

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, March 28, 2012 at 7:00 PM, at 35 East Bank Street, Albion, New York.

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

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

PUBLIC HEARING

Mayor Theodorakos opened the recessed Public Hearing from March 14, 2012 at 7:00 PM to consider adopting a Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c.

Topics discussed were:

The formula used to reach the tax cap limit, how passing the Local Law doesn't mean you must exceed the 2% tax cap limit and that it could be used in case the formula was calculated wrong

PUBLIC HEARING CLOSED

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as everyone who wished to speak to consider adopting a Local Law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c were heard, the Public Hearing is hereby closed 7:12 PM.

CARRIED

4 Ayes

0 Nays

LOCAL LAW ADOPTED

The following Local Law was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Banker:

A local law authorizing a property tax levy in excess of the limit established in General Municipal Law §3-c

Section 1. Legislative Intent

It is the intent of this local law to allow the Village of Albion to adopt a budget for the fiscal year commencing June 1, 2012 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law § 3-c.

Section 2. Authority

This local law is adopted pursuant to subdivision 5 of General Municipal Law §3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override

The Village Board of Trustees of the Village of Albion, County of Orleans, is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2012 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law §3-c.

Section 4. Severability

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

CARRIED

3 Ayes
Trustee Sheehan
Trustee Banker
Mayor Theodorakos

1 Nay
Trustee Miller

DEPARTMENT HEAD

Attorney Gavenda has reviewed the proposed Orleans County Municipal Agreement/Memorandum of Understanding Police Swat Team and Police Services Cooperation as presented by Chief Nenni. The Attorney would like the Village's insurance carrier to review the document. Chief Nenni explained that the other parties involved in the contract need to review it and he will let the Board of Trustees know of any changes they suggest.

LIEUTENANTS POSITION

Moved by Trustee Sheehan and seconded by Trustee Miller approving to repost for the Police Lieutenant's position at a starting salary of \$63,000. After the probationary period the salary would increase to \$64,000.

CARRIED

3 Ayes
Trustee Sheehan
Trustee Miller
Mayor Theodorakos

1 Nay
Trustee Banker

APPROVE POLICE VEHICLE

Moved by Trustee Miller and seconded by Trustee Sheehan approving Police Chief Roland Nenni to submit a letter of intent to purchase a 2012 Tahoe in the fiscal year June 1, 2012 to May 31, 2013. The Tahoe will not have to be replaced for three years, unlike the Chargers that get replaced every two years.

CARRIED

4 Ayes
0 Nays

APPROVED PAYMENT TO CHATFIELD

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to Chatfield Engineers for the following invoice:

Washington Street Drainage Study	11-1024-1	\$1,760.00
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CARRIED

4 Ayes
0 Nays

RESIDENT

Moved by Trustee Sheehan and seconded by Trustee Miller denying resident Ms Steffani Conrad's request for a break on her water/sewer bill for the period of 10/1/11 to 1/2/12. The meter was tested by the Water Maintenance employee and passed all three times. Ms Conrad will have until May 31, 2012 to pay the bill without penalties.

CARRIED

4 Ayes
0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as each member received copies of the minutes of March 14, 2012 and March 21, 2012 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

4 Ayes
0 Nays

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Department of Public Works Dale Brooks, Police Chief Roland Nenni, Animal Control Officer Harry Papponetti, Code Enforcement Officer Ron Vendetti, Cemetery Supervisor Jason Zicari, Water Treatment Plant Superintendent Kevin Miller, Pollution Control Plant Superintendent Aric Albright and Village Clerk Linda Babcock.

CORRES

The Board of Trustees received a correspondence from Stuart I Brown Associates regarding anticipated funding for CDBG and NY Main Street grants. The Board of Trustees would like to continue with the DEC consent order and will ask Chatfield Engineers what the next section of sanitary sewer that needs replacing would be.

ATTORNEY TO WRITE LETTER

Moved by Trustee Sheehan and seconded by Trustee Miller authorizing Attorney Gavenda to send a letter to SYSTMS regarding the contract they have with the Village of Albion. The Village Office has intentions of cancelling the agreement due to the fact that they are unable to fix the problems they have been experiencing with their computers.

CARRIED

4 Ayes

0 Nays

APPLICATIONS ACCEPTED

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

	Seasonal Help/Labor		
Ambrose, Corey J	Deibel, Shawn M	Erdle, Devin E	Flick, Robert
Herdendorf, James L	Hinkley, John L	James, Jessica A	Kistner, James T
Mooney, Jeremy A	Mountain, Daniel W	Sadow, Roger P	Scally, Anthony
Utter, Thomas W	Woodrich Jr, Leo R		

PUBLIC HEARING SCHEDULED

Moved by Trustee Sheehan and seconded by Trustee Miller to hold a Public Hearing on Wednesday, April 25, 2012 at 7:00 PM to consider changes in the amounts to use for written/fax quotations; written request for proposals in Chapter 66, Procurement Policy.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Sheehan to adjourn to executive session for litigation matters at 8:27 PM.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session at 8:48 PM.

CARRIED

4 Ayes

0 Nays

MEETING ADJOURNED

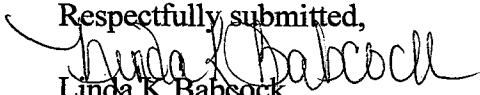
Moved by Trustee Banker and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 8:48 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,


Linda K Babcock
Clerk-Treasurer