

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 8, 2013 at 7:00 PM, at the Village Hall, 35 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Fred Miller, Peter Sidari and Attorney John C Gavenda.

Absent were Trustees Eileen Banker and Kevin P Sheehan.

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

RESIDENTS

Ms Deborah Monnier addressed the Board of Trustees about her property flooding because the catch basin can't handle the water. It was noted that if the ditch gets plugged, the Village can correct that problem but the Village can't correct each property that floods in the Village. Paul Chatfield will be asked to look at his old records to see what the design of the drainage pipe in that area is.

Ms Freddie Stangland addressed the Board of Trustees regarding a Village tree in front of her property at 336 West State Street. The Superintendent of Public Works Dale Brooks will compare the cost to removing/replacing the tree and sidewalk to grinding the roots of the tree and replacing the sidewalk.

SURPLUS PROPERTY APPROVED

Moved by Trustee Miller and seconded by Trustee Sidari declaring the Code Enforcement's old computer as surplus property. The computer will be donated to the Albion Fire Department.

CARRIED

3 Ayes

0 Nays

APPROVED SCHOOL

Moved by Trustee Miller and seconded by Trustee Sidari approving the Superintendent of the Public Works Dale Brooks request to attend the Highway School in Ithaca.

CARRIED

3 Ayes

0 Nays

PERMITS AND PARADES

The Superintendent of Public Works Dale Brooks, Police Chief Rolland Nenni and Code Enforcement Officer Ron Vendetti discussed the regulations from New York State regarding parades and permits on state highways. Chief Nenni informed the Board of Trustees that they will work together to come up with the cheapest/safest way to handle the regulations.

FARMERS MARKET

Moved by Trustee Miller and seconded by Trustee Sidari approving Code Enforcement Officer Ron Vendetti to bring a Farmers Market to the downtown area. It will be held Sundays 8:00 AM to 1:00 PM on East Bank Street. Mr Vendetti offered to manage the Farmers Market on a voluntary basis. It will cost the farmers \$250 for the season to participate.

CARRIED

3 Ayes

0 Nays

ADAPTIVE REUSE

The Adaptive Reuse Policy submitted by the Code Enforcement Officer Ron Vendetti, will be discussed at the May 15, 2013 Planning Board Meeting.

APPOINTMENT TO ZONING BOARD

Moved by Trustee Sidari and seconded by Trustee Miller approving Mayor Theodorakos appointment of Mr Chris Kinter to the Zoning Board for a five year term.

CARRIED

3 Ayes

0 Nays

CELL PHONE STIPEND

Mayor Theodorkos stated that the cell phone stipend for qualified employees will be discussed at the next Department Head Meeting.

GRANT WRITER PROPOSAL

The proposal from J O'Connell & Associates Inc to rewrite and submit the Bullard Park grant application will be discussed at the May 22, 2013 Workshop Meeting.

APPROVED INCOME SURVEY PROPOSAL

Moved by Trustee Miller and seconded by Trustee Sidari approving the proposal from LaBella Associates to do an income survey for the proposed areas for the 2013 CFA Grant in the amount of \$500 plus reimbursement for postage.

CARRIED

3 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Miller and seconded by Trustee Sidari accepting the Treasurer's Report for April 2013.

CARRIED

3 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Sidari and seconded by Trustee Miller that in as much as each member received copies of the minutes of April 23, 2013 and April 24, 2013 and there being one error or omission, minutes are hereby approved as written with the following addition:

April 23, 2013 under Men's Baseball League add to first sentence "on Sunday's only"

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

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

| | | |
|--------------|----------------|-------------|
| General Fund | voucher #15445 | \$36,040.49 |
| Water Fund | to #15674 | \$ 9,569.41 |
| Sewer Fund | | \$ 8,787.43 |

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

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

| | | |
|--------------------------------|-----------|-------------|
| JMPCF Capital Improvement Plan | 09-924-32 | \$16,213.60 |
|--------------------------------|-----------|-------------|

