sound the siren to start and end Trick-or-Treating activities.

Due to the Veterans Day Holiday, Village Clerk-Treasurer Daniel P. Borchert questioned whether to hold the Village Board Meeting scheduled for that evening. After discussion the decision was made to keep the meeting as scheduled, November 12, 2007 at 7:30 p.m. at the Village Hall.

CORRESPONDENCE –

Clayt Ertel regarding the Akron Village Commons

Keith Hawes regarding Chiefs status

United States Senator Charles Schumer regarding 2008 Museums for America Grant Program.

Letter of concern from Douglas Randall regarding home-coming week activities on Bloomingdale Avenue.

Village of Akron will house 3 emergency food boxes for Meals on Wheels

PUBLIC COMMENT – No one appeared

RESOLUTION, duly moved by Middaugh, and seconded by Capan authorizing the Board to go into executive session at 8:38 p.m. to discuss legal matters, 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 Patterson, and seconded by Forrestel authorizing the Board to come out of executive session at 8:55 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 Patterson, seconded by Forrestel, at 8.56 P.M., this meeting was
ADJOURNED.

MAYOR

CLERK-TREASURER