

May 2, 2016

A REGULAR MEETING of the Akron Village Board was held on this date at 7:38 p.m. Present: Mayor Carl Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Keith A. Hatswell, Brian T. Perry; Village Attorney Andrew Borden, Clerk Daniel P. Borchert, Treasurer Tammy Kelley, Chief of Police Richard Lauricella, Public Works Manager Jon Cummings and Code Enforcement Officer Michael Borth.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh seconded by Perry that the Minutes of the regular meeting of April 18, 2016 be and hereby are approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION, duly moved by Forrestel seconded by Perry that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$ 2,779.38
Electric Fund	\$ 34,390.78
Water Fund	\$ 2,988.38
Sewer Fund	\$ 955.98
Capital Water	\$ 2,778.63

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Hatswell and seconded by Forrestel that the following building permits be and hereby are approved with the applications and approval of the Code Enforcement Officer:

Judy Bell	16 Bloomingdale	Kitchen re-model	\$220.00
Thomas Brady	27 Front Street	covered deck	\$112.00
Newstead Historical	123 Main Street	porch/window	waived
Nathan Witkowski	8 Bloomingdale Ave	Garage	\$480.00
Donald Hastrich	7 John Street	Garage/Fence	\$362.00
Mary Seller	5 Brooklyn St	Siding	\$100.00
Norma Brunner	25 Danita Drive	Roof	\$50.00
Gary Baehr	78 Cedar Street	Roof	\$50.00
George Cunningham	4 Sylvan Pkwy	Fence	\$50.00
Ford Gum	18 Newton Ave	Demo	\$75.00
Betty Klauer	160 Main Street	Windows	\$100.00
Herman Clouse	40 Eckerson Ave	Roof	\$50.00
Michael Groff	1 Danita Drive	Shed	\$64.00
Jeffrey Coffta	15 Sylvan Pkwy	Shed	\$60.50
Daniel Kowalik	105 Main Street	Pool	\$100.00
George VanCleaf	1 Oak Street	Roof	\$50.00
Bridgette Norton	6 Kibler Avenue	Fence	\$50.00

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE

MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Middaugh and seconded by Hatswell that any Charitable Organization with proof of tax exemption from the IRS can qualify for the first \$100.00 of any permit fee waived in accordance with the applications and approval of the Code Enforcement Officer be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Perry and seconded by Middaugh that the following Application for a Dumpster Permit for the year 2016 be and hereby is approved in accordance with the application filed and payment of the annual permit fee:

Mary Sellers	5 Brooklyn St	30 Day	\$50.00
Herman Clouse	40 Eckerson Avenue	30 Day	\$50.00

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

#### PUBLIC HEARING –

APPEARANCE – Jeannine Morlacci – Akron Chamber of Commerce Re: Main Street parking. Jeannine Morlacci from the Akron Chamber of Commerce came before the Board to discuss the parking on Main Street. Also in attendance to speak about the Main Street parking were Lisa and Joe Riniolo owners of Peace of Mind and Jerry Snyder co-owner of Recycle This II, both with businesses on Main Street. Discussion was held regarding the 2 hour parking, tenant parking for those who live on Main Street, as well as business owners parking. All agreed that the face of Main Street has changed bringing with it many parking issues. Mayor Patterson recommended creating a Committee of possible Board Members, Business Owners, Tenants as well as the Akron Police to review the parking issues and try to figure out a better plan going forward.

PUBLIC COMMENT – Marty Schuman from 74 Jackson Street came before the Board to ask their help in changing the speed limit on Hake Road. He is concerned that with the high rate of speed allowed on that road an accident is bound to happen. Mayor Patterson explained that Hake Road is a County Road and out of the Village jurisdiction, however, the Village Board did send a letter to Erie County recommending a lower rate of speed several months ago.

Jean Mann from 169 Skyline Drive came before the Board to ask the Board for help with her grievance concerning the non-stop barking of her neighbor's dogs. Code Enforcement Officer Mike Borth stated that he has been involved in this issue along with the Town of Newstead Dog Warden for several days and recommended Ms. Mann fill out a complaint form. Attorney Borden also recommended that Jean Mann fill out a complaint form with a supporting document with days, times and length of time barking attached. Providing this information will help the Dog Warden in his endeavor to bring a resolution to the problem.

PROJECT REPORTS – none

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – items covered in work session

CLERK – Submitted his monthly report for April 2016 and the office schedule for May 2016. He reported: Coordinated the Village of Akron/Town of Newstead Household Hazardous Waste & Electronic Recycling Event held on Saturday April 23, 2016 at the Joint Municipal Facility from 9:00 AM – Noon. 292 residents turned out for the event and 38,860 pounds of waste was recycled.

CHIEF OF POLICE – Submitted schedule for May 2016 and the April 2016 report. Reported: the annual Soccer Tournament went well and Officers did place “No Parking” signs along Skyline Drive to help with traffic flow. The Police SUV was involved in an accident involving the boulders at the soccer field, Chief Lauricella will distribute estimates for the repair as they come in. In reference to the Main Street parking issue, he recommended adding a comment area at the bottom of the Emergency Contact form the Police distribute to Businesses every year.

