

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, August 8, 2012 at 6:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker and Kevin P Sheehan.

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

**DRAFT COMPREHENSIVE PLAN REVIEW**

Ms Barbara Johnston from LaBella Associates was present to review the Draft Comprehensive Plan with the Board of Trustees.

**PUBLIC HEARING SCHEDULED**

Moved by Trustee Banker and seconded by Trustee Sheehan to schedule a Public Hearing for September 12, 2012 at 7:00 PM to hear comments regarding the Draft Comprehensive Plan for the Town and Village of Albion.

**CARRIED**

3 Ayes 0 Nays

**ACCEPT TREASURERS REPORT**

Moved by Trustee Sheehan and seconded by Trustee Banker accepting the Treasurer's Report for July 2012.

3 Ayes 0 Nays

**APPROVED MINUTES**

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as each member received copies of the minutes of July 25, 2012 and there being no error or omissions, minutes are hereby approved as written.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT OF BILLS**

Moved by Trustee Banker and seconded by Trustee Sheehan approving the payment of the following Village bills:

General Fund	voucher #13149	\$98,750.39
Water Fund	to #13337	\$18,967.43
Sewer Fund		\$ 8,748.50

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT CHATFIELD BILLS**

Moved by Trustee Sheehan and seconded by Trustee Banker approving the following bills submitted by Chatfield Engineers to be paid:

121 N Main Street Façade	08-888-15	\$ 675.00
General Engineering Services	94-193-171	\$ 154.50
Bullard Park Concept Plan	12-1036-4	\$ 720.00
JMPCF Capital Improvement Plan	09-924-23	\$9,857.10

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT TO MCGILL**

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to Timothy R McGill for services rendered for the \$405,000 Public Improvement Bond 2012 in the amount of \$2,895.83.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT TO DONEGAN**

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to Bernard P Donegan Inc for services rendered in June:

405,000 Public Improvement Serial Bond	\$4,581.97
JMPCF Project	\$1,850.58

**CARRIED**

3 Ayes 0 Nays

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

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Osborn, Reed & Burke, LLP, in the amount of \$462.00 for services rendered in July.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT TO ECG**

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Environmental Construction Group for work performed at 121 North Main Street in the amount of \$1,236.00.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT XYLEM**

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Xylem Water Solutions USA Inc in the amount of \$9,944.00 from the sewer fund capital reserves for the purchase of two pumps.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT STC CONSTRUCTION**

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to STC Construction in the amount of \$74,610.63 as submitted by Chatfield Engineers, for services rendered for the JMPCF Project. This contract is 15% completed as of July 31, 2012.

**CARRIED**

3 Ayes 0 Nays

**APPROVED PAYMENT SUBURBAN ELECTRIC**

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Suburban Electric in the amount of \$13,618.25 as submitted by Chatfield Engineers, for services rendered for the JMPCF Project. This contract is 6.5% completed as of July 31, 2012.

**CARRIED**

3 Ayes 0 Nays

**APPLICATIONS**

Accepted the following applications to be placed on file for future reference:

DPW – Forder, Stephen M

WTP – Haines, Henry J

**APPROVED EBS-RMSCO**

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the Service Agreement and Business Associate Agreement with EBS-RMSCO Inc regarding the new health insurance coverage.

**CARRIED**

3 Ayes

0 Nays

**APPROVED EBS-RMSCO**

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the HRA Supplemental Agreement with EBS-RMSCO Inc regarding the new health insurance coverage.

**CARRIED**

3 Ayes

0 Nays

Attorney John Gavenda entered meeting at 6:55PM.

**RESIDENT**

Mr Joe Martillotta discussed with the Board of Trustees the recent closing of the Brown Street Bridge. Items discussed were: the parking at his restaurant, extending the sidewalk on East State Street to the street, parking in the Village's right-of-way, Village's liability, visibility issue if a fence was installed, getting his patrons to sign a petition to get the bridge fixed, finding out how long the bridge will be closed and snow removal. Attorney Gavenda will contact Mr Martillotta when he returns from vacation to review his concerns.

**WEB SITE PROPOSAL**

Mr Stephen Drew from Upstate Web Services was present to provide the Board of Trustees with a proposal to design a website for Mount Albion Cemetery. Mr Drew has set up an initial design that the Board of Trustees will review.

**APPROVED TO ADVERTISE FOR BIDS**

Moved by Trustee Sheehan and seconded by Trustee Banker approving to advertise for bids for the Joint Municipal Industrial Pollution Control Facility Contract No. 3 – Headworks. The bid opening will be September 5, 2012 at 11:00 AM.

**CARRIED**

3 Ayes

0 Nays

**SPECIAL EVENT PERMIT APPLICATION**

The Board of Trustees discussed the Special Event Permit Application. They would like an update at the August 22, 2012 Workshop Meeting on the process and how it is working.

