

May 13, 2024

RESOLUTION duly moved by Middaugh and seconded by Forrestel to go into an executive session regarding the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation at 6:12 pm be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Middaugh and seconded by Forrestel to come out of the executive session regarding the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation at 6:42 pm be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

A REGULAR MEETING of the Akron Village Board was held on this date at 7:10 pm. Present: Mayor Brian T. Perry; Trustees: E. Peter Forrestel, Michael R. Middaugh, and John W. Norton; Attorney Andrew Borden, Clerk Jayne DeTine, Treasurer Sarah Michel, Chief of Police Richard Lauricella, and Asst. Code Enforcement Officer Kevin Paquin.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Forrestel and seconded by Norton that the Minutes of the Special Meeting of April 29, 2024 be and hereby are approved by the Village Board.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION, duly moved by Middaugh seconded by Norton 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	\$	9,015.64
Electric Fund	\$	820.82
Water Fund	\$	7,957.27
Sewer Fund	\$	6,808.66

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

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

Laurie Mozee	12 Colony Pl	Windows	\$50.00
Steven Czechowski	62 Parkview Dr	Pole Barn	\$560.00
Michael Stoness	5 Madison Ave	Roof	\$50.00
James Hayes	8 Pearl St	Sanitary Sewer	\$250.00
Heather Barszcz	106 Buell St	Replace Driveway	\$50.00
Pixley's ShurFine	81 Buell St	Roof	\$225.00
Elizabeth Sindo	20 Eckerson Ave	Replace Driveway	\$50.00

Ford Gum	18 Newton Ave	Concrete Pad	\$50.00
Phyllis Whiting	49 Buell St	Boiler Replacement	\$50.00
Anthony Brough	171 Main St	Demo Shed	\$75.00
Anthony Brough	171 Main St	Fence	\$50.00
Anthony Brough	171 Main St	Shed	\$54.00
BankonBuffalo	46 Main St	Rood	\$200.00

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

Michael Middaugh	69 Main St	Repair Deck Stairs	\$50.00
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ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	JOHN W. NORTON	- AYE

Trustee Middaugh abstained from voting.

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

Pixley's ShurFine	81 Buell St	Temporary	\$50.00
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ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Forrestel and seconded by Norton that the following applications for an Outdoor Dining License for the year 2024 be and hereby are approved in accordance with the application filed and payment of the annual license fee of \$50.00:

Terra House	25 Buffalo St	Yearly	\$50.00
Martin's Mercantile	62 Main St	Yearly	\$50.00

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Forrestel and seconded by Perry that the following application for a Peddler's Permits for the year May 2024 – May 2025 be and hereby is approved in accordance with the application filed and payment of the annual license fee of \$100.00:

Feedmore WNY	Buffalo, NY	Yearly	\$0.00
A Classic Kitchen	Alden, NY	Yearly	\$100.00

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

NEW DEVELOPMENT APPLICATION:

Akron Village Commons LLC	Manufactured Housing Community	\$350.00
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PUBLIC HEARING – None

APPEARANCE – MRB Group – Water Tank Improvements Project – SEQR/Lead Agent – Matthew McKenna from MRB Group came before the Board to present and review the SEQR Part 1. He then asked for the Board to approve becoming the Lead Agent for the SEQR process.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve the following:

WHEREAS, the Village of Akron Board of Trustees (hereinafter referred to as “Village Board”) has reviewed the New York State Environmental Quality Review Act (“SEQRA”) Full Environmental Assessment Form (“EAF”) Part 1, prepared by the MRB Group (hereinafter referred to as “Village Engineer”) on the above-referenced Village of Akron Water Storage Tank Improvements project (hereinafter referred to as “Action”); and

WHEREAS, the Village Board determines that said Action is classified as a Type 1 Action under the State Environmental Quality Review (“SEQR”) Regulations; and

WHEREAS, the Village Board determines that said Action is also subject to review and approval by other involved agencies under the SEQR Regulations; and

WHEREAS, the Village Board determines that it is the most appropriate agency to ensure the coordination of this Action and will provide written notifications to involved agencies, for the purposes of conducting a coordinated review and making the determination of significance thereon under the SEQR Regulations.

