

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 9, 2018 at 6:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Eileen S Banker, Trustees Stanley Farone, Gary Katsanis, Mattea Navarra, Peter Sidari and Attorney John C Gavenda. Also present was Code Enforcement Officer Ron Vendetti. There were 22 residents/students present.

Mayor Banker opened the meeting with the pledge of allegiance at 6:00 PM.

EXECUTIVE SESSION

Moved by Trustee Sidari and seconded by Trustee Navarra to adjourn to executive session to discuss contracts at 6:02 PM.

CARRIED
5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sidari and seconded by Trustee Navarra to come out of executive session at 6:58 PM.

CARRIED
5 Ayes 0 Nays

RESIDENT

Ms Laura Laine, representing Albion Rocks, addressed the Board of Trustees about coming to a compromise regarding placing painted rocks in Mt Albion Cemetery for families to look for. The Board will discuss and get back to her about her request.

APPROVED TREASURER REPORT

Moved by Trustee Farone and seconded by Trustee Katsanis approving the Treasurer’s Report for the month of April 2018.

CARRIED
5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Farone and seconded by Trustee Sidari that in as much as each member received copies of the minutes of April 25, 2018, and there being no errors or omissions, minutes are hereby approved as written.

CARRIED
4 Ayes 0 Nays
Trustee Katsanis
Trustee Farone
Trustee Sidari 1 Abstained
Mayor Banker Trustee Navarra

APPROVED MINUTES

Moved by Trustee Farone and seconded by Trustee Katsanis that in as much as each member received copies of the minutes of April 26, 2018 and there being one error or omission, minutes are hereby approved as written with the following correction:

MEETING ADJOURNED voted should be 5 Ayes

CARRIED
5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Navarra and seconded by Trustee Farone that in as much as each member received copies of the minutes of April 27, 2018 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED
5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Sidari and seconded by Trustee Navarra that in as much as each member received copies of the minutes of April 30, 2018 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED
5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Farone and seconded by Trustee Navarra that in as much as each member received copies of the minutes of May 2, 2018 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OF VILLAGE BILLS

Moved by Trustee Farone and seconded by Trustee Katsanis approving payment of the following Village bills:

General	Voucher #29454	\$22,903.61
Water	to #29610	\$10,500.30
Sewer		\$19,713.59

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO LABELLA

Moved by Trustee Sidari and seconded by Trustee Katsanis approving payment of \$1,583.63 to LaBella Associates for services rendered February 24, 2018 through March 23, 2018.

CARRIED

5 Ayes 0 Nays

APPROVED AGREEMENT WITH TY LIN

Moved by Trustee Katsanis and seconded by Trustee Sidari approving Mayor Banker sign the agreement with TY Lin for third part consultant services regarding engineering and code compliance, plan review, consultation and construction inspection on an as need basis.

CARRIED

5 Ayes 0 Nays

APPROVED CEMETERY DEED

Moved by Trustee Sidari and seconded by Trustee Farone approving Mayor Banker sign the following Cemetery Deeds:

Easter P Boose	S.G. 98 Deerfield Avenue
Allen Hansel	#113 Ashwood Way
Gary & Grace I Kent	S.G. 779-781 Deerfield Avenue
Lisa R Kent	S.G. 782 and 783 Deerfield Avenue
Amy Newman	S.G. Deerfield Avenue

CARRIED

5 Ayes 0 Nays

ACCEPTED APPLICATIONS

The following applications were accepted and will be placed on file for future reference:

Any - Mitchell G Wolter Crossing Guard – Christine M Warren

Parks Program

Alex DeSmit	Preston Flugel	Owen Foos	Lauren Freeman
Sarah Graham	Charlyne Olick	Zach Shaffer	Kiara Smith
Kyle Smith	Gerardo Solis	Kyle J Thaine	Kaitlyn VanSkiver

ACCEPTED NEW AFD MEMBER

Moved by Trustee Farone and seconded by Trustee Sidari accepting Rylee J Pahura as a new member into the Fire Department.

