

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 14, 2014 at 7:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Dean A London, Trustees Eileen S Banker, Stanley Farone, Gary Katsanis and Attorney John C Gavenda.

Also in attendance was the Department of Public Works Superintendent Dale Brooks, Code Enforcement Officer Ron Vendetti, Superintendent of the Pollution Control Plant Aric Albright, and Recreation Director John Grillo. There were 29 residents and students present.

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

RESIDENTS

Ms Michele Tyler, 248 Ingersoll Street and Mr Mike Donahue, 252 Ingersoll Street addressed the Board of Trustees about the flooding problems at their homes. They believe that the drainage lines were capped off when the new infrastructure was installed a few years ago on their street. Mr Brooks will assess the problem and try to help find a solution.

TABLED GARDEN

The Board of Trustees tabled Ms Kim Remley's request for the First Presbyterian Church to use a portion of the grass area in the Village's lot next to their sanctuary for a garden, which will surround a Peace Pole they will be placing on their property. The Church is in the historic district, they will need to present their request for the sign to the Historic Preservation Commission first.

DEPARTMENT HEADS

The Board of Trustees tabled Recreation Director John Grillo's request to have the Village's liability insurance cover the adult volleyball league held at the Albion School. Mayor London wanted more time to review his request.

Trustee Pete Sidari entered meeting at 7:27 PM.

MEMORIAL PARADE

Moved by Trustee Banker and seconded by Trustee Katsanis to accept liability for the Memorial Day Parade. Code Enforcement Officer Ron Vendetti will contact them about the Special Events Permit application that needs to be filled out.

CARRIED

5 Ayes

0 Nays

APPROVED NATIONAL GRIDS TREE LIST

Moved by Trustee Katsanis and seconded by Trustee Banker approving the list of trees/branches that National Grid would like permission to remove. Trustee Katsanis and the Superintendent of Public Works Dale Brooks had reviewed the list.

CARRIED

5 Ayes

0 Nays

BRUSH GRINDINGS

The Superintendent of Public Works Dale Brooks gave the Board of Trustees an update on the Village's brush pile located on Densmore Street. Intergrow Greenhouses Inc will pay to grind the pile of brush and the Village would be responsible to haul the material to them.

SOLAR FEASIBILITY STUDY

The Superintendent of Public Works Dale Brooks will meet with Trustee Sidari and Trustee Katsanis to review the Solar Feasibility Study Proposal from Larsen Engineers.

TABLED MAJOR FELONY CRIME TASK FORCE AGREEMENT

The Board of Trustees is waiting for the revised Major Felony Crime Task Force Agreement from Orleans County so it can be approved for the Mayor to sign.

TABLED APPOINTMENT TO ZONING BOARD

The appointment to the Zoning Board for the five year term was tabled.

ACCEPT TREASURERS REPORT

Moved by Trustee Farone and seconded by Trustee Katsanis accepting the amended Treasurer's Report for April 2014, Mayor Dean London's name needs to be added and Dean Theodorakos name removed.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Farone and seconded by Trustee Banker that in as much as each member received copies of the minutes of April 21, 2014, April 22, 2014, April 23, 2014 and May 2, 2014 and there being one (1) error or omission, minutes are hereby approved as written with the following correction:

May 2, 2014 Under Trustees who were absent correct the spelling of Trustee Banker

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF VILLAGE BILLS

Moved by Trustee Farone and seconded by Trustee Sidari approving payment of the following Village bills:

General	Voucher #-18606	\$27,931.21
Water	to #18815	\$13,948.86
Sewer		\$20,855.52

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF CHATFIELD BILL

Moved by Trustee Farone and seconded by Trustee Sidari approving the following bill submitted by Chatfield Engineers to be paid:

JMPCF Capital Improvement Plan	09-924-44	\$2,935.36
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CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO TY-LIN

Moved by Trustee Farone and seconded by Trustee Sidari approving payment to Ty-Lin International for services rendered February 18, 2014 to March 28, 2014 in the amount of \$4,246.78.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO HODGSON RUSS

Moved by Trustee Katsanis and seconded by Trustee Farone approving payment to Hodgson Russ Attorneys for services rendered January 8, 2014 to March 26, 2014 in the amount of \$2,520.00.

