

September 11, 2006

A work session of the Akron Village Board was held on this date at 6:30 P.M. to discuss agenda items. Present: Mayor Ray M. Perkins, Trustees Carl E. Patterson, Michael R. Middaugh and William P. Kaufman, Superintendent Robert W. Kowalik, Chief of Police Richard C. Lauricella, and Village Attorney Daniel D. Shonn, Esq. Village Water Plant Operator John Asmus and Consultant Josh Bossard, from the New York Rural Water Association also attended the work session to discuss a proposed "Source Water Protection Plan."

Mayor Perkins adjourned the work session at 7:25 P.M.

A REGULAR MEETING of the Akron Village Board was held on this date at 7:30 P.M. Present: Mayor Ray M. Perkins, Trustees Carl E. Patterson, Michael R. Middaugh and William P. Kaufman, Superintendent Robert W. Kowalik, Chief of Police Richard C. Lauricella, Village Attorney Daniel D. Shonn, Esq., and Building Inspector Donnal D. Folger.

Mayor Ray M. Perkins opened the regular meeting with the pledge of allegiance. Mayor Perkins also asked those in attendance for a moment of silence in memory of the victims of the September 11th, 2001 terrorist attack.

RESOLUTION, duly moved by Patterson, seconded by Middaugh, that the Minutes of the Regular Meeting of August 7th, 2006, be and hereby are approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Middaugh, that the audit of bills is approved, and the Treasurer is authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	31,349.02
Electric Fund	\$	28,299.14
Water Fund	\$	8,592.24
Sewer Fund	\$	6,835.60
Capital Water	\$	435.97
Capital Sewer	\$	115.12

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Patterson, that the following building permits, be and hereby are approved with the application and approval of the Building Inspector:

Emmanuel & Kathryn Nicosia	138 Main St.	Storage Shed	\$25.00
Mary A. Haas	6 Cedar St.	Rear Deck	\$25.00
Jodi Johnson	13 Sylvan	Storage Addition	\$25.00
Sandra Wilkins	35 Eckerson	Roof	\$25.00

Edwin Sutton	56 Buell St.	Garage Roof	\$25.00
Marty & Colleen Salmon	84 Bloomingdale	Storage Shed	\$25.00
Craig Hall	110 East Ave.	Roof	\$25.00
Lisa Lederhouse	12 Wesley Dr.	Addition	\$25.00
Duane Root	14 Buffalo St.	Roof	\$25.00
Todd Lotz	40 Crescent Dr.	Roof	\$25.00

ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, seconded by Patterson, that the following building permits, be and hereby are approved with the application to and approval of the Zoning Board of Appeals:

Robert Hastrich	177 Main St.	Storage Shed	\$10.00
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ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, seconded by Kaufman, that the following Plumber's License for the Year 2006, be and hereby is granted in accordance with the application filed and payment of the annual license fee of \$40.00:

William Izydorczak	637 Burrough Road	Attica, NY
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ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, seconded by Kaufman, that the following Plumber's License for the Year 2006, be and hereby is renewed in accordance with the application filed and payment of the annual license fee of \$40.00:

Bruce Ceisner	PO Box 280	E.Pembroke, NY
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ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, seconded by Middaugh, that the following Sidewalk Café Permit for the Year 2006, be and hereby is granted in accordance with the application filed and payment of the pro-rated permit fee of \$25.00:

Angelo Maglio, Angelo's Char Pit and Akron Pastry Shoppe

ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, 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:

Rita & Edward Buettner 83 Cedar St. 23 Feet \$138.00

ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

PUBLIC HEARINGS – None scheduled this date.

RESOLUTION, duly moved by Middaugh, seconded by Patterson, scheduling a Public Hearing on October 2nd, 2006 at 7:30 P.M. to discuss the use of Federal Community Development Block Grant Funds in the Village of Akron for 2007, be and hereby is approved by the Village Board.

ADOPTED RAY M. PERKINS - AYE
 CARL E. PATTERSON - AYE
 MICHAEL R. MIDDAUGH - AYE
 WILLIAM P. KAUFMAN - AYE

APPEARANCES: No one was scheduled to appear.

PUBLIC COMMENT: Laverne Johnson of 44 Cedar Street appeared before the Board to report that he had received correspondence from the NYS DEC wherein it was determined that his property on Cedar Street is not considered to be within a wetlands area. Don Folger noted that, as such, Mr. Johnson's next step would be to apply for a variance, as his proposed pole barn exceeds height requirements. The Board encouraged Mr. Johnson to appear as soon as practicable before the Planning Board and thereafter the Zoning Board of Appeals relative to his variance application.

John Capan of 4 Mechanic Street appeared before the Board relative to the ongoing drainage problem at the Jackson/Mechanic/Buell Streets area. Superintendent Kowalik noted that the Village Engineer has developed a plan and will be getting a price quote from a contractor relative to said plan.

Project Reports –

Washington/Liberty Streets Waterline Replacement Project – Superintendent Kowalik reported that 680' of 8" water main has been installed and pressure tested on Washington and Liberty Streets and that work continues on the Parkview Drive line. Upon receipt of health department approval, all service lines will need to be made to our water customers along the new lines. Restoration of grounds will be completed after winter settling.

Monthly Reports –

Departments

ATTORNEYS – Discussed in work session.

CLERK-TREASURER – Written report for August 2006 submitted. Clerk-Treasurer Daniel P. Borchert noted that all the carpeted areas in the Village Hall were cleaned over the weekend.

