

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, June 8, 2011 at 5:30 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.

Also in attendance were Mr Charles Bastian from Bernard P Donegan's office, Mr Paul Chatfield/Mr JP Schepp from Chatfield Engineers and the Superintendent of the Pollution Control Facility Mr Aric Albright.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 5:30 PM.

JMIPCF PROJECT

Mr Charles Bastian, Mr Paul Chatfield, Mr JP Schepp and Mr Aric Albright were in attendance to discuss the Joint Municipal Industrial Pollution Control Plant's upcoming project. Mr Chatfield will send two scenarios for Environmental Facility Corporation to review. The Board of Trustees would like to obtain what the anticipated principle forgiveness from EFC for each option would be.

Option 1 would be the items that need to take place immediately (within the next 1-2 years), which include the Equalization Tank, Raw Sewage Pumps, Headwork's Improvements, Blowers, and miscellaneous building improvements.

Option 2 would include all of the items in Option 1 PLUS additional items that we deem as necessary (within the next 2-4 years).

APPROVE PAYMENT TO SERGI

Moved by Trustee Riley and seconded by Trustee Sheehan approving the payment of \$2,578.47 to Sergi Construction for Pay Estimate #21 for work performed for the Green Grant.

CARRIED

5 Ayes

0 Nays

APPROVED ENGINEERING AMENDMENT

Moved by Trustee Sheehan and seconded by Trustee Banker approving the Engineering Amendment in the amount of \$6,500.00 for the Green Project as submitted by Chatfield Engineers.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

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

Meadowbrook Road Reconstruction	09-952-14	\$ 150.00
McKinstry Street Storm Sewer	09-944-19	\$ 316.80
2007 Sanitary Sewer Improvements	06-765-43	\$ 300.00
JMIPCF Capital Improvement Plan	09-924-9	\$8,744.00
Green Project Initiative	10-976-15	\$1,121.25
Planning Board Services	98-330-22	\$ 97.50
General Engineering Services	94-193-164	\$ 150.00

CARRIED

5 Ayes

0 Nays

Trustee Miller abstained from paying the Green Project Initiative for \$1,121.25.

DISCUSSION ON WATER/SEWER RATES

There was a brief discussion on the water/sewer rates. The Clerk-Treasurer will get more concrete numbers. Mayor Theodorakos would like the committee to get together to discuss further.

APPROVED PAYMENT OF BILLS

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

General Fund	voucher #9629	\$91,424.44
Water Fund	to #9703	\$15,030.06
Sewer Fund		\$17,275.70

CARRIED

5 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Banker accepting the Treasurer's Report for May 2011.

CARRIED

5 Ayes

0 Nays

APPROVED SERGI PAYROLLS

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

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO BERNARD P DONEGAN INC

Moved by Trustee Riley and seconded by Trustee Miller approving payment to Bernard P Donegan Inc:

Sanitary Sewer Project	\$4,495.05
CDU	99.15
JMPCF Project	\$ 694.09

CARRIED

5 Ayes

0 Nays

CEMETERY DEED APPROVED

Moved by Trustee Banker and seconded by Trustee Miller approving Mayor Theodorakos to sign the following Cemetery Deed:

Elizabeth A Corgan	1900 Crescent Avenue SW1/4
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CARRIED

5 Ayes

0 Nays

APPLICATIONS ACCEPTED

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

	<u>Parks/Recreation</u>	
Kathleen Adduci	Kylie Armstrong	Mark Armstrong
Joshua Budde	Lynette De Palma	Dylan DeSmit
William R Francis Jr	Sierra Freas	Iaisha Harrison
Nathanial Lester	Ashley Pahura	Spencer Plummer
Rebecca Remus	Hannah Sugar	

Labor/MEO - Andrew C Michalak

APPROVED COMPUTER TECH

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the agreement with SYSTMS of NY Inc for computer support subject to Attorney Gavenda's approval. Attorney Gavenda stated the address needs to be corrected.

CARRIED

5 Ayes

0 Nays

ADOPT TOBACCO FREE PARK RESOLUTION

Moved by Trustee Miller and seconded by Trustee Banker adopting the following resolution for tobacco free park and playgrounds:

The Village of Albion agrees to the adoption of the following policy designating all parks, beaches and recreation spaces under its jurisdiction to be 100% tobacco-free.

