

May 5, 2008

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, William P. Kaufman and Kathryn A. Capan; Clerk –Treasurer Daniel P. Borchert, Superintendent Robert Kowalik, and Chief of Police Richard Lauricella.

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

Mayor Patterson wanted to apologize for the cancellation of the Public Joint Facility Informational Meeting that was scheduled for this evening. The meeting will be rescheduled in three to four weeks and the Akron Bugle will advertise the new date.

RESOLUTION, duly moved by Capan, seconded by Kaufman, that the Minutes of the Regular Meeting of April 21, 2008 be and hereby are approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- 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	\$ 14,143.34
Electric Fund	\$ 8,611.68
Water Fund	\$ 4,049.18
Sewer Fund	\$ 6,253.33

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

RESOLUTION, duly moved by Kaufman, seconded by Forrestel, that the following building permit be and hereby is approved with the applications and approval of the Building Inspector:

Donna Reinke	14 Flint Avenue	Roof	\$25.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

PUBLIC HEARING – None Scheduled

APPEARANCES – No one was scheduled to speak

PUBLIC COMMENT – Robert Scheib of Brooklyn Street came before the Board to ask if the Town of Newstead communicated with the Village of Akron in regards to any changes made at the Akron Airport before they are made. Mayor Patterson answered that we do not receive information prior to any changes. Mr. Scheib also wanted to suggest that the Board keep the Senior Van Service in their thoughts while they are discussing the Joint Facility. Mr. Scheib thought that as more seniors in the Village need the use of the Senior Services, garage space could be included in the plans for the Joint Facility to store the handicapped van, the Erie County shared van and a mini

bus should the Village obtain one. Lastly, Mr. Scheib wanted to discuss the electric rate and possible increase and also the excessive amount of the PPA. Clerk-Treasurer Daniel P. Borchert explained that there is a rate case in front of the Public Service Commission and must be approved before any increases are authorized. He also explained how the PPA percentage is determined and mentioned that even with the proposed rate increase and the PPA added, the Village of Akron's electric rates will still be one of the lowest in the surrounding Villages in Western and Central New York that run their own electric utilities. Trustee Kaufman also wanted to mention that the Village electric is a non-profit Utility.

Greg Papke came before the Board to thank them for the work they have done evaluating the budget on the Joint Facility project and to remind them to think beyond the budget and to keep the intangibles in mind, such as traffic flow, effect on surrounding properties, as well as effectively using the resources that both the Town and Village own.

Village Attorney, Daniel D. Shonn, entered the meeting at 7:58 p.m.

Judy Bell from Bloomingdale Avenue questioned the Board regarding the meaning of the wording, "humanized environment", found in the Wendel Report concerning the Joint Facility.

PROJECT REPORTS –

State Street Bridge – Nothing new to report

John Street Waterline Project – waiting for materials to arrive, expecting to begin project by next week.

MONTHLY REPORTS –

Departments –

Attorney – Nothing at this time

Clerk-Treasurer – The Board received the Clerk's report for April 2008, together with the May 2008 office schedule. Clerk-Treasurer Borchert reported that he met with Doyle Security to review the closed circuit cameras located at 99 Main Street to review activity in Russell Park. Also, informed the Board that Secretary to the Mayor, Jayne DeTine will be absent for the May 19th Village Board Meeting due to her attendance at the New York State Notary Public Class offered by the Akron Central School Community Education.

Chief of Police – The Board received the Police Report for April 2008, along with the schedule for May 2008. Chief Lauricella reported that routine maintenance was performed on police cars; The speed sign has been set up on Bloomingdale Avenue and will be placed on East Avenue and possibly Main Street as well; The 2008 Akron Soccer League "Kick it First Soccer Tournament" held May 3rd and 4th went well; due to the spring weather Russell Park complaints of vandalism have been reported; lastly, the Akron Chamber of Commerce Car Shows begin Thursday, May 15th and the Akron Police will close off Main Street for the weekly event.

Supt. of Public Works – The Board received copies of Superintendent Kowalik's April 2008 report. Superintendent Kowalik reported that 72 trees have been planted to replace the trees lost during the October 2006 storm. Each tree has a bucket attached for watering purposes. Mayor Patterson wanted to thank the Public Works Department for the great job cleaning Main Street of the winter grime.

Superintendent Kowalik requested approval to order a Toyota Hybrid Highlander from NYPA/MEUA Maps program from IEEP funding. This vehicle would replace the 2003 Explorer.

RESOLUTION, duly moved by Forrestel and seconded by Kaufman to approve the purchase of a Toyota Hybrid Highlander from NYPA/MEUA Maps program from IEEP funding be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

Elected Officials –

JUSTICE COURT REPORT – Board received monthly report from April 2008.

