

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, August 13, 2014 at 7:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Dean A London, Trustees Eileen S Banker, Stan Farone, Gary Katsanis, Peter Sidari and Attorney John C Gavenda.

Also present were Superintendent of Public Works Dale Brooks and Code Enforcement Officer Ron Vendetti. There were 7 residents present.

Mayor London opened the meeting with the pledge of allegiance at 7:00 PM.

#### **PUBLIC HEARING**

Mayor London opened the recessed Public Hearing from July 23, 2014 to hear comments regarding renewal of the cable franchise agreement by and between the Village of Albion and Time Warner Cable

The Board of Trustees would like the agreement to be less than 15 years

Questioned why they would like to renew seeing that ComCast is proposing to buyout Time Warner

#### **PUBLIC HEARING CLOSED**

Moved by Trustee Farone and seconded by Trustee Banker that in as much as everyone who wished to speak to consider the renewal of the cable franchise agreement between the Village of Albion and Time Warner Cable were heard, the Public Hearing closed at 7:03 PM.

CARRIED

5 Ayes

0 Nays

#### **DENIED SIGNING AGREEMENT**

Moved by Trustee Banker and seconded by Trustee Sidari to not authorize Mayor London to sign the cable franchise agreement between the Village of Albion and Time Warner Cable at this time.

CARRIED

5 Ayes

0 Nays

#### **DEPARTMENT HEAD TREES**

The Superintendent of Public Works Dale Brooks provided the Board of Trustees with a new list of potential dangerous trees. Trustee Katsanis will review the trees with Mr Brooks and follow the same process they did with the first list of trees from National Grid.

The Board of Trustees received a correspondence from Ms Robyn Moore 235 South Clinton Street regarding the 2 trees removed from her front yard that were not in the Village's right of way. It was determined that National Grid is responsible for the trees being taken down. Attorney Gavenda will address it with National Grid.

#### **APPROVED LION'S CLUB REQUEST**

Moved by Trustee Sidari and seconded by Trustee Banker approving the Lion Club's request to use the Village orange fence for an event they will be holding on August 23, 2014. The proceeds will go towards upgrades at Bullard Park

CARRIED

5 Ayes

0 Nay

#### **APPROVED SURPLUS MATERIAL**

Moved by Trustee Banker and seconded by Trustee Farone to declare the pile of recycled asphalt as surplus property it is approximately 4,000 ton.

CARRIED

5 Ayes

0 Nays

**RESIDENT**

Ms Shirlon Harris questioned where she can purchase the correct grout to repair her historic building. Trustee Katsanis informed her there is a place in the city that he dealt with when he had to repair his mortar on his historic home.

**DONATION OF FLAGS**

Mr Kevin Lake and members of AMSA were present to turn 50 flags over to the Village of Albion. They had a fund raiser which \$2,400 was donated for the purchase of the flags. Mayor London and the Board of Trustees thanked AMSA for taking on this project.

**TIME WARNER TAX BILLS**

Moved by Trustee Katsanis and seconded by Trustee Banker approving the following Time Warner Cable tax bills for the fiscal year 2014-2015 will be paid from the Franchise money the Village receives:

500.-4-4./V	\$ 91.54
500.1-1-4.1	\$902.72

**CARRIED**

4 Ayes	1 Nay
Trustee Katsanis	Trustee Farone
Trustee Banker	
Trustee Sidari	
Mayor London	

Later in the meeting Trustee Banker rescinded her second.

Trustee Banker left meeting.

**ACCEPTED TREASURERS REPORT**

Moved by Trustee Farone and seconded by Trustee Katsanis accepting the Treasurer's Report for July 2014.

**CARRIED**

4 Ayes	0 Nays
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Trustee Banker returned to the meeting.

**APPROVED MINUTES**

Moved by Trustee Katsanis and seconded by Trustee Farone that in as much as each member received copies of the minutes of July 23, 2014, August 6, 2014 and August 7, 2014 and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

5 Ayes	0 Nays
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**APPROVED PAYMENT OF BILLS**

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

General Fund	voucher #19292-	\$58,686.21
Water Fund	to #19538	\$17,489.23
Sewer Fund		\$11,091.50

**CARRIED**

5 Ayes	0 Nays
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**APPROVED PAYMENT CHATFIELD BILL**

Moved by Trustee Farone and seconded by Trustee Katsanis approving the following bill submitted by Chatfield Engineers to be paid:

JMPCF Capital Improvement Plan	09-924-47	\$8,509.30
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CARRIED

5 Ayes                      0 Nays

**APPROVED PAYMENT TO OSBORN, REED & BURKE**

Moved by Trustee Sidari and seconded by Trustee Banker approving payment to Osborn, Reed & Burke for services rendered July 1, 2014 through July 31, 2014 in the amount of \$1,303.50.

