

A Special Meeting of the Board of Trustees of the Village of Albion was held Thursday, November 4, 2010 at 6:30 PM for Village business and salary review, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:30 PM.

**CROWNE CASTLE AGREEMENT**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the agreement with Crowne Castle adding an additional 15 years to the current agreement and adding a clause that the Village of Albion can terminate the agreement at anytime.

**CARRIED**

3 Ayes

0 Nays

Trustee Miller entered meeting at 6:34 PM.

**APPROVE MINUTES**

Moved by Trustee Banker and seconded by Trustee Sheehan that in as much as each member received copies of the October 5, 2010 and October 13, 2010 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**APPROVE PROPOSAL FROM BPD, INC**

The following resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Banker regarding the proposal from Bernard P Donegan for financial consulting services for the Joint Municipal Industrial Pollution Control Facility Project:

**BE IT RESOLVED BY THIS BOARD OF TRUSTEES AS FOLLOWS:**

1. The firm of Bernard P Donegan, Inc is hereby designated financial consultant to the Village of Albion.
2. Said firm shall be compensated for its services to be rendered in connection with the proposed approximate \$5,200,000 Capital Project in accordance with its proposal letter dated September 24, 2010.
3. The Mayor is hereby authorized to execute and deliver said proposal letter.
4. This resolution shall take effect immediately. The motion having been duly offered and seconded, the following votes were cast:

**CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT TO BERNARD DONEGAN**

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Bernard P Donegan, Inc for financial consulting services for the following:

Joint Municipal Industrial Pollution Control Facility \$674.08  
Sanitary Sewer Lines projects in the amount of \$480.72

**CARRIED**

4 Ayes

0 Nays

**TABLED CHANGE ORDER #6**

The Board of Trustees tabled approving Mayor Theodorakos to sign Change Order #6 for Chatfield Engineers in the amount of \$19,640.00 for the Sanitary Sewer Project. The Board of Trustees would like to discuss further the additional work that could be done.

**BEECHWOOD APARTMENTS APPROVAL**

Moved by Trustee Sheehan and seconded by Trustee Miller approving Clerk-Treasurer, Linda Babcock to sign the "Supervising Agency Consent" document for Beechwood Apartments. Pathstone Corporation plans on renovating the housing complex and needs the Village of Albion to submit the document before they can submit their documents to receive tax benefits, including an exemption from mortgage tax.

**CARRIED**

4 Ayes

0 Nays

**ACCEPT HPC MEMBER RESIGNATION**

Mayor Theodorakos regrettfully accepted, Mr Lou Becker's resignation from the Historic Preservation Commission and seconded by Trustee Miller.

**CARRIED**

4 Ayes

0 Nays

**CORRESPONDENCE**

Correspondence received from Genesee/Finger Lakes Regional Planning Council regarding a workshop on December 3, 2010.

**CORRESPONDENCE**

Correspondence received from Genesee-Orleans Regional Arts Council asking for \$500 in support of their programs and services in our municipality. It was determined that the Village of Albion supports their programs but shouldn't donate any funds.

**APPROVE PAYMENT TO SERGI**

Moved by Trustee Sheehan and seconded by Trustee Banker approving Pay Estimate #17 in the amount of \$177,915.32 to Sergi Construction. Project is 84% completed as of October 22, 2010.

**CARRIED**

4 Ayes

0 Nays

**CORRESPONDENCE**

Chatfield Engineers provided a copy of the correspondence he sent to Sergi Construction, dated October 29, 2010, regarding Change Order #2 for the Sanitary Sewer Project.

**SANITARY SEWER UNDER RUN FUNDS**

Moved by Trustee Miller and seconded by Trustee Banker to not use the approximately \$174,118 of under run money for the Sanitary Sewer Project as proposed by Chatfield Engineers. There was a discussion of possibility the Public Works Department might be able to do the work over a period of time.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT**

Tabled request from resident Tabbetha Pearce for the Village of Albion to reimburse her for a flat tire she alleges was due to the construction. The Clerk-Treasurer will send her a letter requesting her to contact the Superintendent of Public Works, Dale Brooks to provide him with more information.

Trustee Riley entered meeting at 7:02 PM.

**HEALTH INSURANCE**

Discussion on Health Insurance coverage. Trustee Riley, Trustee Sheehan, a representative from the Albion Police Department, AFSCME Union and the non-union employees will meet with Mr Don Bardeen and Mr Don Jablonski to discuss the options for Health Insurance coverage on Monday, November 8, 2010 at 5:00 PM. The Village of Albion has until February 1, 2011, the date the policy will be cancelled by MVP, to decide what plan they will be changing to.

**SALARY REVIEW**

Code Enforcement Officer, Ron Vendetti who is the representative for the non-union employees, was present to answer any questions the Board of Trustees had concerning the salary review committee's recommendations. He questioned what the status was. It was noted that the Board of Trustees is working on it and will schedule individual meetings with each employee that is affected. There was a discussion on why the Board of Trustees wouldn't meet with everyone together instead of individually.

**EXECUTIVE SESSION**

Moved by Trustee Banker and seconded by Trustee Sheehan to adjourn to executive session for ongoing litigations and personnel issues at 7:42 PM.

**CARRIED**

5 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED**

Moved by Trustee Sheehan and seconded by Trustee Riley to come out of executive session at 10:05 PM.

**CARRIED**

5 Ayes

0 Nays

**SPECIAL START TIME**

Moved by Trustee Sheehan and seconded by Trustee Banker approving to start the Regular Meeting at 6:00 PM instead of 7:00 PM on Wednesday, November 10, 2010.

**CARRIED**

5 Ayes

0 Nays

**DEPARTMENT HEAD TO ATTEND WORKSHOP MEETING**

Moved by Trustee Sheehan and seconded by Trustee Riley to reinstate Department Head attendance and department updates at the monthly workshop meetings.

**CARRIED**

5 Ayes

0 Nays

**SPECIAL MEETING SCHEDULED**

Moved by Trustee Riley and seconded by Trustee Banker approving to schedule a Special Meeting on Thursday, November 18, 2010 at 6:30 PM for job review discussion.

**CARRIED**

5 Ayes

0 Nays

**MEETING ADJOURNED**

Moved by Trustee Miller and second by Trustee Banker that there being no further business, meeting is hereby adjourned 10:12 PM.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock  
Clerk-Treasurer