CARRIED

5 Ayes

0 Nays

TABLED APPROVING PAYMENT TO HODGSON RUSS

The Board of Trustees tabled approving payment to Hodgson Russ Attorneys for services rendered regarding the LDC in the amount of \$455.50. Attorney Gavenda will discuss the invoice with Attorney Spitzer.

APPROVED PAYMENT TO OSBORN, REED & BURKE

Moved by Trustee Banker and seconded by Trustee Sidari approving payment to Osborn, Reed & Burke in the amount of \$3,975.42 for the period of February 1, 2014 to March 31, 2014.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO DONEGAN

Moved by Trustee Sidari and seconded by Trustee Farone approving payment to Bernard P Donegan for the following:

JMPCF	640.59
Clarendon Bridge	136.00
CDU (Continuing Disclosure Undertaking)	<u>170.00</u>
	946.59

CARRIED

5 Ayes

0 Nays

APPROVED NYS HOMES & COMMUNITY REPORT

Moved by Trustee Katsanis and seconded by Trustee Banker approving Mayor London to sign the "Utilization of Section 3 Residents and Businesses" report due to NYS Homes & Community Renewal regarding the JMPCF Project for the calendar year of 2012

CARRIED

5 Ayes

0 Nays

APPROVED BID FOR SANITARY SEWER

Moved by Trustee Sidari and seconded by Trustee Banker approving the bid from United Survey Inc for the rehabilitation of 325 feet of sanitary sewer and manhole along Crimson Drive in the amount of \$23,600.00. The invoice will be paid using the capital sewer reserves.

CARRIED

5 Ayes

0 Nays

APPROVED CEMETERY DEEDS

Moved by Trustee Sidari and seconded by Trustee Farone approving Mayor London to sign the following Cemetery Deeds:

Ms Salome L Riley	S.G. 380 and 381 Zephyr Avenue
Juliette C Rousset	#30 Evergreen Columbarium
Christina Speranza	S.G. 97 Deerfield Avenue

CARRIED

5 Ayes

0 Nays

ACCEPT APPLICATIONS

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

DPW Summer Help

Jennifer Knaak, Scott Knaak, Billy Ray, Jeffrey Rice and Cole Schmitt

SUPPORTED COUNTY RESOLUTION-VILLAGE # 2014-18

Moved by Trustee Farone and seconded by Trustee Banker supporting Orleans County Resolution 125-314, "Urging Structural Reform of the State Dedicated Highway and Bridge Trust Fund" (DHBTF), which states:

WHEREAS, local governments are responsible for an increasing proportion of the statewide highway and bridge system, including eighty-seven percent of the State's 110,000 miles of roadways and fifty percent of the State's 18,000 bridges; and

WHEREAS, a safe and efficient highway infrastructure is necessary for trade, economic development and revitalization, job creation and retention, schools, agriculture, businesses, health and hospital facilities, emergency responders, as well as the general traveling public; and

WHEREAS, The New York State Comptroller has for two years in a row issued reports calling for the reform and restructuring of the Dedicated Highway and Bridge Trust Fund as taxpayers have paid billions in taxes and fees into a fund that was created to keep our roads and bridges in good repair and more than three-quarters of this money is siphoned off to pay for borrowing and operating costs of state agencies, leaving fewer dollars for improving our infrastructure; and

WHEREAS the State's Dedicated Highway and Bridge Trust Fund was originally designed in 1991 as a pay-as-you-go financing method to support the state's transportation programs and purposes, using revenue from highway taxes, motor vehicle taxes and fees, petroleum business taxes and a number of smaller resources; and

WHEREAS, in an analysis of the State Budget, the State Comptroller reveals that less than 24 percent of the state's Dedicated Highway and Bridge Trust Fund (DHBTF)—originally established to fund transportation on a pay-as-you-go basis—is actually available for transportation capital this fiscal year. This is because total debt service on state bonding paid from the DHBTF is over 40 percent of all DHBTF disbursements; and