CARRIED

5 Ayes                      0 Nays

**APPROVED PAYMENT TO HEATH & MARTIN**

Moved by Trustee Banker and seconded by Trustee Katsanis approving payment to Heath and Martin for services rendered May 2, 2014 to July 29, 2014 in the amount of \$3,017.24.

CARRIED

5 Ayes                      0 Nays

**APPROVED CEMETERY DEED**

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

Howard A & Loretta F Bartlett	S.G. 342 and 343 Deerfield Avenue
David L & Linda M Brown	S.G. 468 and 469 Deerfield Avenue
Danny J Daniels	S.G. 330 Deerfield Avenue
Clare E Strimple	Lot 732 Birch Path NE#1
Heidi L States	S.G. 140, 141 and 142 Deerfield Avenue

CARRIED

5 Ayes                      0 Nays

**ACCEPT NEW AFD MEMBER**

Moved by Trustee Sidari and seconded by Trustee Farone accepting the following as a new member into the Albion Fire Department:

Kelly G Irwin

CARRIED

5 Ayes                      0 Nays

**LIQUOR LICENSE NOTIFICATION**

The Board of Trustees received notification from the Orleans Veterans Club Inc with their intentions of renewing their liquor license for 38 Platt Street.

**APPROVED BALDWIN LEASE**

Moved by Trustee Banker and seconded by Trustee Katsanis approving the renewal of Bernard Baldwin's lease with a 2% increase with a six month opt out clause. Mr Baldwin's monthly rent will be \$330.65.

CARRIED

5 Ayes                      0 Nays

**APPROVED ZENNER USA AGREEMENT**

Moved by Trustee Katsanis and seconded by Trustee Sidari approving Mayor London to sign the lease and warranty agreement with Zenner USA for the automated meter read system as amended per Attorney Gavenda's recommendation.

CARRIED

5 Ayes

0 Nays

**SCHEDULED PUBLIC HEARING**

Moved by Trustee Banker and seconded by Trustee Farone to schedule a Public Hearing for Wednesday, September 10, 2014 at 7:00 PM to hear comments on possibly adopting a local law regarding garage sales.

CARRIED

4 Ayes

1 Nay

Trustee Banker

Trustee Katsanis

Trustee Farone

Trustee Sidari

Mayor London

**APPROVED BENECARE COBRA AGREEMENT**

Moved by Trustee Katsanis and seconded by Trustee Banker approving Mayor London to sign the agreement with BeneCare to provide COBRA Administrative Services for \$30.00 per month.

CARRIED

5 Ayes

0 Nays

**CORRESPONDENCE**

The Board of Trustees received a correspondence from Ms Jeanne Crane, Orleans Democrat Chair regarding the conditions of Bullard Park when they held their picnic. Mayor London will respond to her letter.

**CLARENDON BRIDGE RE-EVALUATION**

The Board of Trustees tabled approving Mayor London sign the Re-evaluation Statement for the Clarendon Street Bridge Project. Mr Steve Beauvais from New York State Department of Transportation has suggested Bergmann Associates items that should be added to the agreement.

**RESIDENT**

Mr Tom Rivers discussed the historic carriage steps that are around the Village of Albion that are sinking into the ground. They need to be dug out and placed on a concrete pad. He will do an inventory of them and provide the Board of Trustees with an estimate on the cost to reset them.

**APPROVED PAYMENT TO SAVARINO**

Moved by Trustee Katsanis and seconded by Trustee Farone approving payment to Savarino Companies LLC for Contract #4 Pay Application #4 in the amount of \$33,142.37 for work performed at the Joint Municipal Industrial Pollution Control Facility.

CARRIED

5 Ayes

0 Nays

**HITCHING POSTS ADDED TO ACCEPT LIABILITY**

Moved by Trustee Banker and seconded by Trustee Katsanis to add hitching posts to the motion made on July 23, 2014 accepting liability for them.

CARRIED

5 Ayes

0 Nays

**TIME WARNER CABLE TAXES**

Moved by Trustee Katsanis and seconded by Trustee Sidari approving the following Time Warner Cable tax bills for the fiscal year 2014-2015 will be paid from the Franchise money the Village receives:

500.-4-4./V	\$ 91.54
500.1-1-4.1	\$902.72

CARRIED

3 Ayes	2 Nays
Trustee Katsanis	Trustee Farone
Trustee Sidari	Trustee Banker
Mayor London	

**EXECUTIVE SESSION**

Moved by Trustee Farone and seconded by Trustee Sidari to adjourn to executive session for personnel issues at 8:49 PM.

CARRIED

5 Ayes	0 Nays
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**EXECUTIVE SESSION CLOSED**

Moved by Trustee Banker and seconded by Trustee Sidari to come out of executive session at 9:03 PM.

CARRIED

5 Ayes	0 Nays
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**MEETING ADJOURNED**

Moved by Trustee Katsanis and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 9:04 PM.

CARRIED

5 Ayes	0 Nays
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Respectfully submitted,



Linda K. Babcock  
Clerk-Treasurer