**RENEW LIQUOR LICENSE NOTIFICATION**

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

**TREE ADVISORY COMMITTEE**

Approved the following outline for the Tree Advisory Committee as submitted by Mayor Theodorakos:

**VILLAGE OF ALBION TREE ADVISORY COMMITTEE**

Committee to promote conservation and stewardship of trees located in Village right of ways and parklands by advising Village officials on matters including, but not limited to:

- Replacement of dead or dying trees.
- Recommended species and dimensions of replacement trees.
- Planting of additional trees at specific locations.
- Tree care and maintenance.
- Development of policies, practices, ordinances pertaining to above.

5 members

- Preference given to Village residents and property owners, and individuals with specialized education, training, experience in appropriate fields (e.g., horticulture, forestry, landscaping).
- Appointed by Mayor with Village Board approval.
- Terms of 3 years, except two of initial appointments to have terms of one year and one initial appointment to have term of two years.
- Volunteers (non-compensated).

**APPROVED APPOINTMENTS OF TREE ADVISORY COMMITTEE**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos appointments of the following to the Tree Advisory Committee:

James Pahura-3 years; Tom Rivers-2 years and Carol Tibbits-3 years

**CARRIED**

3 Ayes

0 Nays

**RESIDENT**

Discuss the "paper street" on the Piazza property. Attorney Gavenda informed the Board of Trustees that there is a buyer for the property, but they would like the paper street removed. Attorney Gavenda suggested to the Board of Trustees that if the Village does own it, they could quit claim deed it. The Board agreed that Attorney Dan DiMatteo should look into it for the Village as Attorney Gavenda also represents the buyer. Also noted that the seller should pay any expenses.

**APPROVED CDBG REQUEST FOR FUNDS**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the request to release \$88,228.88 in CDBG grant funds for the JMPCF Project. This is the second pay request for this project.

**CARRIED**

3 Ayes

0 Nays

**APPROVED PAYMENT TO DioGUARDI CONSTRUCTION**

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to DioGuardi Construction, as submitted by Chatfield Engineers in the amount of \$34,503.00, for work performed on the 121 North Main Street Rear Façade Project. This contract is 29% completed as of August 3, 2012.

**CARRIED**

3 Ayes

0 Nays

**CEMETERY DEED APPROVED**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the following Cemetery Deed:

Satya P and Mary J Sahukar

S.G. 579 Deerfield Avenue

**CARRIED**

3 Ayes

0 Nays

**APPROVED 207-c**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the General Municipal Law 207-c Policy for Police Officers with the following changes:

1. Page 4 second paragraph change deputies to Police Officers
2. Application for 207-c Benefits form change the signature under the "reviewed and recommendation" section to "Mayor or designee"

**CARRIED**

3 Ayes

0 Nays

**PART TIME WTP POSITION**

Tabled the Superintendent of the Water Treatment Plant Kevin Miller's request to create a new duties statement for a part time position at the Water Treatment Plant until the August 22, 2012 Workshop Meeting. The Board of Trustees would like Mr Miller to attend the next Workshop Meeting to present his plan for the plant.

**CORRESPONDENCE**

Correspondence from NYCOM regarding U.S. Communities Program which is a free service they offer. There is a list of companies that offer agencies a reduced cost of purchased goods and services by offering managed access to competitively solicited contracts between suppliers and lead public agencies. The Village will register for this service.

**APPROVED TASK FORCE AGREEMENT**

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the Major Felony Crime Task Force Agreement for the calendar years of 2012 and 2013.

**CARRIED**

3 Ayes

0 Nays

**TIME WARNER FRANCHISE**

The Board of Trustees took no action on renewing the Time Warner Franchise Agreement. Time Warner would like the agreement to be for fifteen years. The Board of Trustees feel that is to long of a period and would like it to be five years.

**APPROVED SUPPLEMENTAL #3 FOR CLARENDON BRIDGE**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos and Attorney John Gavenda to sign the Supplemental Agreement #3 to Master Federal Aid Project Agreement for the Clarendon Street Bridge Project.

**CARRIED**

3 Ayes

0 Nays

**AFD VEHICLE**

Mayor Theodorakos will discuss the status of fixing the Fire Chief's vehicle with the Superintendent of Public Works Dale Brooks.

**EXECUTIVE SESSION**

Moved by Trustee Sheehan and seconded by Trustee Banker to adjourn to executive session for personnel discussion at 8:55 PM.

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED**

Moved by Trustee Sheehan and seconded by Trustee Banker to come out of executive session at 9:05 PM.

**CARRIED**

3 Ayes

0 Nays

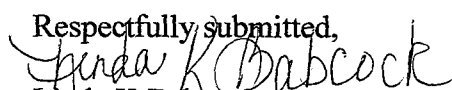
**MEETING ADJOURNED**

Moved by Trustee Banker and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:06 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,  
  
 Linda K Babcock  
 Clerk-Treasurer