

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 11, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

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

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing to consider applying for a 2011 Community Development Block Grant (CDBG) to implement a Village wide housing rehabilitation program to serve low and moderate income homeowners. The public is invited to attend this public hearing and to offer comments on the Village's proposals or to suggest other activities for the Village to consider.

PUBLIC HEARING CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan that in as much as everyone who wished to speak regarding the community needs and priorities, the Public Hearing is hereby closed at 7:06 PM.

CARRIED

5 Ayes

0 Nays

CDBG RESOLUTION

The following resolution was proposed by Trustee Miller who moved its adoption and seconded by Trustee Riley:

RESOLVED, that the Mayor of the Village of Albion, Orleans County, New York, is hereby authorized as the official representative of the Village of Albion to execute and submit a Community Development Block Grant application to the administrative agency for the Fiscal Year 2011 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

CARRIED

5 Ayes

0 Nays

RESIDENT

The First Presbyterian Church requested a meeting to discuss purchasing the Village owned land on Main Street. The Board of Trustees is willing to talk to the church members about the request. Mr Vinnie Navarra spoke against selling the land.

RESIDENT

Residents Mr and Mrs Mark Parker addressed the Board of Trustees about a complaint they filed against Code Enforcement Officer, Ron Vendetti.

RESIDENT

Correspondence received from Christ Episcopal Church requesting to salvage the glass blocks from the property the Village of Albion owns at 19 North Main Street. Attorney Gavenda will respond to Christ Church regarding their request. Unfortunately, removal of the windows would be hard to do and time consuming.

RESIDENT

Correspondence received from Ms Laurie Gregori informing the Board of Trustees that her residence isn't hooked up to the Village sanitary sewer system, therefore she is requesting reimbursement for the sewer bills she has paid since 2009.

Moved by Trustee Sheehan and seconded by Trustee Miller approving Ms Laurie Gregori's request to be reimbursed for her sewer bill, but only from the date Superintendent of Pollution Control Facility Aric Albright inspected her home going forward.

CARRIED

5 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Banker and seconded by Trustee Sheehan accepting the Treasurer's Report for April 2011.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of April 27, 2011 and May 4, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILLS

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

Meadowbrook Road Reconstruction	09-952-13	\$ 200.00
Water System Capital Improvement Plan	09-943-13	\$1,247.50
2007 Sanitary Sewer Improvements	06-765-42	\$ 360.00
JMIPCF Capital Improvement Plan	09-924-8	\$8,216.00
JMIPCF Capital Improvement Plan	09-924P&S2	\$ 25.00
Green Project Initiative	10-976-14	\$ 962.00
Planning Board Services	98-330-21	\$ 32.50
General Engineering Services	94-193158	\$ credit
(for base map of parking lot on N Main St was \$130.00)		
N Main St Façade	08-888-8	\$ 780.00
(original inv 7/31/10 was put on hold)		

CARRIED

5 Ayes

0 Nays

Trustee Miller abstained from approving payment for invoice 10-976-14 in the amount of \$962.00.

CHATFIELD PROPOSAL

Moved by Trustee Miller and seconded by Trustee Sheehan approving the engineering service proposal as submitted by Chatfield Engineers for the East State Street Storm and Road Reconstruction project in the amount of \$4,948.00.

CARRIED

5 Ayes

0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO HODGSON RUSS ATTY

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Hodgson Russ Attorneys for the following invoice:

Invoice 723919 \$1,079.60

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OSBORN, REED & BURKE

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Osborn, Reed & Burke in the amount of \$1,402.50 for services rendered.

CARRIED

4 Ayes 0 Nays

Trustee Miller

Trustee Banker 1 Abstained

Trustee Sheehan Trustee Riley

Mayor Theodorakos

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the following Cemetery Deeds:

Donald E & Beverly A Bates	S.G. 934 and 935 Greenbank Avenue
Tod Clements	Lot 48 Persimmon Path SE#1
Roger J Gibson	S.G. 330/331 Zephyr Avenue
John McNall	Lot 573 Heath Path E#2
Stephen Ugorek	S.G. 250/251 East Greenbank Avenue

CARRIED

5 Ayes 0 Nays

APPLICATIONS ACCEPTED

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

<u>Seasonal</u>	<u>Parks/Recreation</u>	
Robert C Snell	Tiffany E Curtiss	James Dragon
	Carrie Ebbs	Caitlin L Francis
	Trevor Hadick	Katherine Henshaw
	Tricia Holtfoth	Kevin B Howard
	Lyndsay Moore	Rebekkah Piedmont
	Malia L Rogers	Josue' Serafin
	Shelby Smith	

LIQUOR LICENSE

The Village of Albion received notification from Roumanos Village House Restaurant Inc with their intent to renew their liquor license at 16 East Avenue.

