

## February 08, 2006: Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 8, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Edward L. Salvatore, Trustees H. Dale Banker, John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

Mayor Salvatore opened meeting with the Pledge of Allegiance.

**RESIDENT** Mr. Tony Wynn of  
15 East Academy Street  
addressed Board regarding storm

sewers in his area. Mr. Wynn asked if there were any plans for installation of new storm sewers now that the Grammar School Project is under way. He is concerned as they already have a drainage problem on that street and with that new project he fears it will get even worse. Mayor stated he did not realize that there was a drainage problem in that area. He remembers the problem at the Sargent home but that was do to the fact he had an illegal open drain. Mr. Wynn stated there are drains at the end of the Street but nothing in the middle. Mayor stated we are presently in the middle of doing a survey of both the Sanitary and Storm Sewers which after completed the Village will be applying for a grant. I will check with the Street Superintendent to see what the results were from that area. I am not sure if they have completed that area yet or not. Mayor stated the Grammar School Project should not effect the drainage in that area as they will be connecting on West Academy Street Side into the State System to canal. Mr. Wynn stated he would still like to see something done about the sewers as the neighbors in that area, including himself, always have flooding in their back yards. He also always has standing water in his driveway which he just had redone. Trustee Banker stated maybe we need more catch basin's but with this survey we can at least check to see if there are any cracks or leaks in the system.

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Daniels that there being no error or omissions the minutes of the January 11, 2006 and February 1, 2006 meetings are hereby approved as written.

5 Ayes

**CARRIED**  
0 Nays

**DEPT. REPORT** Moved by Trustee Daniels and seconded by Trustee Sidari approving the Treasurer's report for the month of January.

5 Ayes

**CARRIED**  
0 Nays

**APPLICA- TIONS** The following applications were approved to be placed on file for future reference:

LABORER - Roger Richard

CODE ENFORCEMENT – James Bell

**CEMETERY DEED** Moved by Trustee Banker and seconded by Trustee Neidert authorizing Mayor Salvatore to sign the following Cemetery Deed:

Sally J. Northrop – S.G.  
*223 Deerfield Avenue*

**CARRIED**

5 Ayes

0 Nays

**JUDGE'S REPORT** Moved by Trustee Daniels and seconded by Trustee Sidari approving Judge's report for month of January.

**CARRIED**  
0 Nays

5 Ayes

**CORRES:** Received Environmental Review Record for the Roof and Brick Repair Program from Stuart I. Brown Associates. Document is required by the Governor's Office for Small Cities to satisfy Federal NEPA requirements.

**WATER CONTRACT DISCUSSED** Water contract with Town of Carlton presented for approval. Trustee Sidari stated he would like to review contract first before approving signing it especially seeing as how it is a fifteen year contract. Discussion followed regarding contents of contract. Attorney Gavenda stated there are a few items I need to check with Doug Long and Rick Preston on. A few items need clarification. We could hold a Special Meeting before the Town of Carlton's meeting to sign contract.

**SPECIAL MEETING APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari to table signing Water contract with the Town of Carlton till Special Meeting can be held on Monday, February 13, 2006 at 6:00 PM.

**CARRIED**  
Nay - Trustee Daniels  
Nay – Mayor Salvatore

3 Ayes

**CORRES:** Correspondence received from Northwestern Frontier Association of Village Officials regarding committee to explore the possibility of purchasing joint health insurance. They need representative from each Village to serve on this committee.  
Mayor Salvatore appointed Trustee Neidert to serve on this committee.

**CORRES:** Correspondence received from Lissow Development thanking the Village Street Department and the Village for taking time this fall for helping with the long standing drainage problem on *Meadowbrook Drive* and his property at Arnold Gregory Complex.

**APPROVED FOR PAYMENT** Moved by Trustee Banker and seconded by Trustee Daniels approving the following payments to Chatfield Engineers:

<i>West Bank Street</i>				
Storm Sewer	-	\$ 810.00		
		General Engineering	-	137.50

5 Ayes

**CARRIED**  
0 Nays

**ELECTION INSPECTORS APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving the following to serve as Election Inspectors for the upcoming Village Election to be held on March 21, 2006:

Lucille Bloon	Sally Rytlewski
Mary Lou McGaffick	Lorraine Fortune

Clerk is also approved to pick two more individuals to serve.

5 Ayes

**CARRIED**  
0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Daniels and seconded by Trustee Banker approving payment of the following Village Bills:

General Fund –	\$ 28,271.73	Vou. No. 3845 - 3899
Water Fund –	\$ 27,128.75	Vou. No. 1317 - 1338
Sewer Fund –	\$ 8,665.72	Vou. No. 1245 - 1261

5 Ayes

**CARRIED**  
0 Nays

**RESIDENT DISCUSS: GRAMMAR SCHOOL** Discussion regarding Grammar School Project. Trustee Sidari would like clarification as to how we recoup our money from the State for repairs to building if the Village doesn't own the building. He stated it is his understanding that when we take possession of the building we are only

**PROJECT** going to own it for approximately a few hours, which I am all for as we don't want to own this building any longer than that for liability reasons. It then is turned over to Rural Opportunities and this is not going to take place till 2007. We have to pay for bills upfront out of our Capital Fund then request reimbursement from State. My worry is will the State pay us for money spent on a building we do not own. If you can show me where this has been done before and we have received reimbursement – I would say fine. We are talking a lot of money here I just want to know the logistics of how this is all going to come down.  
Resident Mr. Joe Martillotta asked if there had been an asbestos study done on this property. Mayor stated yes. Mr. Martillotta also asked if any of the Board members had seen the need study that was done by Rural Opportunities. Answer no. He stated Rural Opportunities keeps referring to this study but when asked to produce it they have failed to do so.  
Discussion followed regarding apartments, section 8 and subsidies.  
Mr. Martillotta asked if the Village has to accept these grants – Answer no.

**RES. RE: GRANT FUNDS** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Banker:

WHEREAS, the Village of Albion was awarded by the State, three grants (\$200,000.00, \$ 90,000.00 and \$ 60,000.00) totaling \$350,000.00, and

WHEREAS, the State of New York awarded these grants for the purpose of covering the following but not limited to costs acquisition, engineering fees, architectural fees, securing of building, repairs to building, Phase I and II Environmental Studies, relocation expenses and re-hab on non-residential common areas for the grammar school project at

*16 East Academy Street*

NOW THEREFORE BE IT RESOLVED, the Village of Albion hereby appropriates the money received from any of these three grants to the Grammar School Project at

*16 East Academy Street*

5 Ayes

**CARRIED**  
0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment to Stuart I. Brown Associates in the amount of \$2,000.00 for services regarding the SMSI Grant.

5 Ayes

**CARRIED**  
0 Nays

**RESIDENT** Correspondence received from Mr. Robert Riviere of *16 East Academy St*

*Apt. #8*  
regarding his high water and sewer bill.

Moved by Trustee Neidert and seconded by Trustee Banker to refer letter to Water Clerk Stacie Andrews and Street Superintendent Doug Long for their review.

5 Ayes

**CARRIED**  
0 Nays

**DISCUSS:** Trustee Sidari reviewed recent posting for Street Superintendent position.  
**RE:** He noticed the title was Superintendent of DPW and wondered how this  
**CIVIL** got changed from Village's request for Street Superintendent title  
**SERVICE** He questioned the fact there was no wage range posted on notice and the  
**POSTING** qualifications were totally different than what we sent to the Civil Service  
Office. Civil Service told us we had to fill out qualifications and description  
of job, which we did, and then never used what we sent them.  
Mayor stated he doesn't know how the title got changed but he knew there  
would be no wage range posted that way it leaves the Village with more  
flexibility.  
All agreed this was not the title they requested and the job qualifications  
and description was not what they approved.  
Either the Mayor or Trustee Sidari will call Mrs. Bower to see why things  
were changed.

**DISCUSS:** Mayor discussed his meeting with Mr. Glen King, of Small Cities.  
**RE:** Discussion centered around the Grammar School Project and if the  
**GRAMMAR** Village should partner with the County on the Project. He stated after  
**SCHOOL** discussion with Mr. Chuck Nesbitt the County has decided not to  
**PROJECT** go in partners with the Village as they have a project that needs to be  
addressed and they will be trying to secure a grant through Small Cities  
for it.  
Discussion followed regarding waiting list at Northwoods Apts. and BoBak.

**EXECUTIVE** Moved by Trustee Sidari and seconded by Trustee Banker to adjourn to  
**SESSION** executive session to discuss litigation matters

5 Ayes **CARRIED**  
0 Nays

**SESSION** Moved by Trustee Sidari and seconded by Trustee Daniels to reopen  
**REOPENED** session at 9:35 PM.

5 Ayes **CARRIED**  
0 Nays

**SPECIAL** Moved by Trustee Sidari and seconded by Trustee Daniels approving a  
**MEETING** Special Meeting be held Thursday, February 9, 2006 at 4:00 PM to  
discuss litigation matters.

**CARRIED**  
5 Ayes 0 Nays

**APPROVED** Moved by Trustee Daniels and seconded by Trustee Sidari approving payment  
**FOR** to O'Connell & McClaren LLP in the amount to \$4,421.90 for services  
**PAYMENT** rendered on the Vendetti case.

5 Ayes **CARRIED**  
0 Nays

**MEETING  
CLOSED**

Moved by Trustee Sidari and seconded by Trustee Banker that there being no further business, meeting be adjourned at 9:50 PM.

5 Ayes

**CARRIED**  
0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## February 01, 2006: Village Board Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 1, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, NY 14411.

Present were Mayor Edward L. Salvatore, Trustees H. Dale Banker, John R. Daniels and Michael F. Neidert.

Mayor Salvatore opened meeting with Pledge of Allegiance.

Dean London, Police Department –

- 1) Reviewed monthly report
- 2) Tracs grant completed all cars are up and ready to go. Payments were made for equipment and receipts mailed for reimbursement. Thanked Clerk for filing paper work.
- 3) Balance in Forfeiture account is \$20,654.97.
- 4) Tolerance Center Training is March 8, 2006 in New York City – 23 people from Orleans County will be attending – this grant was received by the School.
- 5) Trustee Daniels asked about B-B gun incident.

