

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, September 10, 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, Stan Farone, Gary Katsanis, Peter Sidari and Attorney John C Gavenda.

Also present were Superintendent of Public Works Dale Brooks, Police Chief Roland Nenni, Superintendent of the Water Treatment Plant Kevin Miller and Code Enforcement Officer Ron Vendetti. There were 28 residents/students present.

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

PUBLIC HEARING

Mayor London opened the Public Hearing to consider adopting a Local Code of the Village of Albion regarding garage sales.

The following was discussed:

That the perpetual yard sales are unfair for the local merchants because they don't pay sales tax; restricting them to two times a year where the resident would have to obtain a no fee permit; leaving garage sales alone and not creating a local law for them; the Mayor didn't like the specified days in the law; look at other laws in other communities; revisit it before the beginning of next year's yard sale season; traffic issues; notify the State Department of Taxation and Finance of the perpetual yard sales

PUBLIC HEARING CLOSED

Moved by Trustee Katsanis and seconded by Trustee Banker that in as much as everyone who wished to speak to consider adopting a Local Code of the Village of Albion regarding garage sales were heard, the Public Hearing closed at 7:29 PM.

CARRIED

5 Ayes

0 Nays

LOCAL LAW NOT PASSED

Moved by Trustee Banker and seconded by Trustee Sidari to adopt a Local Code of the Village of Albion regarding garage sales.

2 Ayes

3 Nays

Trustee Banker

Trustee Katsanis

Trustee Sidari

Trustee Farone

Mayor London

The motion to adopt a Local Code for the Village of Albion regarding garage sales did not pass.

APPROVED EXTENSION OF LIST

Moved by Trustee Sidari and seconded by Trustee Banker approving Mayor London to request an extension to act on the Civil Service list for Clerk.

CARRIED

5 Ayes

0 Nays

APPROVED TO HIRE

Moved by Trustee Katsanis and seconded by Trustee Banker approving to hire Ms Jodi L Marion from the Civil Service Clerks list with a 52 week probationary period and a rate of \$11.96 per hour. Ms Marion's start date will be September 29, 2014.

CARRIED

5 Ayes

0 Nays

APPROVED TO REPLACE VEHICLE

Moved by Trustee Sidari and seconded by Trustee Banker approving the purchase of a new Tahoe that will replace the last car in their fleet pending Attorney Gavenda's approval. It will be financed over three years.

CARRIED

5 Ayes

0 Nays

ACCEPTED HIGH BIDDER FOR MILLINGS

Moved by Trustee Katsanis and seconded by Trustee Banker accepting the high bid from Barre Stone Products for the "Bulk Sale Millings" of \$3.00 per ton.

CARRIED

5 Ayes

0 Nays

BOMET RECOVERY REQUEST DENIED

The Board of Trustees denied Bomet Recovery's request to have the Village employees flush out the old drainage line around a portion of their building located at 152 McKinstry Street. The Board of Trustees is concerned about the Village's liability if something happened to the line when it was being flushed out.

LOADER TIRES

The Board of Trustees discussed the tires that need replacing on the Department of Public Works loader. The Board suggested going with cheaper tires for now and having the Superintendent of Public Works Dale Brooks put a plan together before budget time regarding possibility purchasing a loader out of next year's budget.

APPROVED CHANGE IN WTP OPERATOR TRAINEE DESCRIPTION

Moved by Trustee Katsanis and seconded by Trustee Sidari approving to change the minimum qualifications and special requirements on the job description for Water Treatment Plant Operator Trainee.

CARRIED

5 Ayes

0 Nays

LDC UPDATE

Mayor London informed the Board members that the LDC is moving forward and a meeting has been scheduled for September 17th at 6:00 PM that he will be attending.

DOWNTOWN BENCHES

Trustee Farone brought up that paint on one of the new benches on Main Street is flaking. Mr Tom Rivers will get the Town of Albion's permission to take the bench back to the person who painted it to have it fixed. The grant agreement that helped purchase the benches, states that the Town of Albion will cover all expenses. Trustee Farone also stated that some of the wood on the benches is cracking.