YEAR END MEETING SCHEDULED

Moved by Trustee Banker and seconded by Trustee Riley to hold the year end meeting to pay last minute bills for the fiscal year June 1, 2010 to May 31, 2011 at the Workshop Meeting on May 25, 2011.

CARRIED

5 Ayes 0 Nays

ASSEMBLY LEASE

Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Attorney Gavenda to write a letter to The Assembly State of New York requesting a 2.8% rent increase for June 2011 and 2.8% increase for June 2012. The State of New York submitted a lease agreement with no increase. The current rent is \$1,200.00 per month for the space they lease at 121 North Main Street.

CARRIED

4 Ayes	0 Nays
Trustee Riley	
Trustee Sheehan	1 Abstained
Trustee Miller	Trustee Banker
Mayor Theodorakos	

IDA LEASE

Moved by Trustee Sheehan and seconded by Trustee Banker approving the 5 – 1 year options in the Orleans County Industrial Development Agency lease agreement for 121 North Main Street at a 2.8% increase.

CARRIED

5 Ayes	0 Nays
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APPROVED PAYMENT OF BILLS

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

General Fund	voucher #9246	\$71,411.49
Water Fund	to #9460	\$13,951.24
Sewer Fund		\$15,503.98

CARRIED

5 Ayes	0 Nays
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APPROVED PAYMENT TO DONEGAN

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

Sewer Lines	\$5,263.86
McKinstry Street	\$ 96.00
JMIPCF	\$ 224.00

CARRIED

5 Ayes	0 Nays
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CLARENDON ST BRIDGE

The Board of Trustees received approval from New York State Department of Transportation extending the local/miscellaneous contract for the Clarendon Street Bridge Project to July 31, 2016.

CEMETERY LEASE APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the Cemetery tenant lease agreement.

CARRIED

5 Ayes	0 Nays
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RESIDENT

Ms Cindy Lou Lee addressed the Board of Trustees about her concerns at the Water Treatment Plant. Discussed: how it's a business decision to go to two shifts, overtime issue needs to be worked through the union and there's no intention of closing the plant.

EMPLOYEE

Mr Bill Logan thanked the Board of Trustees for allowing the Village employees to donate sick time during his illness.

FIREWORKS

Recreation Director John Grillo and Mr Bernie Baldwin addressed the Board of Trustees about the Fireworks. They are looking at holding the event at the Elks Club (better parking, safer lighting, huge pavilion, four directions to exit from).

Moved by Trustee Riley and seconded by Trustee Banker to support the Fireworks with the condition it will be of no cost to the Village. The Board of Trustees also approved the Clerk-Treasurer to set up a separate account to put the donations in. Attorney Gavenda will look into how the insurance will be handled.

CARRIED

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

CROWNE CASTLE AGREEMENT APPROVED

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the Crowne Castle Agreement extending the term for 15 years, agreement will now expire in 2036.

CARRIED

5 Ayes	0 Nays
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CONSOLIDATION STUDY

Mr Thomas Low provided the Board of Trustees with a summary and recommendation for the Town of Albion and Village of Albion to consolidate some or all of the sewer, water and/or highway operations. Mayor Theodorakos, Trustee Miller and Superintendent of Public Works Dale Brooks will meet to discuss the recommendation. The Village needs to do homework, get questions together first and then have a meeting with the Town of Albion.

COVA REQUEST

Moved by Trustee Banker and seconded by Trustee Miller approving COVA to use the picnic tables from Bullard Park for their event June 3, 2011 at their base.

CARRIED

4 Ayes	0 Nay
Trustee Banker	
Trustee Miller	1 Abstained
Trustee Riley	Trustee Sheehan
Mayor Theodorakos	

RESIDENT

Resident, Mr Larry Harvey addressed the Board of Trustees about the McCarthy house across the street from him on Meadowbrook Drive. He also inquired as to who paid for the fence at 106 South Clinton Street. The Board of Trustees assured him that everything is being done that can be at this point.

TONAWANDA KENNEL CLUB AGREEMENT

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the agreement as provided by Attorney Gavenda with the Tonawanda Valley Kennel Club to use Bullard Park for their annual dog show.

CARRIED

5 Ayes	0 Nays
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EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session for personnel issues at 8:47 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session 9:32 PM.

CARRIED

5 Ayes

0 Nay

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:32 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock
Clerk-Treasurer