CHIEF OF POLICE – Written report for August 2006 submitted. Chief of Police Richard C. Lauricella reported: 1) that the speed sentry is being used at the Akron Central School; 2) that the car shows have concluded for the 2006 season, primarily without incident; and 3) that the policies and procedures have been reviewed with the returning crossing guards. Building Inspector Donnal D. Folger reported that the Village Inn was recently granted a renewal of its Special Use Permit for Outdoor Use Facilities by the Village Zoning Board of Appeals and that the owner of the Village Inn was encouraged to be a better neighbor. Chief Lauricella noted that APD answered 4 calls to complaints from neighbors about the Village Inn in the past 3 months.

SUPT. OF PUBLIC WORKS – Written report for August 2006 submitted. Superintendent Robert W. Kowalik highlighted the following: 1) that flows at the water plant seem nearly normal as several major breaks had been located and repaired; 2) that the DPW is at full staff now, with new hires working well; and 3) that GIS grant meeting is scheduled tomorrow at 8:30 with CRA Infrastructure & Engineering, Inc.

RESOLUTION, duly moved by Patterson, seconded by Perkins, allowing Jon Cummings to attend New York Rural Water Association Water System O&M Training in Corfu, NY on September 14, 2006 at a cost of \$10.00, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDGAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Kaufman, allowing Superintendent Robert W. Kowalik and Water Chief Jon Cummings to attend NYCOM Public Works School on October 23-26, 2006 in Syracuse, NY at a cost of \$415 per person, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDGAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Middaugh, authorizing Dawn Izydorczak to serve as the point person on the Village of Akron/Town of Newstead Intermunicipal GIS Grant Project, be and hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDGAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Patterson, approving the Industrial Pretreatment Permit, as written, relative to Whiting Door Manufacturing, be and hereby is approved by the Village Board.

ADOPTED RAY M. PERKINS - AYE
CARL E. PATTERSON - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE

BLDG. INSPECTOR – Donnal D. Folger reported on the following: 1) per NYCOM, municipalities must act on updating various codes before 2007; 2) research forwarded to Village Attorney re: broadening the definition of “junk” under property maintenance section; 3) encouraged Board to enact code dealing with temporary structures; 4) he asked Board to consider possible reciprocal coverage in Village and Town Building Departments when each respective Building Inspector plans to be out of town; and 5) upon recent inspections of industrial properties, he noted that unlicensed vehicles remain at 26-28 Cedar Street and on Railroad Street.

Elected Officials

JUSTICE COURT – Written report for August 2006 submitted.

TRUSTEES – COORDINATORS

Trustee Middaugh – Expressed thanks to Secretary to the Mayor Diane Edwards for her service to the Village.

Trustee Patterson – Preliminary work continues relative to the Electric Rate Study.

Mayor Perkins – Reported 1) that he attended the Directors’ Meeting of the Village Officials Association recently held at the Akron House Restaurant; 2) that Modern Disposal donated a dumpster for the recent fund-raiser at the VFW for injured veteran Mark Beyers, where over \$41,000 was raised; and 3) on Sunday, he presented a Proclamation to the Masonic Lodge on the occasion of the 225th Anniversary of the Free and Accepted Masons; thereafter the Masons provided a complimentary breakfast and flags to local organizations, including the Village of Akron.

Trustee Kaufman – Reported that work is continuing on the refuse contract, with final version expected to be ready by September 18th.

Old Business –

NYSDEC/SPEDES – Nothing new to report.

Crittenden Road Well Spill Claim – Nothing new to report.

Comprehensive Plan – Village Attorney Daniel D. Shonn noted that he awaits word from Village Engineer Keith Marquis.

No Parking – Brooklyn, Buell, Mechanic, Jackson – Chief of Police Richard C. Lauricella reported that he left a message with NYS DOT re: signs.

Annexation – Nothing new to report.

Intermunicipal DPW Facility – Mayor Perkins reported that a meeting for financials is scheduled for tomorrow morning.

Refuse Contract – Discussed above.

Temporary Structures and Fences – Referred to code committee.

Patricia Curto – Village Attorney Daniel D. Shonn reported that motion to dismiss is scheduled for early October; motion to be heard on papers.

New Business –

RESOLUTION, duly moved by Perkins, seconded by Patterson, authorizing Akron Central School Homecoming Parade on Friday, October 6, 2006 from Brooklyn Park to Akron Central School beginning at 5:30 P.M., hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Patterson, allowing for an Akron Police Department escort to the Akron-Newstead Bicycle Trail on September 23, 2006 for the Tour de Akron from Akron Central School, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

RESOLUTION, duly moved by Perkins, seconded by Middaugh, accepting with regret the resignation of Secretary to the Mayor Diane C. Edwards, effective as of September 21, 2006, hereby is approved by the Village Board.

ADOPTED	RAY M. PERKINS	- AYE
	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	WILLIAM P. KAUFMAN	- AYE

Correspondence –

Anonymous note to the Village Board regarding the Parkview Drive Bridge.

Northern Erie Sno-Seekers request to use the bike path for the 2006-2007 Snowmobiling Season.

PUBLIC COMMENT TIME – No one appeared to speak.

RESOLUTION, duly moved by Perkins, seconded by Patterson, authorizing the Board to go into executive session at 8:23 P.M. to discuss a personnel issue, be and hereby is approved.

ADOPTED RAY M. PERKINS - AYE
CARL E. PATTERSON - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE

RESOLUTION, duly moved by Perkins, seconded by Middaugh, authorizing the Board to come out of executive session at 8:46 P.M., be and hereby is approved.

ADOPTED RAY M. PERKINS - AYE
CARL E. PATTERSON - AYE
MICHAEL R. MIDDAUGH - AYE
WILLIAM P. KAUFMAN - AYE

On motion of Middaugh, seconded by Patterson, at 8:47 P.M. this meeting was ADJOURNED.

MAYOR

CLERK TREASURER