Jason Zicari, Cemetery –

- 1) Reviewed monthly report
- 2) Discussion regarding repair of wheels for the Civil War Canon – Jason stated the
- 3) Canon is registered in the Historic Preservation Records. He did find a person to repair wheels at \$550.00 a piece.
- 4) Business as usual.

Kathy Ludwick, Village Office –

- 1) Quarterly report (State and Federal) filed.
- 2) Year end reports to IRS with W3 mailed, W2's and 1099's sent.
- 3) Received new disc's from Code Publishers with birth and death records and they are now on our system.
- 4) Been busy preparing for elections. Have called county for list of election inspectors and Board will appoint them at next week's meeting.
- 5) Met with Mayor to do narratives for grants – presently typing necessary forms.
- 6) Copied and mailed necessary documents for Vendetti Case.
- 7) Set up several meetings for Grammar School project.
- 8) Total of 20 water shut off's for non-payment were done.

Doug Long, Code Enforcement –

- 1) Business busy due to warm weather.
- 2) House Fire Discussed.
- 3) Three annual Fire Inspections done – Day Care's and Clover Hill
- 4) Received plans for First Niagara and Archer Lumber
- 5) Several inspections coming up.
- 6) Nancy is presently sending out notices on trash and vehicles.

Trustee Neidert thanked Doug for helping out with Codes and he is doing a fine job – the Board really appreciates it.

Harry Papponetti – Animal Control

- 1) Quiet month due to weather – nothing exciting.
- 2) Four dogs picked up – no dog bites – one dog struck by vehicle.
- 3) Explained law regarding dogs acquired from drug raids or arrests of individuals
- 4) Dead cat sent away for testing as several kids were handling it.
- 5) Raccoon situation at Mobile Home Park (Oak Orchard Estates). Mr. Bill Scribner has trapping license and was called by home owner to trap it.

Rick Preston, Water Treatment Plant –

- 1) Presented report
- 2) Everything complete with purchase of 520 gallons of Sodium Chlorite from MCWA.
- 3) Completed a NYSDOH recommended on-line course from FEMA for Incident Command.
- 4) Five operators will be attending a seminar in Batavia on February 2, 2006 as part of the required training hours needed to maintain their license.
- 5) For Safety reasons we installed a beam trolley and a chainfall for 55 gallon drums. Each weigh 550 lbs. – cost was under \$300.00
- 6) Overtime reviewed.
- 7) Discussion regarding Town of Carlton water contract. Meeting will be held Saturday morning. Discussion regarding selling water to Kendall.

Doug Long, Street Department –

- 1) Water – Completed monthly readings, performed 25 stake outs for contractors, completed water pit taps so that testing of large meters can commence. Two men will be attending Water Works Conference.
- 2) Sewer – Installed replacement storm sewer line to correct storm drain problem on

*East Park Street*

- , Assisted NYSDOT and Village of Holley in clearing culver drain pipes, repaired park equipment, repaired equipment, cleaned windows at Village Office, washed sidewalks and repaired signs damaged by vandals.
- 3) Streets – repaired pot holes and crews were out only 8 days this month with plowing / salting streets – this has really helped our budget.
  - 4) Discussion regarding smoke testing and televising and the number of deficiencies - end of July to correct due to consent order.
  - 5) Discussion regarding grant for

*Bank Street*

- . Balance left in grant account is approximately \$109,000.00. Doug explained the two quotes one if we hire out to contractor \$236,267.50 and \$119,796.00 if done by Village Forces. If we decide to go forward with this project I would like to order the drain tiles immediately before the price goes up. Trustee Banker stated we should also order the light fixtures as there was quite a hold up last time.

**APPROVAL** Moved by Trustee Daniels and seconded by Trustee Neidert approving  
**TO** the go ahead for the Bank Street Project.  
**PROCEED**

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Banker and seconded by Trustee Neidert approving Street  
**TO** Superintendent be allowed to secure bids for materials needed for Bank  
**SECURE** Street Project.  
**BID**  
**PRICES**

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO SIGN AGREEMENT** Moved by Trustee Banker and seconded by Trustee Daniels authorizing Mayor to sign the following agreement with Rural Housing Opportunities Corporation:

WHEREAS, the Village has assigned to RHOC all of its right, title and interest in and to a certain Option Agreement by and between the Village and William Wittman dated December 1, 2005 (the "Assignment") (the "Option"); and

WHEREAS, it is the intent of RHOC as the Optionor under the Option Agreement to exercise the option contained therein upon receipt of all necessary funding, tax credits and municipal approvals necessary in order to complete the construction of a facility to be known as the Albion Senior living Center located at

*16 East Academy Street, Albion, New York*

NOW, THEREFORE, the Village and RHOC hereby agree that in the event RHOC determines, in its sole and absolute discretion, that it is unable to secure all necessary financing commitments, municipal approvals, environmental reports, tax credit proceeds and other necessary approvals that it will re-assign the Option Agreement to the Village.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO SIGN AGREEMENT** Moved by Trustee Banker and seconded by Trustee Neidert authorizing Mayor Salvatore to sign Third Party Custodian agreement with First Niagara Bank. Contract was reviewed and approved by Village Attorney.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Neidert and seconded by Trustee Daniels to adjourn to executive session to discuss present litigation at 7:55 PM

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Neidert and seconded by Trustee Banker to reopen meeting at 8:20 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Daniels that there being no further business, meeting is hereby adjourned at 8:21 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## January 04, 2006: Village Board Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, January 4, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, Trustees Michael F. Neidert and Bruce P. Sidari.

Mayor opened meeting with the Pledge of Allegiance.

Trustee Neidert reminded all Department Supervisors that the AFLAC representative would be at the Village Office Tomorrow at 10:00 AM and to please let any employee who wishes to attend have the time to do so. It should only take fifteen minutes or so.

### **SUPERVISORS** Dean London, Police Department - **REPORTS**

- 1) Tracs grant update – Ordered all equipment for cars but still waiting for arm rests. All computers in cars should be up and running by next week.
- 2) We have finally received deposits in the Federal Forfeiture Account totaling \$22,695.87. We have written one check for copier maintenance in the amount of \$ 1,199.96.
- 3) A bill was sent to Albion School for their share in the School Resource Officer's salary in the amount of \$32,000.00. The school has agreed to continue with paying half of the School Resource Officers salary for next year as long as it passes the budget process.
- 4) Filed papers to start seizure process of the 2001 SUV, 2005 snowmobile and approximately \$2,500.00 in cash. While these vehicles are awaiting seizure we are responsible for storing them and making sure they are maintained. We presently have them stored in the Street Department building. A representative from the US Marshall Services office was here today to inspect them and has agreed we are in compliance. I would like permission to pursue costs of building a pole barn to be located at the Street Department to store these vehicles, our under cover cars and the bicycles.

**DISCUSS:** Discussion followed regarding location and cost of pole barn . Building could be built for Police use and a section for Street Department. Mayor Salvatore told Chief London to put together a proposal and submit to the Board.

- 5) Sex Offender policy is ready for the Board's review and would like to have item put on next weeks agenda for approval.

Doug Long, Code Enforcement –

- 1) Revoked one C of O - requested to respond per APD.
- 2) Did a couple of inspections and issued one C of O
- 3) There are a few applications that need to be reviewed and I would like to talk to the Village Attorney on a few issues.
- 4) Planning Board and Zoning Board both have meetings coming up on the Grammar School and the signs have been placed on the property.

Harry Papponetti, Animal Control –

- 1) Thirty-five complaint calls

- 2) Fifty-nine village patrols and station log check
- 3) \$205.00 Total fines collected.

**DISCUSS:** Discussion followed regarding the holding of dogs and cats at the County Dog Pound. Prices have increased to \$5.00 per day for dogs and \$3.00 per day for cats.  
Discussion regarding dogs seized during drug raid.

Jason Zicari, Cemetery Department –

- 1) Been very busy – we had our 9<sup>th</sup> Saturday funeral in six weeks.
- 2) Budget is getting close – all part-timers are done.

Kathy Ludwick, Village Office –

- 1) Paid New York State Retirement bills – small balance left in each account.
- 2) Issued seven Bell Jar licenses
- 3) Paid Mr. Klossner for damage to his vehicle
- 4) Conducted survey for direct deposit as requested by Police Dept.
- 5) Re-wrote resolutions for Empire Zone – sent them to Gabrielle Barone and they were approved by the State.
- 6) Worked on items for present litigation.
- 7) Transferred Phil Knight to Excellus Insurance as he was discontinued by Blue Cross & Blue Shield.
- 8) Placed legals in paper for Planning and Zoning Board meeting which will be held January 10 and 12 for grammar school project.
- 9) Getting ready for Upcoming Village Elections – have ordered forms and lined up voting machines and roll books.
- 10) Presently busy working on minutes and grants.

Doug Long, Street Department –

- 1) Water – completed monthly readings of large meters, performed 34 stake outs of Village utilities, repaired one service lateral, replaced two hydrants and completed water work orders issued by Village Office.
- 2) Streets – picked up brush and leaves, repaired pot holes, replaced street signs and crews were out 15 days this month salting -not a lot of snow removal this month so overtime is down for this time of year. Street light survey was conducted.
- 3) Sewer – investigation started to correct storm drain problem on East

*Park Street*

- 4) Miscellaneous – completed installation of Xmas wreaths on poles, assisted Town of Gaines in light repairs at their town building, repaired lights on Canal Park, modified sump pump pit at Village Office – installed 2<sup>nd</sup> pump, installed signs at Beaver Alley and installed wall heaters in exterior restrooms at Albion Visitor Center.
- 5) Received request from Village of Holley to help them televise their drain lines and request from Town of Gaines to use our Bucket Truck.
- 6) Stop sign reflect activity survey will be conducted this week.

**DISCUSS:** Discussion regarding outside bath rooms at Albion Visitors Center. Trustee Sidari asked if it would not be cheaper in the long run if we fixed the plumbing so we could drain the lines there and then we wouldn't have to keep it heated all winter. Doug explained the piping system and he feels it would be very difficult. Trustee Sidari asked if it would be ok if he called in a plumber to give us an estimate to try and correct the situation. Doug said it was ok by him.

Doug stated that employee James Herdendorf retired as of December 13, 2005 which takes him down to 11 employees. He also has one employee out for 12 weeks due to injury to arm.