NOW, THEREFORE BE IT RESOLVED that the Village Board does hereby declare its intent to be designated as the lead agency for the Action and directs the Mayor to sign and date the Full EAF Part 1.

BE IT FURTHER RESOLVED, that the Village Engineer is directed to provide notice hereof to the involved and interested agencies, seeking their agreement (or objection thereto) in writing on or before noon on **May 15, 2024**.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

PUBLIC COMMENT – Akron Mobile Home resident Kay Green informed the Board that their park filed another lawsuit against owners, Cook Properties, for raising the rent 6%. Several from her park will be traveling to Albany to speak to legislature about rent increases.

PROJECT REPORTS –

Wastewater Treatment Plant Upgrade – Trustee Forrestel reported that a meeting with CPL Engineering and CIR Electric is scheduled for Monday May 20, 2024 at 1pm.

Electric Substation Upgrade – Clerk DeTine reported that the Circuit Switcher bids are due tomorrow May 14, 2024.

State Street Bridge – Mayor Perry reported that he is waiting for a call back from CPL Engineer Dan Duprey for an update of the status of the project.

East Avenue Water/Sewer Line Replacement – Nothing New.

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – Nothing new.

CLERK – submitted report for April 2024. Reported: Attended: the MAOA meeting in Orchard Park along with Treasurer Michel on April 10, 2024, Budget meetings on April 16 and 18, 2024, Planning Board held April 22, 2024; Scheduled “Pies in Park” in Russell Park Shelter for the Akron Community Band Concerts; Worked along with Treasurer Michel to submit the Village’s ARPA report.

CHIEF OF POLICE – submitted report for April 2024 and schedule for May 2024. Reported: Kick It First Soccer Tournament went well, except the Police ended up closing a

portion of Skyline Dr on Sunday due to traffic/parking issues. Also very happy to report that Clerk DeTine notified him that the NYS Division of Criminal Justice Services has approved the Police application for grant funding.

PUBLIC WORKS MANAGER – Excused Absence.

CODE ENFORCEMENT OFFICER –submitted report for April 2024.

AKRON FIRE COMPANY – discussed during Work Session held earlier.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Norton – reported: Visited the Water Plant this morning. Suggested scheduling another Open House at the Water Plant. More to follow.

Trustee Forrestel – reported: a Water Wastewater Committee meeting has been scheduled for Monday May 20, 2024 at 5:30 pm. The HR Department is still waiting on the list from the Union Steward on behalf of the employees.

Mayor Perry – reported: Would like to re-establish the noon whistle sounding off in the Village; HR Committee – will be placing ads for Skilled Laborer/Laborer to replace Thomas Becker who has resigned from his position as a skilled laborer with the Village. Mayor Perry also wanted to thank Treasurer Michel and all the Village Departments for the budget process recently completed. Lastly, he requested an Executive Session regarding personnel.

Trustee Middaugh – reported: Will meet with Chuck and Brandon to review the draft of the AFC contract hopefully this week. Also reported that at the earlier Work Session, Lions Club Members came to request leasing Village land on Mill Street to build a cold storage Pole Barn. A site visit will be scheduled with Lions Members, Public Work Manager Jon Cummings, and Asst Code Enforcement Officer Kevin Paquin.

Trustee Schultz – Excused Absence

OLD BUSINESS –

Eckerson Avenue Property Development Project – Planning Board Chairman Brian Murray suggested zoning changes in this area to start the process of bringing the zoning map into compliance.

American Legion/LL Tillman – Corner of Clinton Ave and Eckerson Ave – Same as above.

