

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, December 11, 2013 at 7:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Kevin P Sheehan, Peter Sidari and Attorney John C Gavenda.

Also in attendance was the Department of Public Works Superintendent Dale Brooks, Police Chief Roland Nenni, Superintendent of the Water Treatment Plant Kevin Miller and the Superintendent of the Pollution Control Plant Aric Albright. There were 19 residents and students present.

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

APPOINTMENT OF POLICE LIEUTENANT

Moved by Trustee Banker and seconded by Trustee Sheehan approving appointing Officer Thomas K O'Hearn as Police Lieutenant from the Certification of Eligible list per Chief Roland Nenni's recommendation, with a 26 week probationary period.

CARRIED

5 Ayes

0 Nays

Lieutenant O'Hearn was sworn into office for the Albion Police Department. Mrs Theresa O'Hearn held the bible for her husband as Village Clerk swore Lieutenant O'Hearn into his new role in the Police Department. He has been with the department since July 1996.

LARSEN ENGINEERS

Mr Matthew Rankin from Larsen Engineers addressed the Board of Trustees about the various NYSEDA opportunities the Village can take advantage of. They would do a feasible study at no cost to the Village. Trustee Kevin Sheehan stated that he will go with him to look at the Water Treatment Plant and Pollution Control Facility, as he has already seen the Department of Public Works complex.

APPROVED CONTRACT 4 AND 5 AT THE JMPCF

Moved by Trustee Sheehan and seconded by Trustee Sidari approving Chatfield Engineers recommendation for the following projects at the Joint Municipal Industrial Pollution Control Facility, subject to Attorney Gavenda's approval:

	<u>Company</u>	<u>Bid Amount</u>
Contract 4	Savarino Companies, LLL	\$1,225,884
Other bids were:	Blue Heron	\$1,238,421
	STC Construction	\$1,293,800
Contract 5	Suburban Electric	\$ 118,300
No other bids were received for Contract 5		

CARRIED

5 Ayes

0 Nays

APPROVED SURPLUS EQUIPMENT REQUEST

Moved by Trustee Sheehan and seconded by Trustee Miller approving the request from the Water Treatment Plant Superintendent Kevin Miller to declare the old low service pump with motor as surplus equipment. The Board of Trustees asked Mr Miller to explore the options to get the best deal for the pump, which he stated was probably worth around \$3,000.00.

CARRIED

5 Ayes

0 Nays

APPROVED TO POST FOR JOB OPENING

Moved by Trustee Sidari and seconded by Trustee Sheehan approving to post in house for the Water Treatment Plant Operator Trainee position.

CARRIED

5 Ayes

0 Nays

APPROVAL TO ATTEND TRAINING SEMINAR

Moved by Trustee Miller and seconded by Trustee Banker approving the Police Chief Roland Nenni's request to attend the New York State Tactical Officers Association Annual Training Seminar on April 29, 2014 to May 1, 2014.

CARRIED

5 Ayes

0 Nays

APPROVED TRANSFER OF FUNDS

Moved by Trustee Miller and seconded by Trustee Sheehan approving the Superintendent of Public Works Dale Brooks request to transfer \$2,500.00 from A 7110.0409 to A 1640.0402 in order to pay for the DPW's roof repair.

CARRIED

5 Ayes

0 Nays

APPROVED SCRAP FUNDS TO P & R

Moved by Trustee Miller and seconded by Trustee Sheehan approving the Superintendent of Public Works Dale Brooks request to add the funds from the sale of scrap metal to A1640.0426 Parts and Repairs in the amount of \$659.05.

CARRIED

5 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Banker accepting the Treasurer's Report for November 2013.

CARRIED

5 Ayes

0 Nays

RESOLUTION 2013-12 BANNING LANDFILLS

The following resolution 2013-12 support for Town of Albion landfill prohibition was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Banker:

WHEREAS, undesirable aspects of landfilling include heavy garbage truck traffic which causes congestion and litter and is unsightly, noisy, dangerous to pedestrians and damaging to roadways, buildings, and the environment;

WHEREAS, the landfill's close proximity to the historic Erie Canal threatens the Canal and the tourism economic benefit it provides;

WHEREAS; landfills are unsightly and pose threats to water tables, creeks, streams and property values;

WHEREAS, the Town of Albion has a law prohibiting additional landfilling in the Town;

WHEREAS, the Village and Town of Albion joint Comprehensive Plan supports prohibition of additional landfilling;

NOW THEREFORE LET IT BE RESOLVED that the Village of Albion Board of Trustees hereby fully supports the Town of Albion's prohibition of further landfilling.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Sidari that in as much as each member received copies of the minutes of November 13, 2013 and November 18, 2013 and there being one error or omission on the November 13, 2013 minutes, minutes are hereby approved with the following correction:

Page 1 under Letter Supporting Banning Landfills, should read:

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to send a letter in support of the Town of Albion's current ban on further landfills per recommendation of S.P.O.C.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF VILLAGE BILLS

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

General	Voucher #17384	\$82,379.75
Water	to #17584	\$15,611.72
Sewer		\$10,006.36