Rick Preston, Water Department –

- 1) Aric Albright replaced bearings in the Precipitator mixer for #1 –

bound gears need to be replaced. Gears not available due to age. Replace with a new unit cost is \$2,119 each only other option is to have gears built – discussion followed regarding machine.

- 2) Currently working with HACH Co. on a trial seeking EPA approval for chlorite testing.
- 3) Five operators will be attending a seminar in Batavia on February 2 as part of the required training hours needed to maintain their licenses.
- 4) Followed up on references from Randy Doran of Utilitronics. All responses have been positive.
- 5) Received our scores for our semi-annual NYSDOH proficiency testing – all samples analyzed were correct.

**DISCUSS:** Discussion followed regarding water authorities and water commissions.

Fire Department submitted their report by e-mail to Mayor and Board.

Mayor Salvatore met with David Spencer regarding lawn mowing bill for his property on

*Crimson Drive*

. Letter written 9/23/05 received letter on 10/11/05 and post marked 10/07/05 with mowing date of 09/30/05. He responded to Mr. Vendetti but letter was just found recently on Mr. Vendetti's desk unopened so Mr. Spencer obviously never received response to his inquiry.

**BILL CANCELED** Moved by Trustee Sidari and seconded by Trustee Neidert to cancel bill of \$225.00 to David Spencer for lawn mowing due to the mix up in dates.

**CARRIED**

3 Ayes

0 Nays

Mayor Salvatore inquired if the Village has seen the rewritten offer for grammar school. Attorney Gavenda stated he had not received it as yet but would check into it tomorrow.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss present litigation. (7:50 PM)

**CARRIED**

3 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Neidert and seconded by Trustee Sidari to reopen session at 8:20 PM.

**CARRIED**

3 Ayes

0 Nays

**ATTORNEY APPOINTED** Moved by Trustee Neidert and seconded by Trustee Sidari approving O'Connell and McClaren, LLP as council to represent the Village of Albion in litigations matters for the Vendetti case.

**CARRIED**

3 Ayes

0 Nays

**HEARING OFFICER APPOINTED** Moved by Trustee Sidari and seconded by Trustee Neidert appointing James Bell, Esquire as hearing examiner in the Vendetti case.

**CARRIED**

3 Ayes

0 Nays

**APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving

**FOR PAYMENT** payment of bill to O'Connell & McClaren, LLP for services rendered on the Vendetti case in the amount of \$2,732.40.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no further business, meeting be hereby adjourned.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## January 11, 2006: Village Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, January 11, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, Trustees H. Dale Banker, John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

Mayor Salvatore opened meeting with Pledge of Allegiance.

**RESIDENT** Mr. Edwin Crosby of  
350 South Main Street  
addressed Board regarding

veteran exemptions. He would like to see the Village give the Viet Nam disabled veterans an exemption. Percentages were discussed.

Mayor stated the problem for the Village is being the County Seat we all ready have 45% of our property tax exempt. Which leaves the balance of 55% of the people carrying the tax burden.

Mr. Cosby stated he thinks there are very few actual 100% disabled veterans. We will definitely take this under advisement and investigate as to what the impact would be on our overall budget.

Mr. Crosby then addressed the Board regarding speeders on Rt. 98 in front of his home. He feels if the Village could purchase a camera and take pictures of the cars and their plates – this could be a real source of revenue that would help balance the budget.

Mayor stated he will talk to our Chief of Police regarding this matter.

**RESIDENT** Representative from Double Q Agility Dog Club addressed the Board regarding this years upcoming show which will be held July 21 – 23. He also asked Board if it would be OK if the Club started setting up on Thursday night instead of Friday morning. He thanked the Board for their cooperation in the past years and commented on what a fantastic job the parks crew did for them. Mayor stated the residents enjoy the Dog Show being here and we have had nothing but good comments about it.

**DOG SHOW APPROVED** Moved by Trustee Daniels and seconded by Trustee Banker approving Double Q Agility Dog Show be held in Bullard Park on July 21, 22 and 23, 2006 with set up on Thursday night.

**CARRIED**

4 Ayes

0 Nays

**ADJ. TO BILL APPROVED** Moved by Trustee Daniels and seconded by Trustee Banker approving adjustment to Mr. Harry Scibetta's water/sewer bill for 133 W. Park #1 per Doug Long's recommendation due to problem with water heater.

**CARRIED**

4 Ayes

0 Nays

**ADJ. DENIED** Moved by Trustee Sidari and seconded by Trustee Banker denying request from Nathaniel Brooks for adjustment to water bill for 27 North Clinton Street as per recommended by Doug Long.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Sidari and seconded by Trustee Daniels that there being no errors or omissions to minutes from December 14, 2005 and January 4, 2006, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Treasurer's report for the month of December received and accepted.

**APPLICATION** The following application was approved to be placed on file for future reference: STREET DEPT. - Scott Fisken

**CEMETERY DEEDS** Moved by Trustee Banker and seconded by Trustee Daniels authorizing Mayor Salvatore to sign the following Cemetery Deeds:

Evelyn Brady – S.G.

*227 Deerfield Avenue*

Harold B. Miller –

*4159 Woodlawn Avenue SW # 1  
& SW # 2*

Irene B. Smith – S.G.

*104 Deerfield Avenue*

Irene B. Smith – S.G.

*103 Deerfield Avenue*

**CARRIED**

4 Ayes

0 Nays

**SEX OFFENDER POLICY ADOPTED** Moved by Trustee Banker and seconded by Trustee Sidari approving Sex Offender Policy pending approval of Village Attorney.

**CARRIED**

4 Ayes

0 Nays

**JUDGE'S REPORT** Moved by Trustee Daniels and seconded by Trustee Sidari approving Judge's report for month of December.

**CARRIED**

4 Ayes

0 Nays

**AFD MEMBERS APPROVED** Moved by Trustee Daniels and seconded by Trustee Sidari accepting the following as newly approved members of the Albion Fire Department:

Amie Fair

Cory Martindale

**CARRIED**

4 Ayes

0 Nays

**CORRES:** Correspondence from Orleans County Planning and Development regarding FEMA Grant. They are requesting the Board to designate an official to attend their regular meetings to be held during business hours.

**MAYOR APPOINTED TO COMMITTEE** Moved by Trustee Sidari and seconded by Trustee Banker approving Mayor Salvatore be designated to attend the Orleans County Planning & Development meetings regarding FEMA Grant. Trustee Sidari to be back up.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Banker approving payment to Chatfield Engineers in the amount of \$234.00 for General Engineering Services.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Banker approving payment of the following Village Bills:

General Fund -	\$34,079.17	Vou. 3745 - 3808
Water Fund -	\$16,824.88	Vou. 1277 - 1298
Sewer Fund -	\$ 2,440.63	Vou. 1220 - 1233

**CARRIED**

4 Ayes

0 Nays

Trustee Neidert entered meeting.

**RES. STATING NO REG. DAY** The following resolution was proposed by Trustee Banker who moved its adoption and seconded by Trustee Neidert:

NOW THEREFORE BE IT RESOLVED, the Village of Albion will NOT hold a registration day for the upcoming Village Election to be held on March 21, 2006.

**CARRIED**

5 Ayes

0 Nays

**RES. FOR ELECTION** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert:

NOW THEREFORE BE IT RESOLVED, that the General Election for the Village of Albion will be held on Tuesday, March 21, 2006 at the Village Fire Hall building on North Platt Street, Albion, New York with the polls opening at 12:00 Noon and closing at 9:00 PM.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO SIGN CONTRACT** Moved by Trustee Banker and seconded by Trustee Sidari authorizing Mayor Salvatore to sign Solids Disposal Permit renewal with Monroe County Pure Waters as per requested by David Millis.

**CARRIED**

5 Ayes

0 Nays

**DISCUSS:** Discussion followed regarding Public Hearing to amend Local Law allowing overnight parking in municipal parking lots.. There is a problem with tenants in the downtown area not having a place to park in the winter time with the parking ban for plowing.

We have been asked to change the law which now states there will be no overnight parking in the Municipal Parking lots.  
Mayor stated if we are promoting the renovation of the second and third floors in the downtown area for apartments, we have to give them some where to park.  
Trustee Sidari stated it is up to the Landlords to supply proper parking for their tenants.  
Joe Martillotta stated there should be a nominal fee charged to landlords for allowing their tenants to park overnight in the parking areas and a permit issued to these individuals.

**PUBLIC HEARING SET**

Moved by Trustee Neidert and seconded by Trustee Daniels approving a Public Hearing be held March 8, 2006 at 7:00 PM to amend the Codes of the Village of Albion allowing parking overnight in municipal parking lots.

**CARRIED**

5 Ayes

0 Nays

**SEQR**

The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert :

RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) regulations, the Village Board of the Village of Albion hereby announces its intent to serve as lead agency to conduct an environmental review of a project to provide grant and loan funds to for roof and brick repair on buildings in the downtown business district. In accord with the likelihood that the Village Board will serve as lead agent, the Board has prepared an Environmental Assessment of the significance of and potential environmental impact of the proposed project, as described below.

FURTHER RESOLVED, the Village Board has determined that, as the project is located in a Historic District listed on the National Register of Historic Places, the proposed action is a Type I action as defined under SHIPO for approval and will comply with this agency's requirements, and be it

FURTHER RESOLVED, that the Village Board hereby accepts the Environmental Assessment of this project, prepared by Stuart I. Brown Associates, Inc., and be it

FURTHER RESOLVED, the Village Board will notify the Involved Agencies of its intention to act as Lead Agency for this project and will provide them with a copy of the full Environmental Assessment Form. The Village Board further declares that, based on the Environmental

Assessment which has been prepared, it finds that the project will not result in significant damage to the environment. Therefore, the Village Board does not anticipate the preparation of an Environmental Impact Statement for the project.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO SIGN EAF REPORT**

Moved by Trustee Sidari and seconded by Trustee Banker authorizing Mayor Salvatore to sign the Full Environmental Assessment Form (EAF) pertaining Small Cities 2005 Grant ( Roof and Brick Repair).

