

A Special Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 12, 2010 at 6:00 PM, before their Regular Meeting 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 Gavenda.

Also in attendance were Officer Jeffrey Gifaldi, Sergeant Mark Luft, Sergeant Timothy Boyer and Sergeant Joseph Fuller representing the APD Union.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:05 PM.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session for collective bargaining negotiations at 6:06 PM.

CARRIED

5 Ayes

0 Nays

Mayor Theodorakos took minutes up to this point.

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session at 7:01PM.

CARRIED

5 Ayes

0 Nays

PUBLIC HEARING

Tabled setting a Public Hearing date regarding NYS Regulation 1203. Attorney Gavenda would like more time to review.

DEPARTMENT HEAD

Moved by Trustee Miller and seconded by Trustee Sheehan approving Superintendent of Public Works, Dale Brook's recommendation to declare the Kubota zero turn mower and the two (2) walk behind push mowers as surplus property.

CARRIED

5 Ayes

0 Nays

RESIDENT

Mr Walter VanAst addressed the Board of Trustees about his property at 19 North Main Street.

Moved by Trustee Miller and seconded by Trustee Riley approving Attorney Gavenda to draw up a proposed purchase offer of \$12,500.00 for 19 North Main Street. Mr VanAst will be responsible to pay any outstanding taxes against the property.

CARRIED

5 Ayes

0 Nays

RESIDENT

Mr Tim Lindsay asked the Board of Trustees if St Joe's Park could be opened at 9:00 AM on the days he will be using the park. The park currently opens at 10:00AM. He has talked with Chief London who said his department could do that, if the Board of Trustees approved it. The Board of Trustees will leave it up to the Chief's discretion. Mr Tim Lindsay to contact Chief London to open St Joe's Park early on the days he will be using the park.

APPROVE MINUTES

Moved by Trustee Riley and seconded by Trustee Sheehan that in as much as each member received copies of the April 27, 2010, April 28, 2010 and May 5, 2010 minutes and there being no corrections or omissions minutes are hereby approved as written.

CARRIED

5 Ayes 0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Miller accepting the Treasurer's Report for the month of April 2010.

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT OF BILLS

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

General Fund	voucher #5996	\$50,199.28
Water Fund	to #6210	\$31,242.72
Sewer Fund		\$10,707.11

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OF CHATFIELD BILLS

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

General Engineering Services	94-193-157	\$ N/C
Meadowbrook Road Reconstruction	09-952-5	\$ 350.00
McKinstry St Storm/Road Reconstruction	09-944P & S3	\$ 158.00
McKinstry St Storm/Road Reconstruction	09-944-8	\$ 936.00
Water System Capital Improvement Plan	09-943-8	\$ 1,247.50
Meadowbrook Dr Water Main Replacement	09-951-7	\$ 1,500.00
2007 Sanitary Sewer Improvements	06-765-32	\$ 6,397.60
Green Project Initiative	10-976-2	\$ 3,302.00

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT TO MCGILL

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Timothy R McGill for legal services rendered for Short-Term CWSRF ARRA Financing in the amount of \$1,101.57.

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT TO STUART BROWN

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Stuart I Brown Associates for preparation of the 2010 CDBG Application in the amount of \$3,000.00.

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT TO SERGI

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign payrolls and the payment of Pay Estimate #11 of \$117,472.63 to Sergi Construction. The project is 59% completed as of April 30, 2010.

CARRIED

5 Ayes 0 Nays

APPROVE CEMETERY DEEDS:

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

Gerald T Marshall	S.G. 496/497 Zephyr Avenue
Thomas McNall Jr	573 Heath Path E #3
Bruce D Taylor	S.G. 16 Deerfield Avenue

CARRIED

5 Ayes 0 Nays

APPROVE CEMETERY LEASE:

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the renewal lease with Ms Deborah Hennekey. Her monthly rent amount will be \$600.00 for the period of June 1, 2010 to November 30, 2010.

CARRIED

5 Ayes 0 Nays

ACCEPT APPLICATIONS

The following applications were received, accepted and will be placed on file for future reference:

<u>Anything/Summer Help</u>		
Calabrese, Thomas J	Carter, Maida	Davis, Brent R
Dumrese, Zachary J	Fenner, Sanford J	Francis, Matthew J
Hatfield, Mark T	Holler, Nicholas C	Jones, El-Rick
Naples, Anthony	Preedom, Joshua Lee	Rodgers Jr, Charles W
Ruger, Darian R	Strapp, Scott A	Williams, Larry A

<u>Cemetery</u>	
Montague, Aaron V	Poprawski, Daniel J

<u>Park Supervisors</u>		
Allamon, Lucas	Atwell, Rebecca	Ausman, Tyler
Ballard, Lauren M	Bierdeman, Elizabeth-Arts/Crafts	
Bierdeman, Joram	Carter, Maida	Cole, Virginia
DeSmit, Dylan	Ebbs, Carrie-Arts/Crafts	Francis, Caitlin
Francis, Matthew	Fromm, Melissa	Hess, Alexa D
Miller, Samantha	Moore, Lindsay	Ostrawski, Alexandra
Whittier, Taylor		

NEW FIRE DEPT MEMBERS

Moved by Trustee Sheehan and seconded by Trustee Banker approving the following as new members into the Fire Department:

Aaron Batt	Michael A Furness	Matthew Gruenewald
Ashton Mohney	Robert Snell	Jared Thomson

CARRIED

5 Ayes 0 Nays

CORRESPONDENCE

Correspondence received from Stuart I Brown Associates regarding the "Assistance to Firefighters Grants". Trustee Banker will contact the Fire Chief to see if they would be interested in applying for the grant.