WHEREAS, State operations costs also consume an enormous share of the fund: nearly \$1.6 billion in the last fiscal year, including the costs of snow and ice removal by the Department of Transportation and day-to-day staff expenses at the Department of Motor Vehicles and other non-capital expenditures; and

WHEREAS, the structural deficit in the DHBTF will require a state general fund transfer reaching \$787.5 million in State Fiscal Year 2017-18, according to state budget documents; and

WHEREAS, legislation has been introduced in both houses of the Legislature seeks to reform the DHBTF by ensuring that money dedicated through the fund be used for highway and bridge construction and repairs and not diverted for non-capital uses; and a bill to enhance revenues to the DHBTF from heretofore un-committed state gasoline tax receipts is being considered by the Senate; and

WHEREAS, dedicated revenue enhancements must be considered to insure the long term financial stability of the DHBTF and to attain adequate levels of state support to local roads and bridges; now, therefore be it

RESOLVED, that the Village of Albion does hereby urge the Governor and the Legislature of the State of New York to develop a multi-year plan to return structural balance to the DHBTF in order to ensure its ability to meet the State's highway and bridge capital needs today and in the future by, among other actions, adopting the aforementioned legislative initiatives; and be it

FURTHER RESOLVED, that copies of this resolution shall be forwarded to Governor Andrew M. Cuomo, State Senator George Maziarz, Assembly Member Stephen Hawley, Assembly Member Jane Corwin, Orleans County, and all others deemed necessary and proper.

CARRIED

5 Ayes

0 Nays

MAIN STREET PARKING ASSESSMENT

The Board of Trustees received notification from the Orleans County Real Property Office stating the assessment on the Main Street Parking Lot will change from \$0 to \$28,500. They have combined three parcels that the Village owns into one. The assessments for the three separate parcels was \$33,000.

HOLLEY'S INTER MUNICIPAL RESOLUTION

The Board of Trustees received the following Resolution 2014-08 from the Village of Holley regarding an Inter-Municipal Agreement for the operation and maintenance of their Waste Water Treatment Plant:

RESOLUTION APPROVING INTER-MUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF HOLLEY AND VILLAGE OF ALBION FOR COOPERATIVE SERVICES INVOLVING THE OPERATION AND MAINTENANCE OF WASTEWATER TREATMENT

WHEREAS, it is the duty and responsibility of the Village of Holley Board of Trustees to ensure that wastewater is properly treated, and for the safe and effective operation the Village of Holley Wastewater Treatment Plant; and,

WHEREAS, it is the desire of local municipalities to enter into agreements for the consolidation of services among themselves on a contract, or cooperative basis, for the provision of shared services; and,

Whereas, the Village of Albion is willing to operate and maintain the Village of Holley Wastewater Treatment Plant at a significant savings to the Village of Holley; and,

THEREFORE, BE IS RESOLVED, that the Village of Holley Board of Trustees hereby consents to entering into an inter-municipal agreement with the Village of Albion for the operation and maintenance of the Village of Holley Wastewater Treatment Plant, subject to attorney approval; and,

BE IT FURTHER RESOLVED that the Mayor John W Kenney, Jr is authorized to sign any paperwork, or documentation, necessary to enter into said inter-municipal agreement.

YEAR END MEETING SCHEDULED

Moved by Trustee Sidari and seconded by Trustee Katsanis to conduct any year end business at the May 28, 2014 Workshop Meeting that will begin at 7:00 PM.

CARRIED

5 Ayes

0 Nays

APPROVED SURPLUS EQUIPMENT

Moved by Trustee Farone and seconded by Trustee Sidari approving the Superintendent of the Water Treatment Plant Kevin Miller's request to declare the following as surplus equipment/property:

2 pieces of ABB panel, 2 low side pumps, old light fixtures, miscellaneous pipe/conduit, old pipe galley stair runners, copper wire (50-70 lbs.), 2 low side pumps, 2 actuator pumps, carbon vessel (to be dismantled), 1 well pump motor, rotted fence gate, 1 mix pump and motor, miscellaneous angle steel, sheet metal door panel, bucket of old nails and rotted shelving

CARRIED

5 Ayes

0 Nays

TAP

The Board of Trustees tabled the request from Mr Jason Foote, Clark Patterson Lee asking for a letter of support to install new sidewalks from the Transportation Alternatives Program (TAP) Grant. The Superintendent of Public Works Dale Brooks will meet with his Trustees to review the grant stipulations.