**CARRIED**

5 Ayes

0 Nays

**RES. RE: LANDMARK SOCIETY GRANT SUPPORT**

The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Banker:

WHEREAS, the Landmark Society of Western New York has applied for funds from the Quality Communities Program to initiate a Main Street Revitalization Coordinating Program for the Western Erie Canal Heritage

Corridor and undertake focused revitalization planning work in two communities.

WHEREAS, the Village of Albion is located in the Western Erie Canal Heritage Corridor and has a community center that will benefit from revitalization assistance through this program.

RESOLVED, that Village officials and personnel are authorized to cooperate with the staff and consultants hired by the Landmark Society of Western New York to implement this project and to fully collaborate with them in making it a success.

RESOLVED, that the Village of Albion will work with heritage corridor staff to identify and secure funding to implement the recommendations at the end of the two- year revitalization planning process and will commit such funds as it is able to at that time toward hiring a Main Street coordinator.

RESOLVED, that the governing body of the Village of Albion supports this application for funds to support Heritage Corridor Main Street Revitalization and do focused revitalization planning work in our municipality.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Mr. Joe Martillotta questioned whether purchase option has been signed for the purchase of  
*16 East Academy Street*

Mayor stated we have a verbal agreement and option is suppose to be signed tomorrow.

**EXECUTIVE SESSION** Moved by Trustee Neidert and seconded by Trustee Sidari to adjourn to executive session to discuss a litigation matter at 7:55 P.M..

**CARRIED**

5 Ayes

0 Nays

**SESSION OPENED** Moved by Trustee Sidari and seconded by Trustee Banker to reopen session at 8:23 PM.

**CARRIED**

5 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Banker and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 8:25 P.M.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## February 09, 2006: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Thursday, February 9, 2006 at 4:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, Trustee H. Dale Banker, John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

Mayor opened meeting with the Pledge of Allegiance.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss present litigation matters at 4:01 PM.

**CARRIED**

5 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 4:55 PM.

**CARRIED**

5 Ayes

0 Nays

### **MOTION SETTING TERMS**

Moved by Trustee Sidari and seconded by Trustee Banker as follows:

Mr. Ronald Vendetti will be called back to work immediately.

Mr. Vendetti will have 21 days to accept either payment to December 31, 2006 which will terminate his employment with the Village of

Albion as of this date or accept terms and conditions as set forth

by

Village outside Council for the termination of administrative leave.

**CARRIED**

5 Ayes

0 Nays

**DISCUSS:** Discussion followed regarding Managerial Contract. Board will review requests submitted and will readdress at a future date.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Daniels that there being no further business, meeting is hereby adjourned at 5:10 PM.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## February 13, 2006: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Monday, February 13, 2006 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, H. Dale Banker, Michael F. Neidert and Bruce P. Sidari.

Mayor opened meeting with the Pledge of Allegiance.

### REVIEW OF WATER CONTRACT

Trustee Sidari reviewed water contract with the Town of Carlton.  
Items noted:

- 1) Out of the thirteen meters Carlton pays rent on three which there meter rent is amortized over a twenty year period. Four of these have had the same reading for and one not billed in three years. This causes me concern and I feel they should be looked into. There may be a good reason but I feel we should find out.
- 2) Discussion regarding the testing of the meters and who should pay for the cost. What now is \$400.00 is going to turn into \$1,500 to \$2,000 once the new regulations are in place. I talked with Rick regarding this and he stated the reading in the contract is such that the Town will have to pick up the extra cost.
- 3) Repairs of meters – the contract states the Village will bear the costs and the Town's will help with manpower. Question was should the Village just be responsible for the three meters owned by the Village. Contracts with other municipalities were reviewed to see if this is stated in all contracts.
- 4) Trustee Sidari would like to see a clause added to the contract stating the Town, after they do their quarterly billing, let the Village know how many gallons they billed so the Village can compare gallons billed to the Town. This will let us know, and the Town, if there is a problem or possible leak some where.

### WATER CONTRACT APPROVED

Moved by Trustee Sidari and seconded by Trustee Neidert approving Mayor Salvatore to sign water contract with the Town of Carlton as amended.

**CARRIED**

4 Ayes

0 Nays

### DISCUSS:

Discussion regarding the 2006 Small Cities Grant application. Correspondence from Stuart I. Brown Associates received explaining grant and time frame for Public Hearings.

### APPROVAL TO PROCEED FOR GRANT

Moved by Trustee Sidari and seconded by Trustee Banker approving the Village proceed to apply for the 2006 Small Cities Grant.

**CARRIED**

3 Ayes

0 Nays

**APPROVAL TO HOLD PUBLIC HEARING** Moved by Trustee Banker and seconded by Trustee Sidari approving the Village of Albion hold Public Hearings on March 1, 2006 and March 8, 2006 to discuss community development needs and priorities and to provide residents with information about the Small Cities 2006 program.

**CARRIED**

3 Ayes

0 Nays

**APPROVAL TO HOLD PUBLIC HEARING** Moved by Trustee Sidari and seconded by Trustee Banker approving to hold a Public Hearing on March 8, 2006 at 7:15 PM to adopt a Local Law amending the Codes of the Village Of Albion specifically Chapter 263 Vehicle and Traffic and Chapter 161 Fire Prevention and Building Construction.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Banker that there being no further business, meeting be adjourned at 7:00 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## January 18, 2006: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held on Wednesday, January 18, 2006 at 4:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Edward L. Salvatore, Trustees H. Dale Banker, John R. Daniels, Michael F. Neidert and Bruce P. Sidari.  
Also in attendance was Attorney John Gavenda and Village Clerk Kathleen R. Ludwick

Mayor opened meeting with the Pledge of Allegiance.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss a present litigation. (4:02 PM).

**CARRIED**

5 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Daniels to reopen session at 5: 10 PM.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL FOR SETTLEMENT** Moved by Trustee Daniels and seconded by Trustee Banker approving proposed settlement agreement to resolve the charges and disciplinary action against Mr. Ronald Vendetti:

The Albion Village Board will allow Mr. Vendetti to resign his position as Codes Enforcement Officer for the Village of Albion effective 6/30/06. Mr. Vendetti will receive his pay and benefits through June 30, 2006 including the 30 days he was not paid for in December.  
Mr. Vendetti will not be required to return to work.  
All charges will be dropped.

**CARRIED**

5 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned at 5:20 P M.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer

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## March 01, 2006: Village Board Meeting

### Body:

The Workshop meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, March 1, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore Trustees H. Dale Banker, John R. Daniels and Michael F. Neidert.

Mayor Salvatore opened meeting with the Pledge of Allegiance.

### **PUBLIC HEARING SMALL CITIES GRANT APPLICA- TION**

7:00 PM Public Hearing to discuss community development needs and priorities and to provide residents with information about the Small Cities program.

Mayor Salvatore opened Public Hearing by explaining the Small Cities Program. He explained this grant money is made available under Small Cities and is a highly competitive grant. Every Town and Village will be applying for these funds. Approximately \$48 million will be made available. Maximum amount for a single community application is \$400,000. and county application is \$600,000. depending on needs. He explained that Small Cities Federal Government and HUD provides funds to CDBG programs then turn it over to Small Cities – they have a limited amount of money. They have to determine where this money is available and what they are going to concentrate on. We know it is going to be hard to receive this money for the next couple of years because it will be going down South due to hurricane. They also have priorities and I have spoke with Frank Reynolds and Glen King and have found out the priority is housing – low to moderate income. It costs us \$5,500.00 to apply for these grants so we want to apply for what the high priority is. If you don't apply for the right thing you won't get in.

Michael Hadick asked what is the target for these funds?  
Mayor Salvatore stated funding will be for

*Academy Street*  
project

which has been on board for two or three years. Several Groups such as Board Members, Congressmen, Assemblymen, School Committees, the Betterment Committee – we feel anything else brought up would not get funded. We will be partnering with Rural Opportunities and this is not an easy project. This funding will be for 1<sup>st</sup> floor business's only it is not for the housing on 2<sup>nd</sup> and 3<sup>rd</sup> floors.

Discussion followed regarding tax abatement.

Question was asked how much senior citizen housing do we have now and is there any vacancies?

Mayor stated both BoBak and Northwood Apartments have a waiting list and there are no vacancies at present time.

Mayor stated we feel this will fix a blighted area. We also have a project where we are purchasing three houses – this is all part of the comprehensive plan. These are all functions within our strategic plan. We will be either tearing down the house or reconstructing them to single family dwellings, owner occupied.

Mayor asked if there was anyone else who wished to speak regarding Public Hearing.

### **HEARING CLOSED**

Moved by Trustee Neidert and seconded by Trustee Daniels that there being no further comments, Hearing be hereby closed.

**CARRIED**

It was then stated that the next portion of the meeting was a non participating public meeting.

**DEPT.  
REPORTS**

Dean London, Police Department –

- 1) Presented monthly report.
- 2) Drug arrests last Friday – recovered several guns – investigation is on going. Because of these arrests we are solving several other burglary cases.
- 3) Officer Fuller and myself will be traveling to New York on March 7 with the Albion Central School for the Friends of Education Award Conference. If all goes well Albion District could be chosen for pilot program.
- 4) I will be off for a couple of days starting tomorrow.

Hats off to the officers for a job well done. Due to the drug raid seven individuals were taken off the streets

Doug Long, Street Department –

- 1) Water – two men attended seminar, performed 12 stake outs, repaired two water services and a water main line valve.
- 2) Sewer - Clean and televised some section of sanitary mains on both West and

*East Bank Street*  
and checked sanitary problem reported by resident.

- 3) Streets – Hauled winter mix and repaired pot holes, removed snow from parking lots, crews were out plowing/salting streets 14 days this month.
- 4) Miscellaneous – replaced 2 street light diffusers, street sweeper maintenance for spring, repaired/replaced street signs as needed, repaired winter banners, removed all banners later in month, repaired furnace at AFD, assisted Mt Albion Cemetery as needed and started AFD restroom project.

It was noted the Board would like a representative from the Fire Department to attend the monthly workshop meetings.

