

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, October 24, 2012 at 6:00 PM, at 35 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Fred Miller and Peter Sidari.

Also present were Mr Kevin Miller from Bergmann Associates, Mr Chris Sheridan from NYS DOT, the Superintendent of the Public Works Dale Brooks, Mr Paul Chatfield and Mr John Paul Schepp from Chatfield Engineers.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:00 PM.

Trustees Eileen S Banker and Trustee Kevin P Sheehan entered the meeting at 6:06PM.

CLARENDON STREET BRIDGE PROJECT

Mr Kevin Miller from Bergmann Associates, Mr Chris Sheridan from NYSDOT, Mr Paul Chatfield and Mr John Paul Schepp were present to discuss the "Draft Clarendon Street Bridge Design" Items discussed:

How to address Crimson Drive – leave as is, right in/right out, make it one way, make it a cul-de-sac

Having Village crews do the cul-de-sac

The cost of the construction has increase from 1.44 million to 1.88 million, creating a \$440,000 short fall. Could reduce contingency making the short fall \$220,000

The Village could apply for funding for the short fall, but will have a harder time securing. The project use to compete with rural projects, but now competes with projects like the City of Rochester

Having a meeting with Fallsview Railroad to discuss having them help fund the new bridge. State law indications that railroads are responsible for helping with bridge maintenance.

The Sanitary Sewer needs to be address in that area before the bridge project starts

The Village will need to hold a Public Hearing

The bid documents and awarding the bid should be ready for October 2013

If the Village doesn't go forward with the replacement of the bridge, the State could ask for the design funds back

NYSDOT reviewed Bergmann Associates costs for the project and feel that it's actuate

The next step is the Village needs to let Bergmann Associates know how they want Crimson Drive addressed and apply for the additional funding

PUBLIC HEARING FOR KING STREET SOUTH OF 31

Mayor Theodorakos opened the Public Hearing at 7:22 PM to hear comments regarding eliminating King Street south of Route 31 from the Village's street inventory.

There was nobody present who wished to speak regarding removing King Street south of Route 31 from the Village's street inventory.

CLOSED PUBLIC HEARING

Moved by Trustee Miller and seconded by Trustee Sidari that in as much as everyone who wished to speak regarding eliminating King Street south of Route 31 from the Village street inventory were heard, the Public Hearing is hereby closed at 7:23 PM.

CARRIED

5 Ayes

0 Nays

APPROVED TO ELIMINATE STREET

Moved by Trustee Miller and seconded by Trustee Sheehan to eliminate King Street south of Route 31 from the Village street inventory.

CARRIED

5 Ayes

0 Nays

JMPCF PROJECT

Mr Paul Chatfield and Mr John Paul Schepp were present to discuss the next steps to be taken regarding maximizing the grant funds from NYS Environmental Facility for the Pollution Control Facility. The Board or Trustees would like the Superintendent of the Pollution Control Plant Aric Albright's thoughts on what should be done next. The Village has \$1,782,802.32 remaining to spend towards the project. Mr Chatfield will send the summary of project list to Ms Carrie VanDerhoof of NYS Environmental Facility to make sure everyone is on the same page.

RESIDENT

Resident Mr Gregg Bennett addressed the Board of Trustees about the scope of work he's doing at his mother's property, Ms Pamela Bennett at 235 Chamberlain Street. The Code Enforcement Officer Ron Vendetti, Trustee Eileen S Banker and Ms Pam Bennett will meet at the house to go over the work that has been done and how to move forward.

RESIDENT

The Board of Trustees received a request from resident Mr Scott Lutes who owns 210 West Bank Street. He would like the water turned on to test water lines. The Code Enforcement Officer Ron Vendetti stated that because of previous issues, he will not issue the water on for construction purposes.

RESIDENT

Moved by Trustee Banker and seconded by Trustee Sheehan denying the request from Ms Vickie Golisano for reimbursement for replacing her windshield, per the Superintendent of Public Works Dale Brooks recommendation. She alleged that a stone fell off a Village vehicle damaging her windshield.

CARRIED

5 Ayes

0 Nays

TIME WARNER FRANCHISE AGREEMENT

Moved by Trustee Banker and seconded by Trustee Sheehan to not accept the Franchise Agreement submitted by Time Warner Cable.

CARRIED

5 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, Code Enforcement Officer Ron Vendetti, Cemetery Supervisor Jason Zicari, Water Treatment Plant Superintendent Kevin Miller and Village Clerk Linda Babcock.

The Animal Control Officer Harry Papponetti and the Superintendent of the Pollution Control Plant Aric Albright didn't submit their monthly reports.

