

January 6, 2025

A REGULAR MEETING of the Akron Village Board was held on this date at 7:05 pm. Present: Mayor: Brian T. Perry; Trustees: E. Peter Forrestel, Darin S. Schultz, and John W. Norton; Attorney Andrew Borden, Clerk Jayne DeTine, Treasurer Sarah Michel, Police Chief Richard Lauricella, Public Works Manager Jon Cummings, Code Enforcement Officer Mike Borth.

The Mayor led us in the pledge to the flag. With several High School Students in attendance to complete a part of their Participation in Government course, Mayor Perry and fellow Trustees led a summary of how the Village Board and the staff run the Village.

RESOLUTION duly moved by Forrestel and seconded by Schultz that the Minutes of the Regular Meeting of December 16, 2024 and the Special Meeting of December 24, 2024 be and hereby are approved by the Village Board.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

RESOLUTION, duly moved by Schultz 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  | \$ | 38,303.83 |
| Electric Fund | \$ | 78,241.02 |
| Water Fund    | \$ | 64,714.27 |
| Sewer Fund    | \$ | 10,793.04 |

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

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

|                   |                 |                       |          |
|-------------------|-----------------|-----------------------|----------|
| Erik Polkowski    | 174 Main St     | Sanitary Sewer        | \$100.00 |
| Village of Akron  | 33 Lewis Rd     | Barn Roof             | \$200.00 |
| Timothy Morgan    | 9 Stoneridge Ln | Generator             | \$50.00  |
| Eric Corcoran     | 26 Buell St     | Remodel House         | \$472.00 |
| Akron Celebration | Russell Park    | Ball Drop Celebration | \$ 0.00  |

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|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

RESOLUTION duly moved by Forrestel and seconded by Schultz that the following applications for a Dumpster Permit be and hereby are approved in accordance with the application filed and payment of permit fee:

|                      |                     |         |          |
|----------------------|---------------------|---------|----------|
| Aakron Rule          | 8 Indianola Ave     | Renewal | \$150.00 |
| WNY Bottle & Can     | 52 Cedar St         | Renewal | \$50.00  |
| Allen Thomas         | 20 Mechanic St      | Renewal | \$50.00  |
| Maxx Equities        | 32-42 Westgate Ave  | Renewal | \$50.00  |
| Pixley's Development | 81 Buell St         | Renewal | \$50.00  |
| Whiting Door         | 113 Cedar St        | Renewal | \$150.00 |
| Guy's Subs           | 6 Clinton St        | Renewal | \$50.00  |
| Michael Schmidt      | Knapp Rd Apartments | Renewal | \$100.00 |

|                   |              |           |          |
|-------------------|--------------|-----------|----------|
| Village of Akron  | 33 Lewis Rd  | Temporary | \$50.00  |
| Cloisters/Meadows | Westgate Ave | Renewal   | \$250.00 |

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| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

RESOLUTION duly moved by Norton and seconded by Schultz that the following applications for a Plumbers License for the year 2025 be and hereby are approved in accordance with the application filed and payment of the annual license fee of \$75.00:

|                    |                   |         |         |
|--------------------|-------------------|---------|---------|
| Richard Petschke   | Alden, NY         | Renewal | \$75.00 |
| Timothy Harris     | Clarence Ctr., NY | Renewal | \$75.00 |
| Sean Harris        | Clarence Ctr., NY | Renewal | \$75.00 |
| Bradley Rehwaldt   | Akron, NY         | Renewal | \$75.00 |
| James Frey         | Clarence Ctr., NY | Renewal | \$75.00 |
| William Penepent   | Basom, NY         | Renewal | \$75.00 |
| Michael Dollendorf | Tonawanda, NY     | Renewal | \$75.00 |
| David Muskopf Jr.  | Cheektowaga, NY   | Renewal | \$75.00 |
| Adam Thompson      | Depew, NY         | Renewal | \$75.00 |
| Charles Lett       | Elma, NY          | Renewal | \$75.00 |
| Mark Utech         | Cheektowaga, NY   | Renewal | \$75.00 |
| Joseph Castle      | Lockport, NY      | Renewal | \$75.00 |
| Richard Kuhns      | Lockport, NY      | Renewal | \$75.00 |
| Ricky Hale         | Batavia, NY       | Renewal | \$75.00 |
| Kevin Frost        | Akron, NY         | Renewal | \$75.00 |
| Dan Loudenslager   | Clarence, NY      | Renewal | \$75.00 |
| Daniel Greene      | Lancaster, NY     | Renewal | \$75.00 |
| Steven Bower       | Clarence Ctr., NY | Renewal | \$75.00 |
| Jeff Miller        | Tonawanda, NY     | Renewal | \$75.00 |
| James Swanson      | Niagara Falls, NY | Renewal | \$75.00 |
| Joseph Marchitte   | W. Seneca, NY     | Renewal | \$75.00 |
| Patrick Leary      | Buffalo, NY       | Renewal | \$75.00 |
| Sean Towlson       | Lockport, NY      | Renewal | \$75.00 |
| William Mekarski   | Akron, NY         | Renewal | \$75.00 |
| Anthony Cellino    | Elma, NY          | Renewal | \$75.00 |
| Gregory Zakrzewski | Gasport, NY       | Renewal | \$75.00 |
| Gary Flanders      | Tonawanda, NY     | Renewal | \$75.00 |
| Michael Reed       | Tonawanda, NY     | Renewal | \$75.00 |
| Christopher Cook   | Basom, NY         | Renewal | \$75.00 |
| Salvatore Musso    | Williamsville, NY | Renewal | \$75.00 |
| Martin Brown       | Tonawanda, NY     | Renewal | \$75.00 |

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

PUBLIC HEARING –

RESOLUTION duly moved by Forrestel and seconded by Norton to hold a Public Hearing on Monday February 3, 2025 for Local Law #1 of 2025 to amend the Sewer Code Chapter 122 of the Village Code Book to include a fee to be established when a new development is approved in the Village with plans to connect to the Village Sewer System be and hereby is approved.

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|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

APPEARANCE – None

PUBLIC COMMENT – Jacob Halleck from the Akron Chamber came before the Board to thank them and the Village DPW Streets and Electric Depts, APD, AFC, and Emergency Managers for all their help with another successful Light Up Akron celebration.

PROJECT REPORTS –

Wastewater Treatment Plant Upgrade – Trustee Forrestel reported meeting on site with a CIR Representative regarding the final items left to finish, one being the issue with the Systems Alarm which was resolved. The catwalk has been fabricated and is now being galvanized.

Electric Substation Upgrade – Selected bid was discussed at the earlier Work Session and after the Boards further review will be approved by the February 3, 2025 meeting.

State Street Bridge – Still working with the State to find the balance of grant monies to complete the project. Hoping to hear something by April/May 2025.

East Avenue Water/Sewer Line Replacement – Nothing New

Water Tank Improvements – MRB Group presented their Professional Services proposal to the Water Wastewater Committee meeting last month and presented to the Village Board at the earlier Work Session for approval.

RESOLUTION duly moved by Forrestel and seconded by Schultz to approve the MRB Group Proposal in the amount of \$797,000.00 to provide Professional Engineering Services for the Water Tank Improvement Project be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – Mentioned how he feels blessed to be part of this small Community that embraces the Holidays with School concerts, Chamber sponsored celebrations, decorations, and an all-around Holiday feeling.

CLERK – submitted report for December 2024. Reported: Attended the Electric Substation bid opening on December 5, 2024; attended the MAOA meeting at the Byrd House in Orchard Park on December 11<sup>th</sup>; Office Staff planned and hosted the 2024 Safety Meeting on December 13<sup>th</sup>.

CHIEF OF POLICE – submitted report for December 2024 and schedule for January 2025; Dept wrote 48 parking tickets; Holiday Celebrations went well; ACS events went well other than the lack of parking; grant funded radio, computer, and camera upgrades should be completed by the end of the month; new patrol car is doing great; 2016 patrol car is up for sale with Auctions International.

PUBLIC WORKS MANAGER – reported: all routine maintenance for vehicles/equipment is almost complete; a substantial portion of time was spent on putting up and bringing down all the building and street decorations for the holiday season; tree trimming and planting also underway; snowplowing with the new street staff is going well.

CODE ENFORCEMENT OFFICER – submitted report for December 2024; will begin to plan/schedule fire inspections.

AKRON FIRE COMPANY – reported at the earlier work session.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Norton – attended several Celebration Committee meetings regarding holiday events such as the ball drop which went really well this year. He noted that many employees donate their time to enhance these celebrations, notably Jon Cummings and John Asmus.