ALBION HERITAGE TRAIL

Mr Tom Rivers addressed the Board of Trustees about the Consolidated Funding Grant that is available. It was determined that there is not enough time to put in an effective grant proposal this year, but should be looked at next year.

NY MAIN STREET GRANT

Mayor London will contact Town of Albion Supervisor Matt Passarell to discuss the items that will be turned over to the Village from the 2011 New York Main Street Grant (benches, flower pots, bike racks)

ADOPTED INTERMUNICIPAL AGREEMENT

The following resolution 2014-17 was proposed by Trustee Katsanis who moved its adoption and seconded by Trustee Banker:

RESOLUTION APPROVING INTER-MUNICIPAL AGREEMENT BETWEEN THE VILLAGE OF ALBION AND VILLAGE OF HOLLEY FOR COOPERATIVE SERVICES INVOLVING THE OPERATION AND MAINTENANCE OF THE HOLLEY POLLUTION CONTROL PLANT

WHEREAS, it is the Village of Holley and its Board of Trustees duty to ensure that wastewater generated in the Village of Holley is properly treated, and for the safe and effective operation the Pollution Control Facility; and,

WHEREAS, it is the desire of the Village of Albion and the Village of Holley to enter into an agreement for the consolidation of services for the provision of shared services; and,

Whereas, the Village of Albion is willing to operate and maintain the Village of Holley pollution Control Facility at a savings to the Village of Holley and a financial benefit to the Village of Albion; and,

THEREFORE, BE IT RESOLVED, that the Village of Albion Board of Trustees hereby consents to entering into an inter-municipal agreement with the Village of Holley for the operation and maintenance of the Village of Holley Pollution Control Facility, subject to the Village of Albion Attorney approval; and,

BE IT FURTHER RESOLVED that Mayor Dean A London is authorized to execute any paperwork, or documentation, necessary to enter into said inter-municipal agreement.

CARRIED

5 Ayes

0 Nays

CLARENDON BRIDGE UPDATE

There is a meeting scheduled Tuesday, May 20, 2014 at 2:00 PM with Mr Rich Perrin, Executive Director of the Genesee Transportation Council to discuss the Village's options regarding the Clarendon Street Bridge Project.

EXECUTIVE SESSION

Moved by Trustee Farone and seconded by Trustee Katsanis to adjourn to executive session to discuss personnel matters at 9:00 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Farone and seconded by Trustee Sidari to come out of executive session at 9:50 PM.

CARRIED

5 Ayes

0 Nays

APPROVED TRUCK PURCHASE

Moved by Trustee Farone and seconded by Trustee Banker approving Cemetery Foreman Jason Zicari's request to purchase a 2008 truck from Twin Auto Sales for \$23,000 to be paid out of the Cemetery interest funds.

CARRIED

5 Ayes

0 Nays

VEHICLE USE APPROVED

Mayor London informed the Board of Trustees that he gave Fire Chief Rocky Sidari permission to take the Fire Chief's vehicle to the fire show in Harrisburg PA this weekend.

VEHICLE USE DENIED

Moved by Trustee Katsanis and seconded by Trustee Banker declining the Superintendent of Public Works Dale Brooks request to take his Village vehicle home. The decision is based on budget restraints.

CARRIED

3 Ayes	2 Nays
Trustee Katsanis	Trustee Farone
Trustee Banker	Mayor London
Trustee Sidari	

MEETING ADJOURNED

Moved by Trustee Sidari and seconded by Trustee Katsanis that there being no further business, meeting is hereby adjourned at 10:19 PM.

CARRIED

5 Ayes	0 Nays
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Respectfully submitted,



Linda K Babcock
Clerk-Treasurer