CARRIED

5 Ayes 0 Nays

ADOPTED RESOLUTION 2018-17 RE: SEQR FOR S CLINTON, W ACADEMY

Moved by Trustee Katsanis and seconded by Trustee Farone adopting Resolution 2018-17 regarding the Negative Declaration SEQR, for the South Clinton Street, West Academy Street and Allen Road project as provided by LaBella Associates:

WHEREAS,

1. In accordance with the New York State Environmental Quality Review regulations (SEQR), the Village Board of the Village of Albion announced its intent to serve as Lead Agency on March 28, 2018, to conduct an environmental review of public water supply infrastructure improvements within the S Clinton and W Academy Streets service area. The project will ensure a safe and reliable potable water supply and fire protection for area residents and businesses.
2. The Village Board has determined that the proposed action is a Type I action as defined under SEQR, as the project requires an approval from the NYS Department of Health (NYSDOH) under 10 NYCRR 97.14
3. The Village Board, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above.
4. On April 2, 2018, the Village Board notified the Involved and Interested Agencies of its intention to act as Lead Agency for this project and circulated Part 1 of the full Environmental Assessment Form. None of the Involved Agencies objected to the Albion Village Board serving as Lead Agency for this project. The Village will obtain all necessary permits and approvals from Involved Agencies and will comply with agency requirements.
5. The Village Board has considered the Environmental Record prepared for this action, including any comments received from the Involved Agencies, and the proposed Negative Declaration.

NOW THEREFORE BE IT RESOLVED,

The Village Board of the Village of Albion declares that it will serve as Lead Agency for the public water supply infrastructure improvements within portions of the Village; and,

The Village Board declares that, based on the Environmental Record which has been prepared, the project will not result in any large and important impacts, and therefore, will not have a significant adverse impact on the environment. A Negative Declaration under SEQR is therefore issued for this project, and the Village Mayor is hereby authorized and directed to prepare and issue, on behalf of the Village, the Negative Declaration in the Part 3 of the Environmental Assessment Form.

CARRIED

5 Ayes

0 Nays

ADOPTED BOND RESOLUTION 2018-18 FOR S CLINTON, W ACADEMY

Moved by Trustee Farone and seconded by Trustee Navarra adopting the following Bond Resolution 2018-18 for the South Clinton Street, West Academy Street and Allen Road project as provided by Timothy McGill:

BOND RESOLUTION DATED MAY 9, 2018 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE WATER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of water system capital improvements to include public water supply infrastructure improvements authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village, acting as lead agency under the State Environmental Quality Review Act and the applicable regulations promulgated thereunder ("SEQRA"), has completed its environmental review and, on May 9, 2018, has duly adopted a negative declaration with respect to the type I action and has determined that the implementation of the action as proposed will not result in any significant adverse environmental impacts; now therefor, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Albion shall undertake the construction of water system improvements, to include public water supply infrastructure improvements consisting of, without limitation, replacement of approximately 4,800 linear feet of undersized waterline with new 8-inch watermain along portions of South Clinton Road and West Academy Street, including connection to existing watermain on Hazard Parkway, the installation of the watermain, master meter, PRV, fire hydrants, valves, watermain connections, residential hook-ups road crossings, excavation, bedding materials, and surface restoration, and the construction of a structure along a portion of Allen Road to encase the master meter and PRV, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as “purpose”), and general obligation serial bonds in an aggregate principal amount not to exceed \$930,000 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose, and said amount is hereby appropriated therefor.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$930,000. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 1 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is forty (40) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount, subject to statutory limitations, if any.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to §169.00 of the Local Finance Law, if applicable, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, whether to authorize the receipt of bids in an electronic format, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village’s chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Albion.

Section 7. The faith and credit of the Village of Albion, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village Clerk of the Village of Albion together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Albion, pursuant to Section 36.00 of the Local Finance Law.

The motion having been duly seconded, it was adopted and the following votes were cast:

CARRIED
5 Ayes 0 Nays

ADOPTED RESOLUTION 2018-16 RE: ARBOR DAY

The following Resolution 2018-16 was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Navarra:

WHEAREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal.

NOW, THEREFORE, the Village Board of Albion does hereby proclaim Friday, April 28, 2017 as Arbor Day in the Village of Albion, and urges all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and

FURTHER, we urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

CARRIED
5 Ayes 0 Nays

APPROVED YOUTH BUREAU AGREEMENT

Moved by Trustee Sidari and seconded by Trustee Farone approving Mayor Banker sign the Agreement with Orleans County Youth Bureau to receive \$2,000 towards the Recreation Program.

CARRIED
5 Ayes 0 Nays

APPROVED USE OF CHIPS IF NEEDED

Moved by Trustee Katsanis and seconded by Trustee Navarra approving the Superintendent of Public Works Jay Pahura’s request to use the CHIPS funding, if needed, to use towards the purchase of the vacuum truck.

CARRIED
5 Ayes 0 Nays

APPROVED PAYMENT OF AD

Moved by Trustee Sidari and seconded by Trustee Katsanis approving to pay \$50 for the Clean-Up ad that will be placed in the Lake Country Pennysaver.