PROGRAM COORDINATOR POSITION

Code Enforcement Officer Ron Vendetti informed the Board of Trustees that the Program Coordinator will be done October 31. He inquired if the Board would like to keep her on to help with upcoming events and next year's concert series. Mayor London stated that the funds were taken out of the budget and there is only enough to keep her until October 31, 2014.

ACCEPTED TREASURERS REPORT

Moved by Trustee Sidari and seconded by Trustee Katsanis accepting the Treasurer's Report for August 2014.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Farone and seconded by Trustee Katsanis that in as much as each member received copies of the minutes of August 27, 2014 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

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

General Fund	voucher #19566 -	\$160,227.52
Water Fund	to #19760	\$ 81,068.30
Sewer Fund		\$ 6,749.55

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILL

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

JMPCF Capital Improvement Plan	09-924-48	\$7,658.60
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CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO HODGSON RUSS

Moved by Trustee Sidari and seconded by Trustee Farone approving payment to Hodgson Russ Attorneys for services rendered May 30, 2014 in the amount of \$126.00.

CARRIED

5 Ayes

0 Nays

APPROVED CEMETERY DEEDS

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

William T & Marilyn F Champeney	S.G. 570 and 571 Deerfield Avenue
CW Lattin	Lot 9 Ash Avenue – North Extension
Mark J & Pauline C Murphy	S.G. 492 and 493 Deerfield Avenue
Charles & Kim Nesbitt	S.G. 114 Deerfield Avenue
Nicholas F & Sandra P O'Mara	Lot 1198 Sycamore Path NE#3/SE#3

CARRIED

5 Ayes

0 Nays

ACCEPTED APPLICATION

The Board of Trustees accepted the following application which will be placed on file for future reference:

Adam B Rush	Water Treatment Plant Operator Trainee/Maintenance
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APDOPT RESOLUTION 2014-27 CDBG

The following resolution 2014- 27 was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Farone:

AUTHORIZING THE USE OF CDBG PROGRAM INCOME TO MAKE A GRANT TO THE ORLEANS LAND RESTORATION CORPORATION TO PROVIDE FINANCING FOR THE EXPANSION OF CLAIMS RECOVERY FINANCIAL SERVICES, LLC IN THE VILLAGE OF ALBION

WHEREAS, Claims Recovery Financial Services, LLC ("CRFS") is expanding its operations at its new operating location at 231 East Avenue, Albion, New York (such expansion and relocation being hereinafter referred to as the "Project"), and

WHEREAS, the Village of Albion has received Federal grant assistance in the amount of seven hundred forty-four thousand one hundred sixty-five dollars and sixty-two cents (\$744,165.62) (the "Grant") from the New York State Housing Trust Fund Corporation represented by the New York State Office of Community Renewal (the "OCR") through the Community Development Block Grant ("CDBG") Program (OCR Grant #10ED794-13) for the purpose of providing financing to assist CRFS in undertaking the Project, and

WHEREAS, the Grant will be provided by the Village to the Orleans Land Restoration Corporation (the "OLRC") for the purpose of making loans to CRFS and to assist in the administration of the OCR Grant, and

WHEREAS, the OCR, consistent with federal regulations governing the CDBG program, has required that the Village use the balance of the Village's CDBG program income to assist the Project prior to expending the Grant funds, and

WHEREAS, the Village currently has a balance of \$5,935.76 in CDBG program income on hand; and

WHEREAS, the provision of such CDBG program income as a grant to the OLRC to assist in financing the Project represents an eligible use of CDBG funds pursuant to 24 CFR 570.204(a)(2) and will principally benefit low- and moderate-income persons through the creation of employment opportunities,

Now, therefore, be it

RESOLVED, that the Village of Albion shall expend the balance of its CDBG program income on account by making a grant to the Orleans Land Restoration Corporation for the purpose of providing a loan or loans to Claims Recovery Financial Services, LLC to assist in the financing of the Project, and be it further

RESOLVED, that the Mayor is hereby authorized to execute a grant agreement between the Village and the OLRC for the use of the CDBG program income, such agreement to be subject to review and approval by the Village Attorney.