APPROVE SURPLUS VEHICLES

Moved by Trustee Sheehan and seconded by Trustee Miller approving the request from Chief Nenni to declare the following 11 impound vehicles as surplus property:

MAKE	MODEL	YEAR	VIN
Ford		1979	9T10Y170457
Chevrolet		1980	1L69KAJ230680
Plymouth	Reliant	1987	1P3BP36K7HF110633
Jeep		1988	1JCML781XJT147651
Honda		1991	JHM CB7689MC028024
Dodge		1996	1B3ES47CXTD732173
Chevrolet		1992	2C1MR2460N6809723
Ford	Van	1990	1FMCA11U3LZB06388
Honda		1993	1HGCB7558PA031832
Chevrolet		1991	1GNDT13Z1M2221634
Ford		1992	1FAPP11J7NW139124

CARRIED

5 Ayes

0 Nays

APPROVED TO USE FUNDS

Moved by Trustee Sheehan and seconded by Trustee Banker approving Chief Nenni's request to use the funds from scrapping the vehicles to assist with the payment of the 2012 Tahoe for the fiscal year June 1, 2012 to May 31, 2013.

CARRIED

5 Ayes

0 Nays

APPROVED USE OF SIDEWALK RESERVES

Moved by Trustee Sheehan and seconded by Trustee Banker approving to use \$6,377.60 for the sidewalks replaced on the East State Street Project from the Capital Reserves for Sidewalks. The Village Clerk-Treasurer will transfer the funds.

CARRIED

5 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 October 10, 2012 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

CEMETERY DEED APPROVED

Moved by Trustee Sidari and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the following Cemetery Deed, as submitted by Cemetery Supervisor Jason Zicari:

David Good

Lot 1706 Fairview Avenue NE #3

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO STC CONSTRUCTION

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign and the payment of Pay Application #4 for \$294,832.50 to STC Construction, as submitted by Chatfield Engineers. This contract, for the Joint Municipal Industrial Pollution Control Facility, is 94% completed as of October 18, 2012.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO SUBURBAN ELECTRIC

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign and the payment of Pay Application #4 for \$64,263.96 to Suburban Electric, as submitted by Chatfield Engineers. This contract, for the Joint Municipal Industrial Pollution Control Facility, is 31% completed as of October 18, 2012.

CARRIED

5 Ayes

0 Nays

APPROVED REQUEST TO CDBG FOR FUNDS

Moved by Trustee Sheehan and seconded by Trustee Sidari approving Mayor Theodorakos to sign the reimbursement request to NYS Office of Community Renewal for the remaining \$600,000 CDBG funds. Amount being requested is \$356,700.25.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO BERGMANN

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to Bergmann Associates in the amount of \$9,551.59 for services rendered for the Clarendon Street Bridge Project.

CARRIED

5 Ayes

0 Nays

APPROVED DEFERRED COMPENSATION AGREEMENT

Moved by Trustee Sidari and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the "Deferred Compensation Plan Administrative Agreement" as submitted by Nationwide Retirement Solutions. Attorney Gavenda has approved the agreement.

CARRIED

5 Ayes

0 Nays

CORRESPONDENCE

The Board of Trustees received a correspondence from Mr Joe Martillotta stating his interest in serving on the Tree Advisory Committee.

APPROVED APPOINTMENT TO TREE ADVISORY COMMITTEE

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos appointments of Mr Joe Martillotta and Mr Gary Kent to the Tree Advisory Committee. Mr Martillotta and Mr Kent will serve until April 2013.

CARRIED

5 Ayes

0 Nays

PLANNING BOARD PAY

Moved by Trustee Miller and seconded by Trustee Banker approving to change how the Planning Board is paid next fiscal year. The Planning Board members and alternates will only be paid for the meetings they attend instead of a lump sum.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO ECG

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to Environmental Construction Group in the amount of \$1,680.00 for work completed at Mt Albion Cemetery.

CARRIED

5 Ayes

0 Nays

TABLED NEW DUTIES STATEMENT

The Board of Trustees tabled approving the New Duties Statement for a "Part Time Operation Assistant" as submitted by the Superintendent of the Water Treatment Plant Kevin.

Trustee Sidari left meeting.

DENIED PARKING REQUEST

Moved by Trustee Sheehan and seconded by Trustee Miller denying the request from "The Lord's House" to park their bus in the Village Parking Lot Saturday night through Monday morning.

CARRIED

4 Ayes

0 Nays

APPROVED ABSTRACT TO BE DONE

Moved by Trustee Sheehan and seconded by Trustee Banker authorizing Attorney Gavenda to have an abstract done for the Village lot on Main Street south of the Presbyterian Church.

CARRIED

4 Ayes

0 Nays

Trustee Sidari returned to the meeting.

EXECUTIVE SESSION

Moved by Trustee Sheehan and seconded by Trustee Banker to adjourn to executive session for personnel discussion at 8:58 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Banker and seconded by Trustee Sheehan to come out of executive session at 9:59 PM.

CARRIED

5 Ayes

0 Nays

APPROVED LETTER

Moved by Trustee Banker and seconded by Trustee Sheehan to exercise Section VI of the June 1, 2009 K9 contract between the Village of Albion and Sergeant Fuller. The Board of Trustees authorized Mayor Theodorakos to send notification to Sergeant Fuller that he will have 24 hours to purchase the dog known as "Leny" for \$1.00 (one dollar). If Sergeant Fuller fails to agree to pay the \$1.00 within the 24 hours time frame, he will be ordered to surrender Leny and the K9 Contract would be terminated.

CARRIED

5 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Banker that there being no further business, meeting is hereby adjourned at 10:06 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,



Linda K Babcock
Clerk-Treasurer