Rick Preston, Water Treatment Plant –

- 1) Break Wall project is progressing – they are letting it out to Bid.
- 2) Weather conditions created heavy wave action this month that tested the operator's skills and water quality was excellent. A good job done by all.
- 3) Started the Annual Water Quality Report – waiting for data from Towns.
- 4) New regulations take affect in March of 2006 for Disinfection by products and Cryptosporidium testing. We will have to submit our sampling plan by October of 2007, complete a Distribution System Evaluation by September 2009, file the Evaluation by January of 2010 and start compliance sampling by 2013 for Disinfection by products. Cryptosporidium monitoring will be required starting in April 2008.
- 5) Budget has been completed and submitted.
- 6) Completed our quarterly Disinfection Byproduct monitoring.
- 7) Town of Murray is requesting Board approval to supply water to two proposed new water district. WD # 12 would use 8,050 gpd and a joint district with Kendall would use a max. of 16,000 gpd. Town of Gaines also has requested water for their extension on Crandall and Latin Roads. Will need these requests to be on agenda at Wednesday's Board meeting.
- 8) Meter in Booster Station #2, that measures water we use to inject chlorine back into our main, from the Town of Barre's system, only registered 173,698 and the meter averages 1,344,324 gallons per quarter. Barre did not receive the correct credit on the last billing

I recommend that we add it to the next billing.

Trustee Neidert asked if we need to purchase a different type of meter for Barre. It was also suggested to take screen off meter. Discussion followed regarding types of meters.

Discussion regarding overtime hours at Water Treatment Plant.

Jason Zicari, Cemetery Department –

- 1) Sold one grave and prepared necessary paper work
- 2) Continued repairs of civil was cannon.
- 3) Had septic tank pumped for tenant.
- 4) Constructed four new planter boxes for cemetery, sealed & painted.
- 5) General maintenance – plowed snow, picked up limbs and debris from high wind events.
- 6) Finalized and submitted new budget
- 7) Assisted families and monument dealers with grave locations

Ron Vendetti, Code Enforcement –

- 1) Presented monthly report and stated he had noting to add.
- 2) Trustee Neidert asked about Ace Hardware. Ron stated he expected to see plans any day now. Mayor stated they expect to be open by end of March.
- 3) Mayor stated People's has rented out 15,000 sq ft in the old Ames Plaza.  
This is a retail clothing store similar to a small Penney's type store. There will be 20,000 sq. ft. left in the plaza.

**DISCUSS:** Trustee Neidert stated the Church will be coming down for their demolition permit for the house on

*East State Street*

. It was noted that the Village Board has already made a motion approving the demolition of this house.

Trustee Neidert stated if the Historic Preservation Committee wished to salvage anything before demolition they would be welcomed to it.

Code Officer stated it would be his suggestion that there be a Historical Society who would collect appropriate things they could reuse but it would be a project the Village certainly could not take on.

Discussion followed regarding

*128 McKinstry Street*

and

*11 Ingersoll Street*

.

David Millis, Pollution Control Facility –

- 1) Aric completed his Grade 3 test.
- 2) Treatment down to 1.8 million which is historically not to bad. It will definitely help keep down the electric bill.
- 3) Thanked Board for their understanding during his treatment time.

Kathy Ludwick, Village Officer –

- 1) Busy reviewing election laws and getting ready for upcoming elections. Have ordered three machines for Election Day. Prepared and sending out absentee ballots. Received list for permanently disabled voters from County. Ordered machine set ups from Fort Orange Press.
- 2) Helped Rural Opportunities with all the paper work they needed to file for their upcoming grant application.
- 3) Working on Budget figures.
- 4) Per request of Nesbitt's former office the Village Office has taken over the appointment book for

*121 North Main Street*

.

*last Court*

- 5) Water Billing was mailed on February 10, 2006.
- 6) Met with Court Clerk, Denise Cornick, they held their

on Tuesday night. We discussed the transfer of files and will be

meeting again soon to discuss the work that will be involved for the Village Office from this point on.

**DISCUSS:** Chief London presented notice received from Rotary Club that they will erect Welcome To Albion signs. One to be located on West Avenue and one on South Main Street . Signs will be 10 X 12 ft. . Civic Organizations will be able to purchase space and their will be a section for Church locations. After sign is up they will turn them over to the Village. He asked about sign ordinances. Code Office Vendetti stated there is no allowance in code for this. There is an exclusion for governmental signs. We are still working on redoing our sign ordinance.

Discussion followed regarding Managerial Contract. Board told Clerk to put on agenda for next weeks meeting.

**DISCUSS:** Mayor stated he had meeting with representative from Wal-Mart. He stated the opening date is set for June 14, 2006. Medina Savings and Loan will have a bank in the store and Subway will have a section however there will not be a gas station area.

**CORRES:** Correspondence from Stuart I. Brown Associates regarding Annette Pinto's application for the Village's Small Cities Revolving Loan Fund. Ms. Pinto is requesting \$30,000.00. Their recommendation is to approve Ms. Pinto's request. Discussion followed regarding if there was ever a credit report done and references.

**LOAN APPROVED** Moved by Trustee Neidert and seconded by Trustee Banker approving Loan for \$30,000.00 to Ms. Pinto for Common Ground Café from the Revolving Loan Fund pending receipt of credit report, references and list of collateral items and Attorney's approval of these items.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Mayor discussed the AIMS aid, or Revenue Sharing, and the fact the State is looking to reinstate it which would be a great aid to us in revenues for our budget.

**REV. SHARING**

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Banker that there being no further business, meeting is hereby adjourned at 9:10 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## March 08, 2006: Village Board Minutes

### Body:

The Regular Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, March 8, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Deputy Mayor H. Dale Banker, Trustees John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

Deputy Mayor Banker opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING** 7:00 PM Public Hearing opened for the purpose of amending the Local Laws of the Village of Albion specifically Chapter 263 Vehicle and Traffic Article IV (31.1) Parking Restrictions.

**HEARING POSTPONE** Moved by Trustee Neidert and seconded by Trustee Sidari to postpone Public Hearing as the writing of the amendments to the Law has not been completed.

#### CARRIED

4 Ayes

0 Nays

Deputy asked if there were any residents who wished to speak to the Board. No response.

**MINUTES APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert that, there being no errors or omissions, the minutes of the February 8, 2006, February 9, 2006, February 13, 2006 and March 1, 2006 are hereby approved as submitted.

#### CARRIED

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Neidert and seconded by Trustee Sidari accepting the Treasurer's report for the month of February.

#### CARRIED

4 Ayes

0 Nays

**APPLICA-TIONS** The following applications were approved to be placed on file for future reference:

Cemetery Maint.: Matthew Tabor ; Robert Ashworth ; Ray Santiago

P-T Parks Maint.: Ray Smith Jr. ; Michael R. Donnelly

**AMEND-MENTS TO CONTRACT** Moved by Trustee Daniels and seconded by Trustee Neidert accepting correspondence from David Rice and Dale Snyder informing Board they have chosen to opt out of the Village's Medical Coverage as per Article XIV, Section (d) of the Union contract.

#### CARRIED

4 Ayes

0 Nays

**JUDGE'S REPORT** Moved by Trustee Neidert and seconded by Trustee Daniels approving Judge's report for the month of February.

**CARRIED**

4 Ayes

0 Nays

**WATER SALE APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving water main extension as per requested by Town of Gaines for Water District # 7. Request recommended for approval by Rick Preston, Water Treatment Plant Supervisor.

**CARRIED**

4 Ayes

0 Nays

**WATER SALE APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving water main extension requested by Town of Murray for Water District # 12. Request recommended for approval by Rick Preston, Water Treatment Plant Supervisor.

**CARRIED**

4 Ayes

0 Nays

**WATER SALE APPROVED** Moved by Trustee Neidert and seconded by Trustee Daniels approving water main extension requested by Town of Murray for Water District # 3 which will serve *Peter Smith Road* in Kendall, New York. Request recommended for approval by Rick Preston, Water Treatment Plant Supervisor.

**CARRIED**

4 Ayes

0 Nays

**REQUEST** Mr. Gene Christopher, Supervisor for Town of Albion, addressed Board requesting help with some of the costs of moving Court to Town of Albion. Extra items needed such as metal detectors, etc. are going to cost approximately \$5,400.00

**MOTION RE: COURT RIEMBURSEMENT** Moved by Trustee Sidari and seconded by Trustee Neidert to table motion regarding request from Town for help in court costs till the budget can be checked to see if there is a balance in the court account.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion followed regarding court costs and grants that might be available.

**PAYMENT APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving the following payments to Stuart I. Brown Associates:

2005 Small Cities Roof & Brick Repair - \$ 2,857.50  
Revolving Loan Fund - \$ 482.50

**CARRIED**

4 Ayes

0 Nays

**PAYMENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving the following payment to Chatfield Engineers:

Planning Board Services - \$ 192.50

**CARRIED**

4 Ayes

0 Nays

**BILLS APPROVED** Moved by Trustee Daniels and seconded by Trustee Neidert approving the payment of the following Village Bills:

General Fund	-	\$ 35,33.16	Vou. No. 3935 - 4003
Water Fund	-	7,547.36	Vou. No. 1354 - 1370
Sewer Fund	-	4,670.74	Vou. No. 1274 - 1287

**CARRIED**

4 Ayes

0 Nays

**PAYMENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment to O'Connell & McClaren in the amount of \$3,237.10 for services regarding litigation.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT REQUEST** Request received from Mr. Charles Robert Jr. of 52 Heritage Estates for adjustment to his water / sewer bill due to the fact he had a water leak under his trailer and water did not go down the sewer.

**ADJ. TO SEWER BILL** Moved by Trustee Neidert and seconded by Trustee Daniels approving Mr. Charles Robert Jr. of 52 Heritage Estates receive an adjusted sewer bill as he had a water leak under his trailer and the water did not go down the sewer. Adjustment was recommended by Street Superintendent, Doug Long.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT REQUEST** Request received from Mr. John Dailey of *218 South Main Street* for adjustment to his water / sewer bill due to the fact he had a frozen water pipe and the water did not go down the village sewer system.

**ADJ. TO SEWER BILL** Moved by Trustee Neidert and seconded by Trustee Daniels approving Mr. John Dailey of *218 South Main Street* receive an adjusted sewer bill as his leak did not go down the village sewer system. Adjustment was recommended by Street Superintendent, Doug Long.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT REQUEST** Request received from Ms. Teresa Martillotta of 234 Oak Orchard Estates for adjustment to her sewer bill due to the fact her water leak did not go down the village sewer system.

