

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, November 9, 2022 at 6:00 PM, Village Hall, 35 East Bank Street, Albion New York.

Present were Mayor Angel Javier Jr., Trustee Zachary Burgess, and Deputy Mayor Joyce Riley. Absent Trustee Chris Barry and Trustee Tim McMurray

Also in attendance was Attorney John C Gavenda, Police Chief David Mogle, Pollution Control Plant Chief Operator Aric Albright, DPW Superintendent Jay Pahura, Animal Control Officer Harry Papponetti, Fire Chief Ron Conner, Cemetery Superintendent Jason Zicari and Recreational Director John Grillo, along with approximately 10 residents.

Meeting audio was recorded and kept on file.

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

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports for August from Superintendent of Public Works James Pahura, Police Chief David Mogle, Fire Chief Rob Conner, Animal Control Officer Harry Papponetti, Water Treatment Plant Chief Operator Adam Rush and Pollution Control Plant Chief Operator Aric Albright, Cemetery Superintendent Jason Zicari, Code Enforcement Officers Anne Podolak and Jeff Gifaldi and Park & Recreation Director John Grillo.

SEWER RATE PRESENTATION

Trustee Riley gave presentation on increase in sewer rates

OPEN PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Burgess to open the public hearing on sewer rate increase at 6:23PM

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

CLOSE PUBLIC HEARING

Moved by Trustee Burgess and seconded by Trustee Riley to close public hearing that in as much as nobody present wished to speak, the Public Hearing closed at 6:23PM.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

ADJUST SEWER RATES

Moved by Trustee Burgess and seconded by Trustee Riley to adjust sewer rates accordingly, there will no longer be a minimum usage or Administration charge rather a base charge as follows:

DECREASE Residential & Commercial Inside from \$4.02 to \$3.97 per 1,000-effective January 2023 usage

INCREASE Albion Correctional Facility from \$4.35 to \$4.65 per 1,000-effective in December 1, 2022 which will reflect in their January 2023 bill.

BASE CHARGE

3/4"	\$26.00
1"	\$45.00
1 1/2"	\$85.00
2"	\$137.50
3"	\$304.00
4"	\$546.00
6"	\$1,125.00

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

INCREASE WATER RATE

Moved by Trustee Riley and seconded by Trustee Burgess to increase water rate for Albion Correctional Facility from \$4.10 to \$4.35 effective in December 1, 2022 which will reflect in their January 2023 bill.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVE MAYOR TO SIGN

Moved by Trustee Burgess and seconded by Trustee Riley to allow Mayor to sign cemetery deeds for the following

Aixa Rivera

21 Evergreen Columbarium

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent

Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVED MEETING MINUTES

Moved by Trustee Riley and seconded by Trustee Burgess to approving the October 26, 2022 meeting minutes.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVE AFD MEMBER

Moved by Trustee Riley and seconded by Trustee Burgess to approve Madison Meyer join the Albion Fire Department

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVE SEWER BREAK REQUEST

Moved by Trustee Riley and seconded by Trustee Burgess to approve sewer break request of \$209.43 for James Babcock

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVE PAYMENTS

Moved by Trustee Burgess and seconded by Trustee Riley to approve payments for professional services from 9/12/2022-9/29/2022 to Bernard P. Donegan, Inc

WIIA 1 \$243.75
WIIA 2 \$828.75
FMS \$48.75

CARRIED

Mayor Javier	Aye
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Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

USE OF BOARD ROOM

Moved by Trustee Burgess and seconded by Trustee Riley to allow Anita Finley on behalf of AMA the use of board room on 12/10/22 for Hometown Holiday Celebration from 10Am to 3PM.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

APPROVE MAYOR TO SIGN

Moved by Trustee Burgess and seconded by Trustee Riley to allow Mayor to sign a letter of support to NYS to allow AMA to erect a stage on Main Street between the bridge and Bank Street on 11/26/2022 for Small Business Saturday.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

USE OF RESERVES

Moved by Trustee Burgess and seconded by Trustee Riley to allow Jay Pahura, DPW Superintendent the use of DPW reserves for building material for storage shed for \$4,027.39

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

NORTHWOOD SEWER AGREEMENT

Moved by Trustee Riley and seconded by Trustee Burgess to move forward on the 2% increase per agreement in 2000.

CARRIED

Mayor Javier	Aye
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Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

RESIDENT THOMAS O’HEARN

Mr. O’Hearn question board on a current employee not receiving what another village employee received in regards to vacation time. Mr. O’Hearn address board on Police overpayment.

REQUEST CIVIL SERVICE LIST

Moved by Trustee Riley and seconded by Trustee Burgess to approve Clerk to request Civil Service Certificate of Eligible List for Police Sergeant Officer from Orlean County.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

PROMOTE POLICE SERGEANT

Moved by Trustee Riley and seconded by Trustee Burgess to promote Dillon Black to Police Sergeant effective 11/20/2022

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

SCHEDULE PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Burgess to schedule a public hearing on the rezoning of property 50 Orchard St from GC to RC for 11/22/2022

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

INCREASE RENTAL FOR PAVILIONS

Tabled until December Meeting-Trustee’s over Recreation department to look into this

INCREASE MOBILE PARK PERMIT FEE

Tabled until December meeting

RESOLUTION NO. 2022-13 for the MOU with PBA

Trustee Riley moved the adoption of the following resolution; Trustee Burgess seconded the motion.

A RESOLUTION, DATED NOVEMBER 9, 2022, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION AUTHORIZING THE VILLAGE OF ALBION TO EXECUTE THE NOVEMBER 2022 SETTLEMENT AGREEMENT AND THE NOVEMBER 2022 MEMORANDUM OF AGREEMENT, BOTH OF WHICH WERE EXECUTED BY THE ALBION POLICE BENEVOLENT ASSOCIATION ON NOVEMBER 5, 2022, AND TO FURTHER AUTHORIZE APPROPRIATE VILLAGE PERSONNEL TO TAKE ANY AND ALL ACTIONS NECESSARY TO DISCHARGE THE VILLAGE OF ALBION’S OBLIGATIONS UNDER SUCH AGREEMENTS.

Be it hereby enacted by the Board of Trustees of the Village of Albion as follows:

WHEREAS, the Village of Albion, through its attorney John Godwin, Esq. of Hodgson Russ LLP, has negotiated a settlement agreement with the Albion Police Benevolent Association resolving various labor and employment issues, counsel fees, and other related matters, as more specifically set forth in the aforementioned November 2022 Settlement Agreement; and

WHEREAS, as part of this settlement, the Village of Albion and the Albion Police Benevolent Association have also reached an agreement to amend several paragraphs of the Collective Bargaining Agreement with the Albion Police Benevolent Association, as more specifically set forth in the aforementioned November 2022 Memorandum of Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Albion Board of Trustees hereby authorizes and approves the execution of both the aforementioned November 2022 Settlement Agreement and the November 2022 Memorandum of Agreement by the Mayor of the Village of Albion or another Village representative, and further authorizes appropriate Village personnel to take any and all steps necessary, including the payment of funds, to discharge the Village of Albion’s obligations under both agreements.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

CHANGE MEETING DATE

Moved by Trustee Burgess and seconded by Trustee Riley to change the regular meeting date scheduled 11/23/2022 to 11/22/2022 at 6PM.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Burgess that there being no further business, meeting is hereby adjourned at 6:42PM.

CARRIED

Mayor Javier	Aye
Trustee Riley	Aye
Trustee Barry	Absent
Trustee Burgess	Aye
Trustee McMurray	Absent

Respectfully submitted,

Tracy A. VanSkiver
Clerk-Treasurer