

A Special Meeting of the Board of Trustees of the Village of Albion was held Wednesday, August 7, 2014 at 5:00 PM, at 35 East Bank Street, Albion, New York to continue the Special Meeting from Tuesday, August 6, 2014 for personnel issues.

Present were Mayor Dean A London, Trustees Stanley Farone, Gary Katsanis and Attorney John C Gavenda. Also present was Police Chief Roland Nenni.

Trustee Eileen S Banker and Pete Sidari were absent.

Mayor London opened the meeting with the pledge of allegiance at 5:02 PM.

**EXECUTIVE SESSION**

Moved by Trustee Katsanis and seconded by Trustee Farone to adjourn to executive session to discuss personnel matters at 5:03 PM.

CARRIED

3 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED**

Moved by Trustee Katsanis and seconded by Trustee Farone to come out of executive session at 5:10 PM.

CARRIED

3 Ayes

0 Nays

**ADOPTED RESOLUTION 2014-26 TO TERMINATE**

The following resolution 2014-26 was proposed by Trustee Katsanis who moved its adoption and seconded by Trustee Farone:

WHEREAS, the VILLAGE OF ALBION did hire KIMBERLY KENNEDY on as clerk for the Department of Public Works/Highway Department and the Albion Police Department; and

WHEREAS, a disciplinary charge dated on or about April 28, 2014, was brought against KIMBERLY KENNEDY pursuant to Section 75 of the Civil Service Law, and

WHEREAS, on or about the 2nd day of May, 2014, MR. JEFFREY MARTIN, ESQ., was appointed to be the Hearing Officer in relation to the charge against MS. KENNEDY wherein MR. MARTIN'S duty was to issue a report and recommendations to the Village Board following the hearing; and

WHEREAS, a hearing was held by MR. MARTIN on the 4th day of June, 2014 regarding the aforementioned charges; and

WHEREAS, MR. MARTIN, in a Report and Recommendation dated July 29, 2014 did find that KIMBERLY KENNEDY knowingly and intentionally falsified her application for employment with the Village of Albion; and

WHEREAS, MAYOR DEAN LONDON, TRUSTEE GARY L. KATSANIS and TRUSTEE STANLEY FARONE herein after known as "VILLAGE OF ALBION BOARD OF TRUSTEES" did review the record of the proceeding and exhibits submitted by the parties at the hearing and the Hearing Officer's Findings and Penalty Recommendation; and

WHEREAS, MR. MARTIN recommended that KIMBERLY KENNEDY'S employment with the Village of Albion as a full-time clerk, working part-time for the Police Department and part-time for the Department of Public Works/Highway Department be terminated.

NOW, THEREFORE BE IT RESOLVED, that upon review of the Hearing Officer's Findings and Penalty Recommendation, the transcript of the proceedings and the exhibits submitted by the parties at the time of the hearing the Village of Albion Board of Trustees does accept and adopt the Findings and Recommendation in their entirety of the Hearing Officer, MR. JEFFREY MARTIN; and be it further

RESOLVED, that the Village of Albion Board of Trustees finds KIMBERLY KENNEDY guilty of the disciplinary charge based on the analysis and recommendation of the Hearing Officer; and be it further

RESOLVED, that the Village of Albion Board of Trustees hereby terminates the employment of KIMBERLY KENNEDY in accordance with the Findings and Recommendation of the Hearing Officer effective August 7, 2014.

CARRIED

3 Ayes

0 Nays

**APPROVED TO REQUEST LIST**

Moved by Trustee Farone and seconded by Trustee Katsanis authorizing Mayor London to request the Orleans County Certification of Eligible List for Clerk.

CARRIED

3 Ayes

0 Nays

**MEETING ADJOURNED**

Moved by Trustee Farone and seconded by Trustee Katsanis that there being no further business, meeting is hereby adjourned at 5:14 PM.

CARRIED

3 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock,  
Clerk-Treasurer