CARRIED

4 Ayes	0 Nays
Trustee Sidari	
Trustee Farone	1 Abstained
Trustee Banker	Trustee Katsanis
Mayor London	

APPROVED ROYAL EMPLOYER SERVICE AGREEMENT

Moved by Trustee Banker and seconded by Trustee Katsanis approving Mayor London to sign the Royal Employer Services agreement for \$1,080 for the period of July 1, 2014 to June 30, 2015.

CARRIED

5 Ayes	0 Nays
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APPROVED INCREASE OF APPROPRIATIONS/REVENUES

Moved by Trustee Farone and seconded by Trustee Sidari approving the Clerk-Treasurer to increase A 3120.0405 (Community Programs) and A 3089 (State funds) for the CPS Grants the Police received in the amounts of \$1,090.35 and \$149.56.

CARRIED

5 Ayes	0 Nays
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APPROVED PAYMENT TO HODGSON RUSS

Moved by Trustee Farone and seconded by Trustee Sidari approving payment to Hodgson Russ Attorneys for services rendered July 1, 2014 to July 31, 2014 for \$104.00.

CARRIED

5 Ayes

0 Nays

DISCUSSED CLARENDON STREET BRIDGE PROJECT

Mayor London gave an update on the Clarendon Street Bridge Project. There is a Japanese Knotweed that has to be removed along the embankments of the bridge. The Village has a certified employee who can apply the chemicals. The cost of the chemicals and the time to apply them is reimbursable for a two (2) year period.

APPROVED MAYOR TO SIGN CONSENT

Moved by Trustee Banker and seconded by Trustee Farone authorizing Mayor London to sign the consent to have Webster Szanyi represent the Village and its employees in regards to a Notice of Claim that was filed.

CARRIED

5 Ayes

0 Nays

APPROVED QUALIFICATIONS/SPECIAL REQUIREMENTS FOR WTP TRAINEE

Moved by Trustee Katsanis and seconded by Trustee Banker approving the changes for the position of Water Treatment Plant Maintenance Mechanic. The changes will be sent to Orleans County Civil Service for their approval.

CARRIED

5 Ayes

0 Nays

DEPARTMENT HEAD

The Superintendent of the Pollution Control Plant Aric Albright gave the following updates to the Board of Trustees:

Running the Elba pollution control plant and water well for a short period of time. The Superintendent of Public Works Aric Albright stated he will be taking over October 10th. The Board of Trustees asked about the agreement. Attorney Gavenda stated he is working on it

The Village of Holley would like to change their agreement from a three (3) year to a five (5) year contract for providing services to run their pollution control plant

EXECUTIVE SESSION

Moved by Trustee Sidari and seconded by Trustee Katsanis to adjourn to executive session for personnel issues at 9:18 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Katsanis and seconded by Trustee Sidari to come out of executive session at 10:03 PM.

CARRIED

5 Ayes

0 Nays

APPROVED TEMPORARY WTP OPERATOR TRAINEE

Moved by Trustee Katsanis and seconded by Trustee Banker approving to hire a Temporary Water Treatment Plant Operator, who holds a water license, for a 10 week period at \$17.50 per hour.

CARRIED

5 Ayes

0 Nays

APPROVED CLERKS INCREASE

Moved by Trustee Katsanis and seconded by Trustee Banker approving the adjustment of wages for the water clerk and accounts payable clerk. Both clerks will receive \$1.00 per hour more starting Thursday, September 11, 2014.

CARRIED

5 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Banker and seconded by Trustee Katsanis that there being no further business, meeting is hereby adjourned at 10:11 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock
Clerk-Treasurer