**ADJ. TO SEWER BILL** Moved by Trustee Sidari and seconded by Trustee Neidert approving Ms. Theresa Martillotta of 234 Oak Orchard Estates receive an adjusted sewer bill as her leak did not go down the village sewer system. Adjustment was recommended by Street Superintendent, Doug Long.

**CARRIED**

4 Ayes

0 Nays

**RET. NOTICE** Moved by Trustee Neidert and seconded by Trustee Daniels accepting notice received from Street Superintendent, Doug Long, stating his retirement date

ACCEPTED from the Village will be January 12, 2007.

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING RE:SMALL CITIES GRANT** 7:20 PM Public Hearing opened to discuss community development needs and priorities for Upcoming Small Cities Grant application and to provide resident with information about the Small Cities Program.

**CITIES GRANT** Mr. Clifford Thom of

*Platt Street*

addressed Board stating the Village had applied last year for a grant and only received partial. The part for drainage where he lives on

*Platt Street*

did not get funded. He was wondering if funds

could have been made available this year under this round of Small Cities. He realizes it is probably to late now to get something together, however, he wondered if it would be possible to put something together for next year. I am not against the Grammar School Project but I feel we need to take care of the infrastructure of the Village We need to think about our Sanitary Sewer system also maybe you could combine a Sanitary Sewer grant with a Storm Drain Grant. We need to consider what is going to happen down the road. Deputy Mayor Banker agreed we need to consider the Sanitary Sewers as we are under a consent order right now from DEC so we are presently televising for inflow infiltration – we have 30 miles of sanitary sewer lines in the Village. We are just about done with the televising and the cost is going to be extremely high to correct the situation. There are several areas of the Village that need drainage but when you go for a grant you have to pick low income areas. Resident Kevin Sheehan discussed the installation of sewer lines. Resident Beth Navarra addressed Board regarding Grammar School Grant. She would like to see report that everyone is talking about that Rural Opportunities did but no one has seen. She would like to see the needs survey that was conducted.

Trustee Sidari stated he would also like to see the survey as there is a question regarding Day Care – some say there is one – others say there is not. I would also like to see how committed Nutri Fare is to going in there and was there a market study done.

Charles Nesbitt Jr. stated funding is in place for Nutri Fare and the County will be leasing a portion of the building to them.

Some one asked what the cost of the project will be as there are many figures being thrown around and there is a 24 unit senior citizen housing being considered for Gaines – Mr. Nesbitt stated around 6.8 million.

Mr. Martillotta asked if it was true that the Town gave them a 50 year tax exemption. Mr. Gene Christopher answered yes.

Discussion followed regarding several other topics such as qualifying income (one grant says \$34,000.00 but Amy Casciani stated at a Public Hearing it was \$19,000.00 to \$25,000.00) some people hear \$21,000 to \$22,000.00, and if children are allowed. Mr. Martillotta stated they should have answers for a multi million dollar project.

Mr. Bill Coxeter stated the trees on the Grammar School property are a hazard. The ones on the South and East sides need to be addressed. He also discussed drainage problem he is having. His neighbor has a sump pump problem. Board stated they will have the code officer check it out.

Discussion regarding

*121 North Main Street*

and whether we are making a

profit. Answer no but at least we have a functioning building in the downtown area. Deputy Mayor Banker explained the circumstances as to why the Village had to take the building back and fix it up.

Trustee Sidari stated he did call Stuart Bown's Office and the present grant had other categories we could have applied for but it is to late to try and divert the money to another project. I feel nothing was tied together as no-one has ever seen the plans and the plot plans are pretty limited.

Charlie Nesbitt has done a great job getting the Village grant money and he has put forth a lot of effort and he has done a lot which we are very appreciative of.

I guess I just felt we had so many other infrastructure problems I thought this money could have helped elsewhere.

Discussion followed regarding grant we did not get which included

*Platt Street*

drainage.

Trustee Sidari stated my only concern is that I don't want the Village to own this building for more than 12 seconds and that is what we were told would happen now there are questions as to how we are going to get repaid for the other two grants if we don't own the building. I just want to know what are the mechanics of paying this money.

Mr. Martillotta asked what happens if the Village buys the building and Rural Opportunities can't get the grant for some reason. Is the Village now liable?

Discussion followed regarding asbestos in building.

Trustee Neidert stated if we move ahead I suggest we move with caution.

Some one asked why the Town's were not involved in being part of this venture and if it was true the Town gave Rural Opportunities a 50 year tax exemption - response - they were approached but the Town decided they

50

would support the project but not with dollars. The Town did give them a year exemption.

**HEARING  
CLOSED**

Moved by Trustee Sidari and seconded by Trustee Neidert to close hearing.

**CARRIED**

4 Ayes

0 Nays

Motion by Trustee Daniels to adopt resolution for 2006 Small Cities Grant. – no second Trustee Daniels stated he was not withdrawing his motion.

**SPECIAL  
MEETING**

Moved by Trustee Neidert and seconded by Trustee Sidari that the Village Board hold a Special Meeting on Thursday, at 4:00 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION**

Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session.

**CARRIED**

4 Ayes

0 Nays

**SESSION  
REOPENED**

Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 9:10 PM.

**CARRIED**

4 Ayes

0 Nays

**RES. RE:  
2006  
SMALL  
CITIES  
GRANT**

The following resolution was proposed by Trustee Daniels who moved its adoption and seconded by Trustee Neidert:

RESOLVED, that the Mayor of the Village of Albion, Orleans County, New York, is hereby authorized as the official representative of the Village to execute and submit a Small Cities application to the administrative agency for the Fiscal Year 2006 program, all understandings and assurances contained therein, and is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as as may be required.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:**

Discussion regarding Village of Albion Managerial Contract.

**CONTRACT** Moved by Trustee Neidert and seconded by Trustee Sidari approving to extend  
**APPROVED** the Village of Albion Managerial Contract to May 31, 2009 with the following changes:

- 1) Health Insurance Paid by employees increased to 12%
- 2) Policy to be signed by a Village Official.
- 3) Buy Back and Sell Back amended allowing 10 roll over days and 10 buy back.

**CARRIED**

4 Ayes

0 Nays

**MEETING** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no  
**CLOSED** further business, meeting is hereby adjourned at 9:40 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Village of Albion, Clerk - Treasurer

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## March 09, 2006: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustee of the Village of Albion was held Wednesday, March 9, 2006 at 4:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, Trustees John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matter and present litigation.

**CARRIED**

4 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 4:35 PM.

**CARRIED**

4 Ayes

0 Nays

**CORRES. TO BE SENT** Moved by Trustee Daniels and seconded by Trustee Neidert authorizing Attorney Gavenda to inform Village council O'Connell and McClaren, to present settlement terms as submitted.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS. RE. MEDICAL COVERAGE** Trustee Neidert discussed the fact that the Police would like the option to opt out of the Village Medical Policy as the other Departments do. No one could see a problem with this. He was told to go back and see if how many would like to opt out.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned at 4:50 PM..

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## March 23, 2006: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Thursday, March 23, 2006 at 4:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Edward L. Salvatore, Trustees H. Dale Banker, John R. Daniels, Michael F. Neidert and Bruce P. Sidari.

Mayor opened meeting with the Pledge of Allegiance.

Trustee Neidert stated he asked for this special meeting as several items needed to be brought up to date and cleared up before positions are to be changed.

The grants for the Grammar School - where do they stand? The last we heard was that some of them were going to be redirected. Mayor stated he has gotten all three redirected to Rural Opportunities - the \$200,000.00, \$90,000.00 and the \$60,000.00 one.

Clerk stated we need to make sure we receive the money from the \$250,000. grant as we have already spent some of it. Mayor asked Clerk to look up exactly what we have paid out and write a letter stating such. He will have Rural Opportunities write a letter of intent to pay the Village back for what they have already put into the project.

Mayor stated we have already redirected the three housing grants to Rural Opportunities as they have already bought the houses.

Where does the Loan for Commons Ground, Annette Pinto, stand. Attorney Gavenda stated we are waiting to get a letter from the Co-signer, Rebecca Karls, and we will make sure we have a Uniform Commercial Code Filed on the equipment.

Moved by Trustee Sidari and seconded by Trustee Neidert approving we proceed moving forward on expediting check to Common Grounds pending co-signer and UCC form being completed.

**CARRIED**

5 Ayes

0 Nays

Trustee Neidert asked where the complaint from Ron Vendetti against him stands. Mayor produced letter he had written stating after his investigation, no grounds for complaint was found.

Mayor briefed Board on the letter being written by Adede Theodorakis regarding the Certified Local Government Designation for the Village of Albion.

Trustee Neidert asked if there were any water contracts presently being worked on.

Attorney Gavenda discussed where the consolidation loan stands.

Discussion followed regarding Fire contracts that were up in January with the Town of Albion and the Town of Gaines. Mayor stated he was waiting for information from Eric Bradshaw.

Discussion followed regarding fire coverage.

Trustee Neidert asked where do we stand with the Ron Vendetti Case? Mayor Salvatore stated he wrote a letter to Ron today relieving him of all charges. Mayor then proceeded to read the letter to the Board. Trustee Sidari stated that is not what we agreed upon and voted on. Mayor stated that's the way he understood it would be. Trustee Neidert then produced correspondence he received by E-mail after Village Board Meeting, as every Board member did, that stated exactly what was agreed upon and what was sent to the Village's Council instructing them what to offer and what to do. Which we were waiting for a response from Mr. Vendetti – which we never received. Trustee Sidari stated you have left the Village open for another law suit for Ron's Attorney's fees. Mayor stated if he does that just turn it into the Village's Insurance Company – they should cover it. Trustee Sidari stated that is not the point – this letter you wrote is not what the Board agreed upon and it is going to end up costing the taxpayers money. We agreed that there would be certain stipulations Ron would have to agree to before we took any steps to settle. It is right here in black and white – an e-mail from you – how can you say that is not the way you understood it. The letter to settle this suit was suppose to come from our Council not from you. Discussion followed regarding minutes of Board meeting. Mayor asked Clerk to go get the minutes. Clerk read motion from February 9, 2006 Special Meeting: " Moved by Trustee Sidari and seconded by Trustee Banker Mr. Ronald Vendetti will be called back to work immediately. Mr. Vendetti will have 21 days to accept either payment to December 31, 2006 which will terminate his employment with the Village of Albion as of this date or accept terms and conditions as set forth by Village outside Council for the termination of administrative leave." Trustee Sidari stated how could you misinterpret that. Trustee Banker stated I don't think I attend that meeting. Clerk stated her minutes show you seconded the motion. Trustee Banker stated he thinks he was at a Lion's Club spaghetti dinner that night. Trustee Daniels stated there have been errors before in the minutes. Clerk checked her hand written minutes and stated she had Mr. Banker as attending the meeting and 5 Aye votes on the motion and the Board accepted these minutes as being correct at the March meeting. Heated discussion arose.