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT USING BUILDING RESERVES

Moved by Trustee Miller and seconded by Trustee Sidari approving payment of the following invoices to be paid out of the Capital Building Reserves account:

| | |
|------------------------|------------|
| Blue Tarp Financial | \$ 931.53 |
| Cummings Northeast LLC | \$1,106.40 |
| Stockham Lumber | \$ 81.47 |

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT USING WTP RESERVES

Moved by Trustee Miller and seconded by Trustee Sidari approving payment of the following invoices to be paid out of the Water Treatment Plant Capital Reserve Account:

| | |
|-----------------------|-------------|
| Arnold's Auto Parts | \$ 40.28 |
| Austin Industries Inc | \$ 189.50 |
| ID Booth Inc | \$ 181.28 |
| Lawson Products | \$ 1,272.30 |

CARRIED

3 Ayes

0 Nays

DISPOSAL OF COURT/POLICE RECORDS

Moved by Trustee Miller and seconded by Trustee Sidari approving Police Chief Rolland Nenni's request to dispose of the old police/court records on the third floor for a cost of approximately \$200.00. The records have been sorted through by using the retention schedule supplied by New York State. The Town Court Clerk has been notified as to what records will be disposed of and has until May 10, 2013 to contact the Police Chief with any issues she might have.

CARRIED

3 Ayes

0 Nays

PARK RESTROOMS

The Board of Trustees agreed that the restrooms at Lafayette and Veteran's Parks will only be open during the daytime when the parks program is held.

APPROVED PAYMENT FROM WTP CAPITAL RESERVES

Moved by Trustee Miller and seconded by Trustee Sidari approving the Clerk-Treasurer to pay a portion of the consolidated bond payment for the Water Treatment Plant/Tank due May 15, 2013 from the WTP Capital Reserves in the amount of \$22,343.64.

CARRIED

3 Ayes

0 Nays

TABLED APPROVING NYS ASSEMBLY LEASE

Moved by Trustee Miller and seconded by Trustee Sidari authorizing the Village Clerk to inform New York State that the Board of Trustees is requesting a 2% increase in rent per each year of the new 2 year lease agreement. The current lease expires on May 31, 2013 for the Assembly office at 121 North Main Street.

CARRIED

3 Ayes

0 Nays

TABLED APPROVING CLARENDON BRIDGE DOCUMENTS

Tabled approving Mayor Theodorakos to sign the documents provided by NYS Department of Transportation regarding the "Rehabilitation of Prestressed Concrete Bridge located on Clarendon Street" until the May 22, 2013 Workshop Meeting.

APPROVED PARKING LOT PROPOSAL

Moved by Trustee Sidari and seconded by Trustee Miller approving the proposal from Chatfield Engineers for the "Village of Albion Main Street Parking Lot" in the amount of \$3,630.00.

CARRIED

3 Ayes

0 Nays

APPROVED CEMETERY DEED

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

Charles & Michele D Sheelar

S.G. 363 and 364 Deerfield Avenue

CARRIED

3 Ayes

0 Nays

ACCEPT APPLICATIONS

The Board of Trustees accepted the following applications to be placed on file for future reference:

DPW

Michael S Sargent
Robert C Snell

Cemetery

Gregory J Blank

ACCEPT NEW AFD MEMBERS

Moved by Trustee Sidari and seconded by Trustee Miller accepting the following as a new member into the Albion Fire Department:

Andrew Cheverie

CARRIED

3 Ayes

0 Nays

LIQUOR LICENSE RENEWAL

The Board of Trustees received notification from Roumanos Village House Restaurant Inc with their intentions of renewing their liquor license for 16 East Avenue.