Village Property Security/Oversight – Clerk DeTine received notification from the NYS Division of Criminal Justice Services that the Village has been awarded grant monies for this project.

Electric Rate Case – Treasurer Michel is working on the next set of questions from PLM.

NEW BUSINESS –

RESOLUTION duly moved by Middaugh and seconded by Perry to relevy all unpaid water/sewer and refuse balances as of Monday May 21, 2024 on to the 2024-2025 Village taxes be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Norton and seconded by Forrestel to authorize the Mayor to sign the 2024-2025 Village Tax Warrant be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Middaugh and seconded by Norton to move Apprentice Lineman Jason Miller from Grade 12 Step 4 to Grade 12 Step 5 as he successfully completed his six-month probationary period as of May 5, 2024 as per the recommendation of Public Works Manager Jon Cummings be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Forrestel and seconded by Norton to move Apprentice Lineman Brandon Windnagle from Grade 12 Hire Rate to Grade 12 Step 1 as he will successfully complete his six-month probationary period as of June 2, 2024 as per the recommendation of Public Works Manager Jon Cummings be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Middaugh and seconded by Perry to move Part-time Police Officer Daniel Dytchkowskyj from Grade 3 Hire Rate to Grade 3 Step 1 as he successfully completed his six-month probationary period as of May 13, 2024 as per the recommendation of Chief Richard Lauricella be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

CORRESPONDENCE –

Letter from Charter Communications regarding broadcast changes dated April 19, 23, and May 3, 2024.

Assessor’s Report – April 2024

Letter from LL Tillman American Legion asking for help with the Memorial Day Celebration with a speech from the Mayor and his help in coordinating to schedule a real fly-over with Commander Murray and Al Kidder.

Letter from the Memorial Day Celebration Committee to request assistance from the Police Department to post “No Parking: in front of Russell Park on Main Street and to escort the parade from Main Street and Townsend Street down to Russell Park.

RESOLUTION duly moved by Perry and seconded by Norton to authorize the Village Police to place “No Parking” signs along Main Street in front of Russell Park and to escort the parade beginning at Townsend St down Main Street to Russell Park and then on to the Akron Fire Company for the observance at the bridge be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

NYCOM – Advocacy Update

Letter from Akron Celebration Committee requesting Police assistance for traffic control on Buell St and Skyline Dr during the fireworks display; street closings at 8 am for the Power

Wheels race and the Soapbox Derby and for the annual parade (close streets Bloomingdale from ACS to John St, up Townsend to Main St, Main St to Buffalo St); with use of Russell park for the day.

RESOLUTION duly moved by Forrestel and seconded by Middaugh to approve the request from the Akron Celebration Committee requesting the use of Russell Park and the Akron Police assistance with the July 4th events such as policing the corner of Buell St and Skyline Dr for the scheduled July 3rd fireworks, closing of Main St from Church St to Clinton St for the Power Wheels Race and the Soapbox Derby and the closing of the streets in the parade route and posting no parking on both sides of streets in parade route be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

Letter from the Town of Newstead re: establishing a sewer district.

Planning Board minutes from meeting held April 22, 2024.

Letter from Akron Central School Board of Education reg: Electric buses.

PUBLIC COMMENT – Kay Green noted that a Memorial Day Celebration will also be held at the WNY National Cemetery on May 25, 2024 at 10am and a purple heart recipient will be the speaker.

EXECUTIVE SESSION –

RESOLUTION duly moved by Middaugh and seconded by Forrestel to go into an executive session regarding the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation at 8:19 pm be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

RESOLUTION duly moved by Forrestel and seconded by Norton to come out of the executive session regarding the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation at 9:13 pm be and hereby is approved.

ADOPTED	BRIAN T. PERRY	- AYE
	E. PETER FORRESTEL	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	JOHN W. NORTON	- AYE

On motion of Middaugh and seconded by Perry at 9:14 pm this meeting was ADJOURNED.

MAYOR

CLERK