Mayor Called for a motion approving letter he wrote to Mr. Vendetti relieving him of all charges.

Moved by Trustee Daniels and seconded by Trustee Banker approving letter to Mr. Ronald Vendetti relieving him of all charges.

#### **CARRIED**

2 Ayes

2 Nays- Trustee Neidert and  
Trustee Sidari

1 Ayes Mayor

Trustee Sidari stated he is very disappointed that Trustee Banker would vote that way. You have left the Village taxpayers wide open for another law suit. Trustee Banker stated he didn't care.

Trustee Neidert stated Mr. Vendetti attended school and we said we would not pay for the room as the school was only in the Rochester area are we going to stick with this decision. Trustee Daniels stated we said we were not going to pay for overnight so we are not going to pay for that. All agreed

Trustee Neidert then asked if Mr. Vendetti had also been relieved of his Fire Marshall duties. Mayor stated don't be a smart ass. Trustee Neidert stated I'm not, I am serious. Mayor you turned in your keys and radio wanted you computer hard drive cleaned off and left and said you weren't coming back. The next day you come back asking for your keys back and write a letter relieving someone of all charges regarding an on going lawsuit, it just makes me wonder what will tomorrow bring. What are we suppose to think? I am very disappointed in the turn of events this week. What is the reasoning behind it? It just doesn't set well with me.

Mayor stated I didn't turn my keys into you, did I, you want my keys. Trustee Neidert stated no you are the Mayor till the end of your term and you have every right to them.

Heated argument proceeded.

Moved by Trustee Sidari and seconded by Trustee Neidert that there being

no further business, meeting is hereby adjourned.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## April 03, 2006: Organizational Meeting

### Body:

The Organizational Meeting of the Board of Trustees of the Village of Albion was held Monday, April 3, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### OATHS OF OFFICE

Oaths of office were administered to newly elected officials Mayor Michael Hadick and Trustee Kevin P. Sheehan.

Mayor Hadick welcomed everyone to the meeting and thanked everyone for their support. He stated every administration has their own views and items that they want to accomplish and this administration is no different, but we all have one thing in common and that is to do what is best for the Village and the Residents of the Village.

I look forward to working with the Village employees, residents and business owners and I hope to make the transition an easy one.

It is going to take me time to acclimate myself with all the projects in progress but with the help of the Trustees and the Village Employees, I hope to learn quickly.

Mayor Hadick appointed Trustee Bruce P. Sidari as Deputy Mayor.

**CLERK-TREAS. APPOINTED** Moved by Trustee Sidari and seconded by Trustee Neidert approving Mayor Hadick's appointment of Kathleen R. Ludwick to serve as Village Clerk – Treasurer for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**DEP. CLERK-TREAS. APPOINTED** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Mayor Hadick's appointment of Linda K. Babcock to serve as Deputy Clerk – Treasurer for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**ATTORNEY APPOINTED** Moved by Trustee Sidari and seconded by Trustee Neidert approving Mayor Hadick's appointment of John Gavenda to serve as Village Attorney for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**REGISTRAR APPOINTED** Moved by Trustee Sidari and seconded by Trustee Neidert appointing Kathleen R. Ludwick to serve as Registrar of Vital Statistics for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**DEP. REGISTRAR** Moved by Trustee Sidari and seconded by Trustee Neidert appointing Linda K. Babcock to serve as Deputy Registrar of Vital Statistics for a term of two years.  
**APPOINTED**

**CARRIED**

4 Ayes

0 Nays

**CODE OFFICER** Moved by Trustee Sidari and seconded by Trustee Neidert approving Mayor Hadick's appointment of Ron Vendetti to serve as Code Officer for a term of one year.  
**APPOINTED**

**CARRIED**

4 Ayes

0 Nays

**BINGO INSPECTOR** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Mayor Hadick's appointment of Bert D'Andrea to serve as Bingo Inspector for a term of one year.  
**APPOINTED**

**CARRIED**

4 Ayes

0 Nays

Appointments to the Planning Board, Zoning Board, Cemetery Board, Recreation Committee, Historic Committee and the Citizens Advisory Committee will be made at the April 12, 2006 meeting.

**PROCURE-MENT POLICY ADOPTED** Moved by Trustee Neidert and seconded by Trustee Sidari adopting the Village's Procurement Policy for goods and services which are not required by law to be publicly bid.

**CARRIED**

4 Ayes

0 Nays

**RES. RE. INVEST-MENT POLICY** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert as follows:

BE IT RESOLVED, that the objective of the Investment Policy of the Village of Albion is to minimize risk; to insure that investments mature when the cash is required to finance operations, and to insure a competitive rate of return. In accordance with this policy, the Clerk – Treasurer is hereby authorized to invest all funds including proceeds of obligations and reserve funds in:

Certificates of Deposit issued by a Commercial Bank or Trust Company authorized to do business in New York State;

Time Deposit Accounts in a Commercial Bank or Trust Company authorized to do business in New York State.

BE IT RESOLVED, that Certificates of Deposit and Time Deposit Accounts shall be fully insured by insurance of the Federal Deposit Insurance Corporation, and Commercial Bank's pledge collateral.

BE IT RESOLVED, that a register of investments be kept in office of the Clerk-Treasurer.

At least annually, and if practicable, at the April meeting of the Board of Trustees, members shall review and amend, if necessary, those investment guidelines.

BE IT FURTHER RESOLVED, no investments will be made in a Savings and Loan Bank.

**CARRIED**

4 Ayes

0 Nays

**OFFICIAL BANKS APPOINTED** Moved by Trustee Neidert and seconded by Trustee Sheehan designating HSBC, Bank of America, Chase and First Niagara as Official Banks for the Village of Albion funds for the forthcoming year.

**CARRIED**

4 Ayes

0 Nays

**EARLY PAYMENTS** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sidari as follows:

WHEREAS, the Board of Trustees has determined to authorize payment in advance of audit of claims for public utility services, postage, freight, express charges, car rental fees, pager fees and schooling fees, and

WHEREAS, all such claims shall be presented at the next regular meeting for audit, and

WHEREAS, the claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the Board of Trustees:

NOW THEREFORE BE IT RESOLVED:

Section 1. That the Board of Trustees authorizes payment in advance of audit of claims for public utility services, postage, freight, express charges, car fees, pager fees, schooling fees, credit cards, charge cards, subscriptions, medical reimbursements and all such claims shall be presented at the next regular meeting for audit and the claimant and officer incurring or approving the same be jointly and severally liable for any amount disallowed by the Board of Trustees.

Section 2. That the resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**RES. RE. MILEAGE** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sidari as follows:

WHEREAS, the Board of Trustees has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles while performing their official duties of behalf of the Village;

NOW THEREFORE BE IT RESOLVED:

Section 1. That the Board of Trustees shall approve reimbursement to such officers and employees at the rate of 35¢ per mile.

Section 2. That this resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**RES. RE. SCHOOL** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sidari as follows:

WHEREAS, there is to be held during the coming official year:

- a) the New York State Conference of Mayors Annual Meeting and Training School;
- b) the New York State Conference of Mayors Fall Training School for Fiscal Officers and Municipal Clerks, and

WHEREAS, it is determined by the Board of Trustees that attendance by certain municipal officials and employees at one or more of these meetings, conferences or schools benefits the municipality;

NOW THEREFORE BE IT RESOLVED:

Section 1. That the Board of Trustees, Mayor, Clerk – Treasurer and Deputy Clerk – Treasurer are hereby authorized to attend the New York State Conference of Mayors Annual Meeting and Training School and the New York Training School for Fiscal Officers and Municipal Clerks.

Section 2. That this resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**OFFICIAL NEWS-PAPER**

Moved by Trustee Neidert and seconded by Trustee Sidari approving Batavia Daily Newspaper be the official newspaper for the Village of Albion.

**CARRIED**

4 Ayes

0 Nays

**DISASTER PLAN**

Moved by Trustee Sidari and seconded by Trustee Sheehan adopting the amended Emergency Preparedness Disaster Manual for the Village of Albion.

**CARRIED**

4 Ayes

0 Nays

**MEETING DATES SET**

Moved by Trustee Neidert and seconded by Trustee Sheehan setting meeting dates for the Village Board of Trustees as follows: 1<sup>st</sup> Wednesday of every month for Workshop Meeting and 2<sup>nd</sup> Wednesday of every month for Regular Meeting. Workshop meetings are cancelled for months of June, July and August.

**CARRIED**

4 Ayes

0 Nays

Mayor Hadick appointed Trustees to the following Committees:

	Trustee Banker	Trustee Neidert	Trustee Sidari	Trustee Sheehan
Department	Police Department	Code Enforcement	Code Enforcement	Police
	Street Department	Water & Sewer	Street Department	Water & Sewer
	Fire Department	Cemetery	Cemetery	Fire Department
	Attorney	Planning Bd. Rev.	Trailer Parks	Trailer Parks
	Village Offices	Insurance	Planning Bd. Rev.	Attorney
	Public Relations	Recreation	Village Offices	Insurance
		ESO Deregulation	Animal Control	Recreation
Control				Animal

**PUBLIC HEARING APPROVED**

Moved by Trustee Sidari and seconded by Trustee Sheehan approving a Public Hearing be set for April 12, 2006 at 7:00 PM to present the tentative budget for the fiscal year June 1, 2006 to May 31, 2007

**CARRIED**

4 Ayes

0 Nays

**APPROVAL FOR GRANT SUPPORT**

Trustee Neidert asked that a letter be written to the Albion Central School in support of their efforts and the Town's efforts to apply for grants for Collaborative Recreation Committee.