PUBLIC WORKS MANAGER – Public Works Manager Cummings reported: Hoag Avenue project is going quite well. The water main is in and has been pressure treated and chlorinated. They have begun connecting services and will continue tomorrow. The substation regulator is in and in place, still working on getting it back on line. Also he reported that the new build on Ella Drive has completed the installation of the water and sewer lines, but has not completed the restoration of the land involved with the installation. The neighbors have complained and would like some resolution. The contractor and home owner will be contacted to resolve this issue. Manager Cummings also recommended to the Board to review and amend the code regarding brush pick-up especially concerning commercial tree removal and disposal.

CODE ENFORCEMENT OFFICER – reported: the busy building season is here and the building permits reflect that with several coming in everyday. Mr. Borth stated that he has begun a list of properties in property violation and will continue with that process.

AKRON FIRE COMPANY – nothing

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Hatswell – reported: attended the new version of the Finance Committee meeting and also attended the new Operational Budget Committee meeting which covers daily operations. Both went really well. Happy to report the budget is done.

Trustee Forrestel – reported: coordinating with Public Works Manager Jon Cummings regarding a pair of trees that have been donated to be planted in Russell Park. Delivery of the trees is expected in the next day or two.

Mayor Patterson – reported: Budget process is finally complete and thanked everyone involved in the process. The budget did exceed the tax cap in part due to the needs of the Village infrastructure.

Michael Middaugh – Reported: Police Committee conducted some interviews for part-time Officers due to retirement and movement. The Committee recommended hiring Mark Martinelli, a retired NFTA Officer, as a part-time Officer.

RESOLUTION duly moved by Middaugh and seconded by Hatswell to hire retired NFTA Officer, Mark Martinelli as a part-time Officer for the Village Police force effective as soon as possible be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	KEITH A. HATSWELL	- AYE
	BRIAN T. PERRY	- AYE

Trustee Perry – reported: also attended the Budget Committee meetings. The DPW department heads were also involved in the meetings where they learned to build a budget from the bottom up and now that the process is complete they can take ownership of their portion and

follow it through the year. Trustee Perry thanked the senior members of the Board who allowed the implementation of some changes to simplify and streamline the entire budget process going forward.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land –nothing

Public Works Facility at 43 East Avenue – nothing

Cable Contract – nothing

Employee Contract – negotiations continue

Criteria for waived Building Permits – Resolution approved earlier this evening

Industrial User Permit Fees – Trustee Forrestel will discuss issue with Steve Tanner from Clark Patterson Lee

NEW BUSINESS

New procedure for Recycling Carts

Treasurer Kelley requested the Board to approve the following budget adjustments:

GENERAL FUND

RAISE REVENUES:

A1230 Treasurer Fees	\$1,000.00
A2089 Other Culture Rec Fees (Green Space)	\$2,250.00
A2401 Interest and Earnings	\$ 600.00
A2555 Building Permits	\$5,500.00
A2565 Plumbing Permits	\$ 950.00
A2590 Miscellaneous Permits	\$3,425.00
A2610 Fines, Fees and Bail	\$1,825.00
A2650 Sale of Scrap Metal	\$ 225.00
A2701 Refunds of Priors Years	\$1,950.00
A2770 Misc. General	\$39,125.00

LOWER REVENUE:

A3501 State Aid Consolidated Highway	\$56,850.00
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TRANSFERS:

A1325.0410 Clerk Training to A1325.0408 Clerk Dues	\$1,184.00
A1325.0100 Clerk Salaries to A1325.0408 Clerk Dues	\$ 148.00
A1325.0100 Clerk Salaries to A1325.0400 Clerk Expenses	\$1,000.00
A1325.0417 Clerk Machine Rental to A1325.0400 Expenses	\$ 700.00
A1920.0400 Contractual Expense to A1990.0400 Contingency	\$2,250.00
A3120.0100 Police Wages to A3120.0101 Police Comp Wages	\$25,900.00
A3620.0420 Engineering Expense to A3620.0419 CEO Office Supplies	\$200.00

WATER FUND:

RAISE REVENUE:

F2770 Miscellaneous Revenue	\$9,150.00
F5031 Inter fund Transfer	\$1,076.74

RAISE APPROPRIATION:

F8310.0443 Water Administration Computer Fees	\$2,500.00
F8340.0100 Distribution Salaries	\$ 750.00
F8340.0400 Distribution Expenses	\$2,500.00
F8340.0445 Distribution Postage	\$1,000.00

WATER FUND:

RAISE APPROPRIATION CONTINUED:

F8340.0492 Distribution Meters	\$ 250.00
F9040.0800 Benefits	\$2,150.00
F8310.0425 Professional Fees	\$1,076.74

Transfers:

F1950.0483 Taxes Water Plant to F1950.0485 Taxes Transmission Line	\$5,655.99
F1950.0484 Taxes House to F1950.0485 Taxes Transmission Line	\$ 365.97
F1950.0486 Taxes Vacant Land to F1950.0485 Taxes Transmission Line	\$ 787.34
F8310.0110 Attorney Salaries to F8310.0111 Outside Attorney Fees	\$1,000.00
F8310.0401 JF Shared Expense to F8310.0425 Professional Fees	\$1,375.00
F8320.0461 Automotive Repairs to F1950.0485 Taxes Transmission	\$1,350.00

ELECTRIC FUND:

Transfers:

EE785.0200 Miscellaneous Expense to EE785.0220 Assessments and Fees	\$38,000.00
EE785.0200 Miscellaneous Expense to EE785.0230 Employee Uniforms	\$ 5,000.00
EE785.0200 Miscellaneous Expense to EE785.0240 Testing Equipment	\$ 4,200.00
EE785.0200 Miscellaneous Expense to EE785.0260 Employee Testing	\$ 500.00
EE785.0200 Miscellaneous Expense to EE761.0200 Meter Readg & Collection	5,000.00
EE785.0200 Miscellaneous Expense to EE761.0300 Consumer Billing	\$2,500.00

SEWER FUND:

Raise Revenue:

G3089.000 Other Government Aid	\$15,000.00
G2770 Miscellaneous Revenue	\$ 27,477.50

Lower Revenue:

G2120 Sewer Rents Inside Village	\$27,477.50
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Raise Appropriation:

G9950.0900 Inter Fund Transfer	\$15,000.00
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SEWER FUND CONTINUED

Transfers:

G8110.0110 Attorney Services to G8110.0111 Outside Attorney Services	\$2,000.00
G8110.0420 Grant Writing Services to G8110.0425 Professional Fees	\$ 875.00
G.8110.0420 Grant Writing Services to G8110.0443 Computer Fees	\$ 300.00
G8130.0400 Contractual Expenses to G8130.0200 Equipment	\$2,875.00
G8130.0400 Contractual Expenses to G8130.0419 Office Supplies	\$ 50.00
G8130.0400 Contractual Expenses to G8130.0420 IPP Expense	\$1,000.00
G9030.0800 Fica Benefits to G9040.0800 Worker's Comp	\$ 698.00
G9710.0700 Interest Serial Bonds to G9785.0700 Purchase Installment	\$1,336.38
G9710.0700 Interest Serial Bonds to G9789.0700 Other Debt	\$ 140.68

RESOLUTION duly moved by Forrestel and seconded by Hatswell to approve the above budget adjustments as submitted by Treasurer Kelley be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to allow Daniel Borchert to attend the New York Municipal Power Agency Annual meeting on Wednesday May 25, 2016 in Syracuse at a cost of \$65.00 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Perry and seconded by Hatswell to approve the updated purchasing procedures with the following amendment: purchase orders are required for purchases over \$250.00 instead of \$100.00 be and hereby are approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

Traffic Order #24- moved to next meeting of May 16, 2016

RESOLUTION duly moved by Middaugh and seconded by Forrestel to approve M & T Bank & Chase Bank as approved depositories for the Village of Akron if so needed be and hereby is approved

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to authorized the Mayor to sign the agreement with Computel Consultants to do an audit of the Village of Akron gross receipts with no cost unless an outstanding gross receipts amount is recovered, then the cost would be 40% of the total outstanding receipts recovered be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

#### CORRESPONDENCE

Planning Board Minutes of April 19, 2016

Zoning Board of Appeals Minutes of April 20, 2016

Wm. Schutt & Associates April Monthly Summary

PUBLIC COMMENT: Resident Doug Ceisner stated that with all the problems with the Ash Tree many will be taken down and he feels the contractor should be responsible for the cleanup. Also he believes that the Annual Kick-it First Soccer Tournament should supply their

own security for the weekend. Lastly he asked why a dumpster permit was not issued for 34 Buell Street back in April.

Code Enforcement Officer Borth informed the Board that he did speak to Lisa from Peace of Mind regarding her plans to have a BBQ every Month during the summer on a Saturday. The grill involved may take up two parking spaces in front of her business. The Board would like to have more discussion regarding the whole Main Street parking issue and Main Street Businesses special events.

RESOLUTION duly moved by Perry and seconded by Middaugh to go into executive session regarding contractual issues at 9:21 pm be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

RESOLUTION duly moved by Forrestel and seconded by Hatswell to come out of executive session regarding contractual and personnel issues at 9:41 pm be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE  
E. PETER FORRESTEL - AYE  
MICHAEL R. MIDDAUGH - AYE  
KEITH A. HATSWELL - AYE  
BRIAN T. PERRY - AYE

On motion of Hatswell and seconded by Middaugh at 9:42 p.m. this meeting was ADJOURNED

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MAYOR

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CLERK