Trustee Forrestel – mentioned how cool it is to have the New Year’s Eve fireworks going off right by the 400 year old White Oak Trees; awaiting contact from the Union Representative to discuss both the Police and DPW contracts.

Mayor Perry – reported: Thanked everyone who participated in anyway to the “Light Up Akron” celebration which was a great event.

Trustee Middaugh – Excused Absence.

Trustee Schultz – scheduled a Public Safety meeting is for January 15<sup>th</sup> with APD, AFC, and Emergency Managers to discuss and prepare for the upcoming Spring/Summer Community Events. Also, would like to recommend the approval of the AFC Active Membership Application from Brian Bergman as per the AFC Fire Chief Haist and the Police, Fire, Emergency Services Committee.

RESOLUTION duly moved by Schultz and seconded by Norton to approve the AFC Active Membership Application from Brian Bergman as per the recommendation of AFC Fire Chief Haist and the Police, Fire, and Emergency Services Committee be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

OLD BUSINESS

Eckerson Avenue Property Development – Nothing new.

American Legion/LL Tillman – Corner of Clinton Ave and Eckerson Ave – Trustee Forrestel asked to have this item placed on the February 3, 2025 Work Session so the Board can finalize the changes to the survey with respect to the Legion’s request to purchase or lease a portion of the property.

Electric Rate Case – Treasurer Michel still gathering information for PLM.

Russell Park Shelter – Discussion held about the structural condition of the Shelter. A Meeting has been scheduled for Monday February 3, 2025 at 4 pm to discuss the rehab or rebuild of the shelter with all the parties involved.

Approval of the Akron Fire Company 2025 Fire Officer Positions –

RESOLUTION duly moved by Schultz and seconded by Norton to approve the following AFC 2025 Fire Officer Positions as follows: Elected; Fire Chief-Charles Haist, 1<sup>st</sup> Asst Chief-David DeYoung, 2<sup>nd</sup> Asst Chief-Vacant, EMS Captain-Savannah Winter. Appointed; 3<sup>rd</sup> Asst. Chief-Vacant, Duty Officer-Brandon Chase, Duty Officer-Kate Murray, Warden-Ken Pages, Safety Officer-Keith Hawes, Safety Officer-Vacant as per the recommendation of the Police, Fire, and Emergency Services Committee be and hereby are approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

NEW BUSINESS –

RESOLUTION duly moved by Forrestel and seconded by Schultz to hold the Village of Akron’s Elections on March 18, 2025 at the Village Hall with polling hours from 12 noon to 9:00 pm be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

RESOLUTION duly moved by Schultz and seconded by Norton to approve the amended Intermunicipal Agreement for Operation, Maintenance and Future Capital Improvements for the Joint Highway/Public Works Facility between the Village of Akron and the Town of Newstead be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

CORRESPONDENCE –

Letter from NYSDOT Regional Traffic Engineer Brian Kirby informs the Village Board that the speed limit on Hake Road has been studied again and in conclusion the NYSDOT does not recommend a speed reduction at this time.

Minutes of the Progress and Coordination meeting held regarding the Electric Substation Expansion.

Letter from Jacob Halleck on behalf of the Akron First United Methodist Church asking for relief from their large water bill resulting from an issue with their hot water tank, along with the Leak Allowance Application.

RESOLUTION duly moved by Perry and seconded by Schultz to approve the Leak Allowance Application submitted by the Akron First United Methodist Church be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

Letter from Charter Communications regarding broadcast changes.

NYCOM – 2025 Legislative Program.

PUBLIC COMMENT - None

EXECUTIVE SESSION –

RESOLUTION duly moved by Schultz and seconded by Norton 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 7:55 pm be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

RESOLUTION duly moved by Schultz and seconded by Perry to come out of the executive session regarding the medical, financial, credit, 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 8:57 pm be and hereby is approved.

|         |                    |       |
|---------|--------------------|-------|
| ADOPTED | BRIAN T. PERRY     | - AYE |
|         | E. PETER FORRESTEL | - AYE |
|         | DARIN S. SCHULTZ   | - AYE |
|         | JOHN W. NORTON     | - AYE |

On motion of Forrestel and seconded by Perry at 8:58 pm this meeting was ADJOURNED.

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MAYOR

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CLERK