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

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

Main Street Parking Lot	13-1071-1	\$ 907.50
JMPCF Capital Improvement Plan	09-924-39	\$2,802.80

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO HODGSON RUSS

Moved by Trustee Sheehan and seconded by Trustee Miller approving payment to Hodgson Russ Attorneys in the amount of \$2,890.10 for services rendered May 24, 2013 to September 30, 2013, per Attorney Gavenda's recommendation.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO OSBORN, REED & BURKE

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to Osborn, Reed and Burke LLP in the amount of \$264.00 for services rendered November 1, 2013 to November 30, 2013.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO TY-LIN INTERNATIONAL

Moved by Trustee Sheehan and seconded by Trustee Sidari approving payment to TY-LIN International for services rendered November 5, 2013 to November 15, 2013 in the amount of \$420.00.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO DONEGAN

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Bernard P Donegan Inc for the following services rendered September 9, 2013 to October 31, 2013:

JMPCF	\$1,654.51
Clarendon St Bridge	\$ 136.00
CDU	\$ 103.82

CARRIED

4 Ayes	1 Nay
Trustee Sheehan	Trustee Miller
Trustee Banker	
Trustee Sidari	
Mayor Theodorakos	

APPROVED PAYMENT TO BATAVIA NEWSPAPER

Moved by Trustee Sheehan and seconded by Trustee Sidari approving payment to the Batavia Daily Newspapers Corporation for the following invoice to be paid out of the funds for the Joint Municipal Industrial Pollution Control Facility project:

Invoice 201029	\$117.20	advertisement for bids Contract #4 and #5
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CARRIED

5 Ayes	0 Nays
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APPROVED MAYOR TO SIGN CEMETERY DEEDS

Moved by Trustee Sheehan and seconded by Trustee Sidari approving Mayor Theodorakos to sign the following Cemetery Deeds:

Mrs Sandra L Clark	#104 and #105 Ashwood Way
Ms Jeannette Riley	#19 Evergreen Columbarium

CARRIED

5 Ayes	0 Nays
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APPROVED BARRE WATER CONTRACT

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos sign the water agreement with the Town of Barre for a term of 5 years.

CARRIED

5 Ayes	0 Nays
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APPROVED SEWER BREAK

Moved by Trustee Sheehan and seconded by Trustee Sidari approving resident Ms Christina Lesczinski's request for a break on the sewer portion of her water/sewer bill that didn't go into the Village's sewer system in the amount of \$126.51, per Superintendent of Public Works Dale Brooks recommendation.

CARRIED

5 Ayes	0 Nays
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NO ACTION ON REQUEST FOR PENALTY REMOVED

The Board of Trustees took no action on resident Mr Richard Hanlon's request to remove the penalty from his late water/sewer bill. Trustee Sheehan paid the \$9.03 penalty amount.

APPROVED STC'S CERTIFIED PAYROLLS

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the Certified Payrolls from STC Construction for work performed at the Joint Municipal Industrial Pollution Control Facility for the week ending August 18, 2013.

CARRIED

5 Ayes	0 Nays
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APPLYING FOR LIQUOR LICENSE

The Board of Trustees received notification from Helen K Enterprises LLC with their intention of applying for a liquor license for 469 East State Street.

APPROVED TO CANCEL WORKSHOP MEETING

Moved by Trustee Miller and seconded by Trustee Sheehan approving to cancel the Workshop Meeting scheduled for December 25, 2013.

CARRIED

5 Ayes

0 Nays

COVA REQUEST

The Board of Trustees received a correspondence from COVA asking for letters of support for their expansion process.

Moved by Trustee Sidari and seconded by Trustee Banker approving Mayor Theodorakos to send a letter stating the Village of Albion Board of Trustees supports COVA's certificate of need for the Village of Albion residents.

CARRIED

4 Ayes

0 Nays

Trustee Sidari

Trustee Banker

Trustee Miller 1 Abstained

Mayor Theodorakos Trustee Sheehan

APPROVED PAYMENT TO SUBURBAN

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Suburban Electric for Contract 2-Electrical Improvements for the Joint Municipal Industrial Pollution Control Facility in the amount of \$22,147.13. This is the final payment for that contract. The Board of Trustees also received the Close-Out Package with the following documents:

Contractor's final payment acknowledgements

Contractor's affidavit that all lien's and claims have been paid

AIA document G706 - Contractor's affidavit of payment of debts and claims

AIA document G706A - Contractor's affidavit of release of liens

AIA document G707 - Consent of Surety Company to final payment

Certificate of substantial completion

CARRIED

5 Ayes

0 Nays

EMPLOYEE RETIRING

The Board of Trustees received notification from Mr Paul Fadale with his intention of retiring February 21, 2014 from his position as Water Treatment Plant Operator.

COUNTY IN-REM

The Board of Trustees received the Petition and Notice of Foreclosure from Orleans County relating to the 2010 Town and County Taxes.

MEDINA SANDSTONE HOUSES

Resident Mr Joe Martillotta offered to attend the event in Medina regarding Sandstone Houses.

MEETING ADJOURNED

Moved by Trustee Banker and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 8:24 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock

Clerk-Treasurer