

September 13, 2010

A REGULAR MEETING of the Akron Village Board was held on this date at 7:35 p.m. Present: Mayor Carl E. Patterson, Trustees E. Peter Forrestel, Michael R. Middaugh, Kathryn A. Capan and Brian D. Wittlinger; Village Attorney Daniel D. Shonn, Clerk Treasurer Daniel P. Borchert, Chief of Police Richard Lauricella, Superintendent Robert Kowalik and Code Enforcement Officer John Good.

Mayor Carl E. Patterson led us in the pledge to the flag.

RESOLUTION duly moved by Middaugh seconded by Capan, that the Minutes of the Regular Meeting of August 9, be and hereby are approved by the Village Board.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

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

General Fund	\$ 50,958.74
Electric Fund	\$ 73,073.44
Water Fund	\$ 15,243.38
Sewer Fund	\$ 17,512.20
Capital Street	\$ 43,788.92

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

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

John Henderson	101 Buell Street	Roof/Siding	\$25.00
Kurt Schie	42 Jackson Street	Addition	\$555.00
Robert Lucia	225 East Avenue	Roof	\$25.00
Paris Childs	10 Eckerson Avenue	Fence	\$18.00
Linda Carralho	43 Clarence Center Rd	Carport	\$25.00
Michael Brown	8 Madison Avenue	Roof	\$25.00
Charles Kelkenberg	Jackson St/Hake Rd	Sign	\$18.00
Susan Redenbach	164 Main Street	Fence	\$18.00

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Middaugh and seconded by Wittlinger that the following building permit be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Bank Of Akron	Various Locations	Sign	\$18.00
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ADOPTED CARL E. PATTERSON - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

Trustee Forrestel abstained from voting on the above Resolution

RESOLUTION duly moved by Forrestel and seconded by Capan that the following building permit be and hereby is approved with the applications and approval of the Code Enforcement Officer:

Michael Middaugh 153 Main Street Roof \$25.00

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

Trustee Middaugh abstained from voting on the above Resolution

PUBLIC HEARING – Resume adjourned Public Hearing from August 9, 2010 regarding the issue of determination of public nuisance at 37 Cedar Street and 44 Cedar Street. Code Enforcement Officer John Good stated that the properties have shown signs of improvement but still need more time to complete the clean up. He recommended giving both Property Owners until the scheduled Village Board meeting of October 4th, 2010 to comply.

RESOLUTION duly moved by Wittlinger and seconded by Capan to adjourn the findings on both 37 Cedar Street and 44 Cedar Street until the scheduled Village Board Meeting October 4, 2010 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

APPEARANCES – none scheduled

PUBLIC COMMENT – Resident James Drenzo from 114 Buell Street questioned the Board regarding the replacement of treated timber bordering the sidewalk in front of his home. The timber had been installed during a CBDG project and has deteriorated over the years. Discussion was held and the Board turned the issue over to the Streets and Parks Committee for review.

PROJECT REPORTS –

State Street Bridge – Nothing new to report

Joint Facility – Sewer line is being installed along Clarence Center Road. Foundation work has begun and while Code Enforcement Officer John Good was on vacation, back up Code Enforcement Officer Dave Metzger from Clarence completed inspections at the site.

MONTHLY REPORTS –

Departments –

Attorney – nothing new to report

Clerk-Treasurer – The Board received the Clerk’s report for August 2010, together with the September 2010 office schedule. Clerk-Treasurer Borchert informed the Board that he will be attending the NYCOM Fall Training School in Lake Placid, NY from Monday September 20, 2010 – Friday September 24, 2010. Deputy Clerk Elaine

Frey has notified the Clerk of her retirement from the Village of Akron on Thursday October 14, 2010.

Chief of Police – Submitted to the Board his report and the schedule for August 2010 along with the schedule for September 2010. Daniel Harris has been scheduled for his physical and agility test with the County and Chief Lauricella will set up an interview within a week. Chief Lauricella reported that the Thursday night car shows are done for the year but the ACS Football games have begun. The newer patrol car had a transmission overheat which was addressed, also had a battery failure and the battery was replaced. Snow tires have been ordered. Lastly, Chief Lauricella requested an executive session to discuss personnel.

Superintendent of Public Works – The Board received copies of Superintendent Kowalik's August 2010 report. He reported the following: installed new switch, continued D. I. cleaning and rebuilding in the Village, installed new handicap parking/van access and stripping at the Village Hall, made sewer plant repairs, Dump truck #8 is currently being sandblasted, with primer mid-coat & top coat for rust proofing applied and a "slide in sander" installed for the upcoming winter. Electric Truck #10 has a slight fluid leak in the transmission, lastly Superintendent Kowalik attended the Emergency Management work shop for FEMA

VRI – Environmental Services – Ken Scherrieble submitted his report to the Board. Mr. Scherrieble reported that: the Sewer plant had good flow numbers below 200,000, replaced roof on building at the Sewer Plant with a rubber roof, and started rebuilding the secondary clarifier also at the plant, continued painting, patching and mowing.