CORRESPONDENCE

Correspondence received from the Office of Community Renewal regarding the NYS CDBG Project for 2005, the Roof and Brick Program. The Office of Community Renewal has confirmed that the Village of Albion is cleared to close out the grant.

SET YEAR END MEETING DATE

Moved by Trustee Miller and seconded by Trustee Riley to hold the Village of Albion's year end meeting date on May 26, 2010, the same day as the monthly Workshop Meeting.

CARRIED

5 Ayes

0 Nays

APPROVE MVP CONTRACT

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the agreement with MVP Health Insurance for the period of January 1, 2010 through December 31, 2010.

CARRIED

5 Ayes

0 Nays

LIQUOR LICENSE RENEWAL

Correspondence received from Roumanos Village House Restaurant with their intent to renew their liquor license.

BORROW-A-BIKE PROGRAM

Moved by Trustee Banker and seconded by Trustee Miller approving the Adopt-A-Bike program to resume. The volunteers will be putting the bikes in place around May 15, 2010.

CARRIED

5 Ayes

0 Nays

HISTORIC BOARD APPOINTMENT

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos appointment of Jordan Bonafede to the Historic Preservation Commission for a term of four years. Mr Bonafede will fill the slot from when Mr Jennings term ended and he didn't want to be re-appointed.

CARRIED

4 Ayes

0 Nays

Trustee Banker

Trustee Sheehan

1 Abstained

Trustee Riley

Trustee Miller

Mayor Theodorakos

Code Enforcement Officer, Ron Vendetti stated that Linda Smith is interested in being place on the Historic Board. Mr Vendetti will contact Ms Smith to inform her to submit a letter of interest to Mayor Theodorakos. There is a second vacancy that needs to be filled.

CORRESPONDENCE

Correspondence received from NYSDEC regarding the inspection of the Pollution Control Facility that was performed on March 18, 2010. The report states that overall, it is a well operated and maintained facility.

CEMTERY INFORMATION

The Board of Trustees tabled discussion on the information Cemetery Supervisor, Jason Zicari submitted regarding fees, rules and regulations for the columbarium until the May 26, 2010 Workshop Meeting.

APPROVE PAYMENT TO BERNARD P DONEGAN

Moved by Trustee Riley and seconded by Trustee Miller approving payment to Bernard P Donegan Inc in the amount of \$2,832.26 for Financial Management Services for the Sanitary Sewer Project, McKinstry Street Project and Meadowbrook Drive Project.

CARRIED

5 Ayes

0 Nays

Correspondence received from Bernard P Donegan with results of the May 11, 2010 Note Sale for the 2010 Bond Anticipation Note of \$1,116,246. First Niagara Bank was low bidder at 1.35%.

SET SPECIAL MEETING DATE

Moved by Trustee Banker and seconded by Trustee Sheehan to hold a Special Meeting on May 24, 2010 at 6:30 PM to meet with non-union employees regarding their agreement which expired on May 31, 2009.

CARRIED

5 Ayes

0 Nays

FIRE DEPARTMENT STUDY

The Board of Trustees received the Fire Department Study that Emergency Services Consulting International (ESCI) completed. The consultant will be at the May 26, 2010 meeting to review study with the Board of Trustees.

CORRESPONDENCE

Griffith Energy sent the Village of Albion a letter regarding using them as a natural gas supplier. The Village currently uses Chautauqua Energy Management's company to get bids for gas and electric. Village Clerk-Treasurer will give Griffith Energy their contact information.

RESIDENT REQUEST

The Board of Trustees decided not to make a motion to give Mr Martillotta a break on the water tap fee of \$250.00. Code Enforcement Officer, Ron Vendetti will contact Mr Martillotta and tell him about a tax exempt program that is in place through the Orleans County Real Property Office.

E-MAIL POLICY

Attorney Gavenda will review the e-mail policy he put together with the computer use agreement that is already in place and have it ready for the May 26, 2010 Workshop Meeting for the Board of Trustees to review.

2007 CANAL GRANT

Mayor Theodorakos and Paul Chatfield had a meeting with Department of Transportation regarding the 2007 Canal Grant to confirm that the grant money is still available. Mr Chatfield will be checking into what the next step should be.

CLARENDON BRIDGE

Moved by Trustee Riley and seconded by Trustee Sheehan to meet on June 23, 2010 at 6:00 PM to discuss the Clarendon Street Bridge Project.

CARRIED

5 Ayes

0 Nays

LIBRARY SITE PLAN REVIEW

The Code Enforcement Officer, Ron Vendetti informed the Board of Trustees that the site plan for the new Swan Library was delivered Wednesday to the Village. Costich Engineer will be reviewing the plans and Swan Library will be responsible for the fee that Costich Engineers will be charging to review the documents.

APPROVAL TO APPLY FOR GRANT

Moved by Trustee Miller and seconded by Trustee Riley approving the Police Department to apply for the NYS Child Passenger Safety Program Grant in the amount of \$8,500.00.

CARRIED

5 Ayes

0 Nays

APPROVE USE OF PICNIC TABLES

The Board of Trustees doesn't mind COVA using the picnic tables for their open house; pending nobody has booked the pavilions for that day. Trustee Sheehan will get the date of their event. Superintendent of Public Works, Dale Brooks will take the tables and pick them up for their use.

MEETING CLOSED

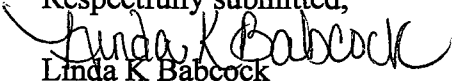
Moved by Trustee Riley and second by Trustee Banker that there being no further business, meeting is hereby adjourned at 8:14 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock
Clerk-Treasurer