WTP OPERATOR TRAINEE POSITION

The Village Clerk-Treasurer wanted it noted that she would like the Board of Trustees to inform Mr Adam Rush that she has nothing to do with the process (of hiring a WTP Operator Trainee) or does she have to report her time off to him. Mayor Theodorakos stated that it was duly noted.

SCHEDULED YEAR END MEETING DATE

Moved by Trustee Miller and seconded by Trustee Sidari to conduct the year end business for the fiscal year of June 1, 2012 to May 31, 2013 on Wednesday, May 29, 2013 at 7:00PM at the Village of Albion Complex, 35 East Bank Street, Albion New York.

CARRIED

3 Ayes

0 Nays

APPROVED McDONALD'S REQUEST

Moved by Trustee Miller and seconded by Trustee Sidari approving the Superintendent of Public Works Dale Brooks recommendation to approve McDonald's request for a break on the sewer portion of their water/sewer bill for the period 01/1/2013 to 4/1/2013 in the amount of \$1,023.19. It was determined that their leak was under the floor in the sub-grade of the building.

CARRIED

3 Ayes

0 Nays

APPROVED TO INCREASE FUNDS FROM INTEREST

Moved by Trustee Miller and seconded by Trustee Sidari approving to use an additional \$8,250.00 from the Cemetery interest money for the Cemetery roof replacement project.

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT YOUNG ENTERPRISES

Moved by Trustee Miller and seconded by Trustee Sidari approving payment to Young Enterprise for \$23,250.00 for the Cemetery roof replacement project. Young Enterprises was awarded the bid September 12, 2012.

CARRIED

3 Ayes

0 nays

APPROVED PAYMENT STC CONSTRUCTION

Moved by Trustee Miller and seconded by Trustee Sidari approving payment to STC Construction Inc for Contract #3 Pay Application #4 in the amount of \$35,577.50 for work completed at the Joint Municipal Industrial Pollution Control Facility. This contract is 99% completed as of May 3, 2013.

CARRIED

3 Ayes

0 Nays

APPROVED PAYMENT FROM PCF RESERVES

Moved by Trustee Miller and seconded by Trustee Sidari approving the Clerk-Treasurer to pay the Bond Payment that is due May 15, 2013 for the Village's portion of the Sanitary Sewer Project in the amount of \$20,000, out of the Sewer Capital Reserves account.

CARRIED

3 Ayes

0 Nays

ATTORNEY APOLOGIZED

Attorney Gavenda stated that he would like to apologize to the Board of Trustees and the Code Enforcement Officer Ron Vendetti for his inappropriate comments at the April 24, 2013 Workshop Meeting. The Board of Trustees stated they accepted his apology.

EXECUTIVE SESSION

Moved by Trustee Sidari and seconded by Trustee Miller to adjourn to executive session to discuss litigations at 8:20 PM.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sidari and seconded by Trustee Miller to come out of executive session at 9:10 PM.

CARRIED

3 Ayes

0 Nays

TERMS AND CONDITIONS ACCEPTED

Moved by Trustee Sidari and seconded by Trustee Miller accepting the terms and conditions as explained by Attorney Paul Noons for the current litigation.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Sidari and seconded by Trustee Miller to adjourn to executive session to discuss litigations at 9:11 PM.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sidari and seconded by Trustee Miller to come out of executive session at 9:25 PM.

CARRIED

3 Ayes

0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Sidari and seconded by Trustee Miller to hold a Special Meeting, Tuesday May 14, 2013 at 6:00 PM to conduct 2 interviews for the Water Treatment Plant Operator Trainee position.

CARRIED

3 Ayes

0 Nays

MEETING ADJOURNED

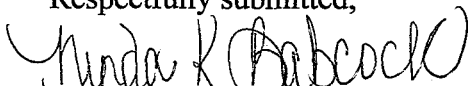
Moved by Trustee Sidari and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:25 PM.

CARRIED

3 Ayes

0 Nays

Respectfully submitted,


Linda K Babcock
Clerk-Treasurer