CARRIED
5 Ayes 0 Nays

APPROVED USE OF SEWER RESERVES

Moved by Trustee Navarra and seconded by Trustee Katsanis approving the Pollution Control Plant Chief Operator Aric Albright’s request to pay \$2,397.14 for the submersible pump out of Sewer Reserves.

CARRIED
5 Ayes 0 Nays

APPROVED INCREASE OF LINE ITEMS

Moved by Trustee Farone and seconded by Trustee Katsanis approving the Clerk’s request to increase A 2680 (Insurance Recoveries) and A 3120.204 (Police Car Equipment) \$3,914.77, the insurance money received to fix the K9 Vehicle.

CARRIED
5 Ayes 0 Nays

APPROVED INCREASE IN LINE ITEMS

Moved by Trustee Katsanis and seconded by Trustee Sidari approving to increase A 2770 (Miscellaneous) and A 3620.406 (Engineering Review) \$500 for a payment received reimbursing the Village for engineering services.

CARRIED
5 Ayes 0 Nays

SCHEDULED YEAR-END MEETING

Moved by Trustee Katsanis and seconded by Trustee Farone to conduct year-end activity during the Workshop Meeting to be held on May 23, 2018 at 7:00 PM.

CARRIED
5 Ayes 0 Nays

CORRESPONDENCE

The Board of Trustees accepted, with regret, the correspondence from E Jean Smith resigning from the Zoning Board.

CORRESPONDECE

The Board of Trustees received a correspondence from resident Ms Kasandra Irvine regarding placing signs on Butts Road. The Clerk will provide Chief Nenni the correspondence for his department to conduct a study. The Mayor will contact Ms Irvine to let her know it is being researched and will contact her when the results are in.

APPROVED BUILDING PERMIT FEES

Moved by Trustee Farone and seconded by Trustee Katsanis approving the new fee schedule for building permits as submitted by Code Enforcement Officer Ron Vendetti.

CARRIED
5 Ayes 0 Nays

WATER AND SEWER RATES

The Board of Trustees tabled discussing the water and sewer rates. The Clerk will work with the water clerk to provide the Board numbers to review at a future meeting.

APPROVED PAYMENT TO OSBORN, REED & BURKE

Moved by Trustee Farone and seconded by Trustee Navarra approving payment to Osborn, Reed & Burke LLP, \$1,518.00 for services rendered April 2, 2018 through April 30, 2018.

CARRIED
5 Ayes 0 Nays

APPOINTMENT TO ZONNG BOARD

Moved by Trustee Sidari and seconded by Trustee Farone approving Mayor Banker’s appointment of Mr Richard Tibbits to the Zoning Board to finish E Jean Smith’s term which will end April 1, 2020.

CARRIED
5 Ayes 0 Nays

APPROVED LABELLA'S SERVICE AGREEMENT

Moved by Trustee Farone and seconded by Trustee Sidari approving Mayor Banker to sign LaBella's Professional Services Agreement to provide General Architectural & Engineering, Environmental & Planning Services for a term of one year.

CARRIED
5 Ayes 0 Nays

SCHEDULED PUBLIC HEARING VETERAN'S EXEMPTION

The Board of Trustees tabled scheduling a Public Hearing regarding offering Veteran's Exemption's. Mayor Banker will contact Orleans County Assessor Dawn Allen to invite her to a Village meeting to provide details on the exemptions.

APPROVED USE OF ROOF AND BRICK FUNDS

Moved by Trustee Farone and seconded by Trustee Sidari approving the left over Roof & Brick Funds to be used towards the platform and electric for the amphitheater at Bullard Park, if the Office of Community Renewal approves the use of the funds.

CARRIED
5 Ayes 0 Nays

APPROVED TO HIRE SEASONAL EMPLOYEE

Moved by Trustee Katsanis and seconded by Trustee Sidari approving the Superintendent of Public Works Jay Pahura's request to hire a forth seasonal employee. The forth seasonal employee was approved to work 24 hours a week.

CARRIED
5 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Katsanis and seconded by Trustee Sidari to adjourn to executive session to discuss personnel matters at 8:10 PM.

CARRIED
5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Katsanis and seconded by Trustee Sidari to come out of executive session at 8:50 PM.

CARRIED
5 Ayes 0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Navarra and seconded by Trustee Sidari to hold a Special Meeting on Thursday, May 10, 2018 at 8:15 to discuss contract negotiations.

CARRIED
5 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Katsanis and second by Trustee Sidari that there being no further business, meeting is hereby adjourned at 8:57 PM.

CARRIED
5 Ayes 0 Nays

Respectfully submitted,

Linda K Babcock
Clerk-Treasurer