Code Enforcement Officer – nothing to report

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Capan – Nothing to report

Trustee Middaugh – Informed the Board that the #8 Dump Truck is currently being sandblasted, repainted and having a "slide in sander" installed, also looking into the repairs of the #10 Electric Pick-up as well. Lastly Trustee Middaugh will bring the Dorenzo sidewalk issue to the Streets and Parks Committee for review.

Mayor Patterson – requested an Executive Session regarding personnel, spoke about the Resolution to take ownership of Bloomingdale Avenue, John Street and East Avenue. Mayor Patterson requested Main Street Traffic and Safety to be listed under Old Business on the Village Agenda as well as the Knox Box Policy. Mayor Patterson wanted to take a moment to thank the up-coming retirees of the Village of Akron, mentioning over 140 years of combined skill sets and knowledge which will be greatly missed. Personally thanked, soon to be retired employee, Richard Litfin for many years of service and commitment to the Village of Akron.

Trustee Forrestel – Attended a Water Wastewater Committee meeting where discussion was held regarding the Water Plant, Sewer Plant, budget requests, Capital projects and master metering project. Next meeting is scheduled for December 2010.

Trustee Wittlinger – nothing to report

OLD BUSINESS

Mitigation of Murder Creek – nothing new to report

Village Court –Trustee Wittlinger suggested having conversation regarding the move of the Village Court to the new improved Town Court, with thoughts of the physical move as well as the details of reimbursement of payment of space used.

NEW BUSINESS –

RESOLUTION duly moved by Forrestel and seconded by Middaugh to hold a Public Hearing on October 4, 2010 regarding the 2011 Erie County Community Development Block Grant Program be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Wittlinger and seconded by Forrestel to authorize the Mayor to sign the Erie County 2010-2013 Inter-Municipal Snow Removal and Ice Control Agreement be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

Employee Richard Litfin suggested to the Board to consider the loss of snow plowing monies as well as the maintenance costs such as plowing, signage, stripping before moving ahead with the Resolution regarding ownership of Bloomingdale Avenue, John Street, and East Avenue.

RESOLUTION duly moved by Middaugh and seconded by Wittlinger allowing the Akron Central School to hold its Homecoming Parade on Friday October 15, 2010 at 5:15 pm from Jackson Street to Akron Central School be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Middaugh to accept the resignation of Meter Reader Dale Scroger as of August 15, 2010 be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
E. PETER FORRESTEL - AYE
MICHAEL R. MIDDAUGH - AYE
KATHRYN A. CAPAN - AYE
BRIAN D. WITTLINGER - AYE

Northern Erie Sno-Seekers Request to use bike path for December 15, 2010 – April 1, 2011 Snowmobile Season. Clerk-Treasurer Borchert will invite them to come to the next Board Meeting

Receipt of Certificate of Appreciation from Commissioner of Erie County Department of Health in recognition of the Villages outstanding partnership and performance during the Novel H1N1 influenza pandemic and dedication to the residents of Erie County

CORRESPONDENCE –

Town of Amherst Central Fire Alarm – August 2010 Report

Letter from Village employee Dale Mecklenburg who will be retiring on October 15, 2010

Letter from 2009-2010 Local Government Efficiency Grants Program rejecting the application for Phase II of the Joint Public Works Facility

Letter from Village employee Elaine Frey who will be retiring on October 14, 2010

Letter from Village employee Bryan Sugg who will be retiring on October 15, 2010

Letter from Village employee Richard Litfin who will be retiring on September 28, 2010

Notice from Erie County regarding an electronic recycling event to be held at the GM Tonawanda Engine Plant #5 located on Vulcan Street from 9:00 am – 1:00 pm on September 18, 2010.

Notice from Erie County regarding an Unwanted Pharmaceutical Drop-off to be held Saturday, September 25, 2010 during the hours of 9:00 am – 1:00 pm at the following drop off locations: Kenmore Mercy Hospital, American Red Cross, Village of East Aurora Public Works Barn and Hamburg Fair Grounds

PUBLIC COMMENT – None

RESOLUTION duly moved by Wittlinger and seconded by Capan authorizing the Board to go into executive session at 8:32 p.m. to discuss personnel and litigation issues be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE
 KATHRYN A. CAPAN - AYE
 BRIAN D. WITTLINGER - AYE

RESOLUTION duly moved by Forrestel and seconded by Capan authorizing the Board to come out of executive session at 9:25 p.m. be and hereby is approved.

ADOPTED CARL E. PATTERSON - AYE
 E. PETER FORRESTEL - AYE
 MICHAEL R. MIDDAUGH - AYE
 KATHRYN A. CAPAN - AYE
 BRIAN D. WITTLINGER - AYE

On motion of Middaugh, seconded by Capan, at 9:26 p.m., this meeting was ADJOURNED

MAYOR

CLERK-TREASURER