WHEREAS, smoking is responsible for the premature deaths of over 430,000 Americans each year from lung cancer, heart disease, respiratory illness and other diseases; and

WHEREAS, secondhand smoke is responsible for over 50,000 deaths among nonsmokers each year; and

WHEREAS, tobacco kills more Americans each year than alcohol, cocaine, crack, heroin, homicide, suicide, accidents, fires, and AIDS combined; and

WHEREAS, 80% of smokers started smoking before the age of 18, and the average initiation age is 12 years old; and

WHEREAS, everyday an estimated 3,900 young people under the age of 18 try their first cigarette and one-third of these children will die prematurely from tobacco-related illnesses; and

WHEREAS, to help role model non-smoking behavior to children and youth; to provide children, youth and their families with a safe, smoke-free environment;

THEREFORE BE IT RESOLVED that the Village of Albion, State of New York, is committed to providing a high quality of living to all residents. And be it further resolved that the Village of Albion believes:

1. There is no safe level of exposure to secondhand smoke. It can cause asthma, respiratory infections, cancer and cardiovascular disease. Children should be able to play and exercise in the Village of Albion Parks without being exposed to harmful effects of secondhand smoke.
2. Tobacco product use in the proximity of children, youth and adults engaging in or watching recreational activities is unhealthy and detrimental to the health of both the participants and observers.
3. Tobacco products, once consumed in public spaces, are often discarded on the ground, thus posing a risk of ingestion to children and causing a litter problem.

AND BE IT FURTHER RESOLVED that all of the Village of Albion parks, beaches and recreation areas will adopt a 100% tobacco free policy.

Compliance

The enforcement of this policy is through voluntary compliance. Appropriate Village park land, park facilities and open space will have signage indicating that the designated areas are tobacco-free.

The Commissioner of Parks and Recreation will communicate with parks employees and officials, community organizers, leaders and coaches to discuss the policy and to distribute information.

The Village of Albion parks staff will be responsible for promoting awareness of this policy.

CARRIED

5 Ayes

0 Nays

RESIDENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving the request from resident Ms Joyce Bensley for a break on the sewer portion of her water/sewer bill and removal of the penalties. The balance of the bill will be due immediately.

CARRIED

5 Ayes

0 Nays

RECESS

Moved by Trustee Riley and seconded by Trustee Sheehan to recess for a five minute break at 6:54 PM.

CARRIED

5 Ayes

0 Nays

RESUME MEETING

Moved by Trustee Banker and seconded by Trustee Sheehan to resume the meeting at 7:01 PM.

CARRIED

5 Ayes

0 Nays

RESIDENT

Mr Mark Parker addressed the Board of Trustees about the complaints he filed regarding the Code Enforcement Officer. Attorney Gavenda provided Mr Parker with a letter dated June 6, 2011 addressing his complaints.

RESIDENT

Resident Ms Rhonda Parker addressed the Board of Trustees about the Code Enforcement Officer.

RESIDENT

Resident Mr Eric Hess addressed the Board of Trustees about sidewalks and Code Enforcement issues. Mayor Theodorakos informed Mr Hess that he should put his complaints in writing, at which time the Board of Trustees will address them.

RESIDENT

Tabled Ms Tammy Davey's request for a break on her catch up water/sewer bill for 115 Temperance Street. The AMR was not working properly over a two year period. The Board would like documentation on how the other residents with catch up bills were handled. Ms Davey also discussed the codes that require a building permit to install a blow up pool.

RESIDENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving the request from resident Ms Anita McCarthy for a break on the sewer portion of her water/sewer bill, per Dale's recommendation. The water from the leak went into the ground.

CARRIED

5 Ayes

0 Nays

DISSCUSSION ON RAILROAD STREET

There was a brief discussion on Railroad Street. The first step will be to dedicate the street. Attorney Gavenda will look into how to proceed and bring back to the Board of Trustees for further discussion.

APPROVED PAYMENT OSBORN, REED & BURKE

Moved by Trustee Riley and seconded by Trustee Banker approving payment to Osborn, Reed & Burke in the amount of \$198.00 for services rendered in May.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for personnel issues at 7:55 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Miller to come out of executive session 9:02 PM.

CARRIED

5 Ayes

0 Nays

AUTHORIZING LETTERS FOR POLICE CHIEF

The Board of Trustees received the Certification of Eligible's List for Police Chief. Letters will be sent asking the candidates to call to schedule interviews with the Board of Trustees if they are interested in the position.

CARRIED

5 Ayes

0 Nays

APPROVED ASBESOS SURVEY

Moved by Trustee Sheehan and seconded by Trustee Banker approving the Code Enforcement Officer to get an asbestos survey quote for 106 South Clinton Street. Cost not to exceed \$3,000.

CARRIED

5 Ayes

0 Nays

RECREATION PROGRAM

The Board of Trustees would like more information on the recreation programs new regulations that need to be adhered to and if the Village will be in compliance for the upcoming summer program.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:08 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock
Clerk-Treasurer