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to report

Mayor Patterson – Received the following correspondence which he will forward to Clerk-Treasurer Daniel P. Borchert.

Trustee Forrestel – Nothing to report

Trustee Kaufman – Commented on how nice it was to see the Akron Police Force and the area Fire Department’s so visible during the 2008 Akron Soccer League “Kick it First Soccer Tournament” held the weekend of May 3rd and 4th.

Trustee Kaufman also reported about the article in the Buffalo News regarding the sex offender living in the Village of Akron. He would like to see offenders restricted from Akron due to the proximity of Schools, Pre-Schools, After School Programs, and Parks located in the Village.

OLD BUSINESS

Inter-municipal DPW Facility – Clerk Treasurer Daniel P. Borchert stated that a Resolution of an Inter-municipal Agreement must pass before plans for the facility can proceed.

RESOLUTION duly moved by Forrestel and seconded by Capan to approve the following Resolution:

WHEREAS, the Village Board of the Village of Akron and the Town Board of the Town of Newstead have jointly undertaken a feasibility study for a joint municipal works facility following which a Feasibility Report was issued; and

WHEREAS, the Village Board and the Town Board have not yet agreed to a site but have determined that it is in the best interest of the Village and the Town to establish a joint municipal works facility; and

WHEREAS, prior to undertaking a joint project, it is necessary that an agreement be entered into between the Village and the Town to work out the details as to the ownership, and establishment of the financial and managerial responsibilities for constructing, maintaining and operating the proposed joint municipal works facility.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD AS FOLLOWS:

1. The Village Board does hereby determine that based on the Joint Municipal Works Facility Feasibility Report dated November 2007, it is in the best interest of the Village to undertake the establishment of a joint municipal works facility.
2. The Village Board does hereby direct the Attorney for the Village of Akron to undertake negotiations with the Attorney for the Town of Newstead to negotiate a proposed agreement between the Village and the Town to formalize how the joint municipal works facility is owned, and how construction, maintenance and operations are financed, and managed.

3. This resolution shall take effect immediately.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

Mayor Patterson expressed that the Village has received several letters of concern regarding the joint facility and that all concerns will be taken into consideration. He also stated that the Village received word about a grant for the Joint Facility which will be in the amount of \$386,400.00.

Rental Regulations – Nothing new to report

Celebration Committee – Trustee Capan updated the Board on the progress the Celebration Committee has made including: Sponsor letters have been mailed out and several new sponsors have become involved, rides and fireworks have been lined up, and parade details refined.

Mitigation of Murder Creek – Nothing to report

NYCOM Main Street Meeting – Mayor Patterson and Village Clerk-Treasurer Daniel P. Borchert will attend the May 15th, 2008 meeting.

Erie County Civil Service/Police Department - Bill has not been adopted; Governor has not signed as of today.

NEW BUSINESS

RESOLUTION, duly moved by Kaufman, and seconded by Forrestel to allow the Akron Celebration Team use of the Village of Akron for its events to be held from Thursday July 3, 2008 – Saturday July 5, 2008 per their written request dated April 27, 2008 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

CORRESPONDENCE –

New York's Real Property Tax System: Empowering Local Change to equalize all assessments in New York.

Town of Amherst proposed Resolution – Say Yes to Change Condominium Law

Verizon's response to lead agency designation for the Akron Village Commons and Cornerstone Subdivisions.

NYSDEC response to SEQR lead agency designation regarding the Akron Village Commons

Concerned resident regarding road signage at the corner of Rt. 93 and Hunts Corners Road

Received opposition letters regarding the proposed Buell Street location for the Joint Village of Akron/Town of Newstead Public Works Facility

2007-2008 Joint Facility Grant Award

PUBLIC COMMENT – Marilyn Kasperak from the Akron Bugle asked if the Mayor would explain that the Public Joint Facility Meeting had been cancelled after the article appeared in the paper. Mayor Patterson did apologize for the short notice of the cancellation. A re-scheduled Public Joint Facility Meeting will be planned in the next three to four weeks.

RESOLUTION, duly moved by Capan, and seconded by Patterson authorizing the Board to go into executive session at 8:40 p.m. to discuss contract negotiations, be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

RESOLUTION, duly moved by Kaufman, and seconded by Capan authorizing the Board to come out of executive session at 9:15 p.m., be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	WILLIAM P. KAUFMAN	- AYE
	KATHRYN A. CAPAN	- AYE

On motion of Forrestel, seconded by Capan, at 9:16 P.M., this meeting was ADJOURNED.

MAYOR

CLERK-TREASURER