**DISCUSS:** Engineer, Paul Chatfield, of Chatfield Engineers addressed Board. He  
**BY** presented Statement of Qualifications and the projects he has worked on for  
**ENGINEER** the Village the past twenty – two years. He briefly reviewed some of the  
projects that are presently active.

**MEETING** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no  
**CLOSED** further business, meeting is hereby adjourned at 8:15 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## April 05, 2006: Village Board Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, April 5, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### DEPT. REPORTS

Eric Bradshaw, Fire Department –

- 1) Fifty-two alarms for month of which 25 were EMS backing COVA
- 2) Bathrooms have been completed – old bathroom on first floor removed.
- 3) Fund Raiser in conjunction with the Fire Departments 175<sup>th</sup> anniversary to be held by ABA. Fund raiser will be a spaghetti dinner May 6, 2006 and proceeds to go toward a thermal imaging camera.
- 4) Air Pack inspection completed March 1<sup>st</sup> and 2<sup>nd</sup>. Bottles need to be hydro tested by 2007. Half will be done this year and half next year.
- 5) Six fire fighters completed FAST team training. FAST team is designed to rescue firefighters trapped in a building. Discussion followed regarding FAST teams throughout the County and their certification.
- 6) Discussion regarding Homeland Security Incident Management Train-the-trainer course. Board members required to be trained for at least the 200 level.
- 7) Revised Respiratory Protection Program manual was written for the Fire Department.
- 7) Albion engine 10 – minor damage doe to a side strobe light.
- 8) Albion Police Squad had Elections. Names will be submitted to Village Board for approval.

Dean London, Police Department –

- 1) Report regarding arrest of Howard Myers.
- 2) Report regarding arrest of Judy Ward and Bradley Dunaway.
- 3) Balance of Federal Forfeiture account is \$20,654.97. Discussion regarding the leasing of a copier out of this account.
- 4) Albion Police Department will hold Taser Instructor Course on May 22 & 23 in the Village Board Room. Course free to Albion Officers
- 5) Attended Tolerance Center Training in New York City on March 8, 2006 There will be a advanced training for Officers on April 27, 2006 - would like to send a group of law enforcement personnel to the training. Training is free and covered under a grant. Village would be responsible to upfront the expenses, but would be reimbursed. Only expense would be meals.
- 6) Discussion regarding vehicles specifically Car # 12.
- 7) Orleans County Sheriff's Dept. received a grant and purchased night vision equipment for the Police Dept.. We will also be receiving a new computer. The goal is to link with the other police agencies enabling us to share information.

### APPROVAL FOR TRAINING

Moved by Trustee Neidert and seconded by Trustee Banker approving a group of law enforcement personnel be sent for Tolerance Training on April 27, 2006

**CARRIED**

5 Ayes

0 Nays

Rick Preston, Water Treatment Plant –

- 1) Explained where the Army Corp of Engineers and DEC stand with the break wall project.
- 2) 2005 Annual Water Quality Report is completed and has been mailed.
- 3) Four operators attended a training session in Lockport on the 29<sup>th</sup>.
- 4) Discussion regarding the six month trial with CDG regarding their Chlorine Dioxide system. Attorney has approved contract. Mayor Hadick asked if there was any one else using this system. Rick stated not in New York State but in Texas and Pennsylvania. Trustee Banker asked if they are the sole supplier – answer yes. If we use their equipment do we have to use their product.
- 5) Been working with the Town of Carlton and Town of Barre on metering issues. Town of Carlton hired Chatfield Engineers to do a hydraulic modeling of their system. Results will be very helpful in answering questions we have in regards to water usage in the Town
- 6) Discussion regarding meters
- 7) Discussion regarding leak correlation equipment. Company is willing to let us pay half this year and half next year. Trustee Neidert stated he feels this needs a little more discussion and investigation before we purchase. It was suggested Rick and Doug come up with an implantation plan for May's workshop meeting.

**APPROVAL FOR TRIAL PERIOD** Moved by Trustee Sidari and seconded by Trustee Neidert approving a six month trial period for Chlorine Dioxide System for the Village Water Treatment Plant as per recommended by Rick Preston.

**CARRIED**

5 Ayes

0 Nays

Jason Zicari, Cemetery Department

- 1) Seasonal help lined up.
- 2) Completed repairs to Civil War Cannon.
- 3) Began trimming trees throughout cemetery also removing dead branches and hanging limbs.
- 4) Thanked Street Department for loan of their equipment.
- 5) Presently getting ready for Memorial Day.

Doug Long, Street Department –

- 1) Water – Completed monthly reading, performed 30 stake outs, repaired water main live valve, tested several large meters at various locations and one man attended water seminar.
- 2) Sewer: Storm and Sanitary – Cleaned and televised some sections of sanitary mains on both West & East Bank Street, investigated two sanitary problems, repaired camera transporter and assisted Town of Carlton with a sanitary problem.
- 3) Streets – Repaired pot holes, continued cleanup at Meadowbrook ditch, and three men attended bucket truck training seminar.
- 4) Miscellaneous – Advertised for Hydrant flushing to start week of April 10, 2006 and Brush Pick Up Week of May 1, 2006, started spring street sweeping operations, repaired/replaced street signs as needed, replaced burned out lights at AFD, removed fence at skateboard park area, repaired monitor system in Mayor's & Code Offices, assisted in preparations for Village Election, hauled scrap to scarp yard and picked up trash downtown due to high winds.
- 5) Discussion regarding ball diamonds and bleachers for parks.
- 6) Canal will be filled on April 24, 2006
- 7) Village Clean Up will be held May 21, 2006.
- 8) Discussion regarding drainage on

*Ingersoll Street*

*Meadowbrook Drive*

- 9) Discussion regarding clean up on

Question was asked if we were in the wrong ditch. It was noted that the responsibility of the ditch belongs to the homeowner.

Harry Papponetti, Animal Control –

- 1) 40 Complaint calls, 21 informational = total 61 calls
- 2) Dog pick up down right now - not a lot of loose dogs. We try to return them if they are picked up due to the increase in costs by Orleans County.
- 3) We do have a problem with stray cats.
- 4) Wildlife animal numbers up high. (raccoons in trailer parks). Skunks are also on the move.

Ron Vendetti, Code Enforcement –

- 1) Nothing to add to my report.
- 2) Was called out by Police Department for  
*26 East Park Street*  
. I removed their Certificate of Occupancy due to hazardous conditions around the house.
- 3) Ron was asked how the Fire Inspections were doing. Ron gave a brief report as to where he stands with the inspections he has done.

Question was asked where the Wittman building, on the corner of

*Main Street*  
and  
*Caroline Street*

, stands as far as the inspection that was done - he had certain time restraints to complete problems. Ron stated he has not completed fire escape in back as yet. Board asked him to check if Wittman was ever billed for the inspection. Board asked Ron to get him motivated to complete violations. Ron stated he was going to meet with him anyway.

David Millis, Pollution Control Facility –

- 1) Tried to start land application this year on March 7, 2006.
- 2) Eric Albright passed his 3 A exam.
- 3) Received notice the Village received grant to cover a portion of Engineering bills associated with Consent Order.
- 4) Request approval to extend agreement with Waste Management.
- 5) Invited Board down to plant for a tour.

**APPROVAL** Moved by Trustee Sidari and seconded by Trustee Banker authorizing Mayor  
**TO SIGN** Hadick to sign agreement with Waste Management extending Leachate  
**CONTRACT** Contract.

**CARRIED**

5 Ayes

0 Nays

Kathy Ludwick, Village Office –

- 1) Elections held March 21, 2006 – busy month getting ready.
- 2) Met with Denise Cornick to get Court records transferred to Village Office. Had one day training but she will be doing one more day next week. Some file and computer still need to be moved. Thank You to the Street Department for moving file cabinets.
- 3) Sewer Bond payment made March 31, 2006.
- 4) Water bills were due March 10, 2006 – late notices were mailed.
- 5) Code Publishers delivered corrected CD's for Birth and Deaths and they are presently working on correcting minutes done by Biel's. Discussion regarding the purchase of a scanner.
- 6) Attended meeting with tenants of  
*121 North Main Street*  
– they have several concerns that need to be addressed by Board.

**MEETING** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being

**CLOSED** no further business, meeting be adjourned at 8:00 PM.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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**April 12, 2006: Village Board Meeting**

**Body:**

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, April 12, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York,

Present were Mayor Michael A. Hadick, Bruce P. Sidari, H. Dale Banker and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING RE: BUDGET** 7:00 PM Public Hearing to present and hear comments relating to the tentative budget as proposed by the Board of Trustees for the fiscal year beginning June 1, 2006.

Mayor Hadick stated if anyone wishes to examine the budget a copy is available in the Village Office during regular business hours.

Mayor Hadick read the figures of the Tentative Budget.

**GENERAL FUND:**

Approp.	Est. Rev.	Fund Bal.	Tax Levy
\$3,041,371.63	\$ 840,014.58	\$ 150,000.00	\$ 2,051,357.05

**WATER FUND:**

Approp.	Est. Rev.	Fund Bal.	Tax Levy
\$ 1,715,095.86	\$ 1,489,290.00	\$ 225,805.86	

**SEWER FUND:**

\$ 1,529,039.00	\$ 1,132,000.00	\$ 397,039.00	
-----------------	-----------------	---------------	--

Tax rate presently figures at \$15.27 per 1000. which is an increase of \$.98 When we received the budget the rate was at \$18.05. We have worked it down to \$15.27 but we still have some work to do.

Mayor Hadick asked if there was anyone who wished to speak regarding the tentative budget – no one responded.

**HEARING CLOSED** Moved by Trustee Sidari and seconded by Trustee Banker that in as much as no one wished to speak regarding the Public Hearing, Hearing was closed.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Ms. Leanna Serrato, of Orleans County Job Development, addressed Board regarding community service work for her group of youths. She stated they need to put in approximately 20 hours of community service and after discussing several projects decided they would like to fix up the ball diamond located on

*King Street*

at the end of  
West Park Street  
. The

projects they would like to address are: 1) stain shed and player benches, 2) Weed whack and rake, 3) Clean Stream area (will need some one to haul trash), 4) Fix dangerous fencing. The materials needed would be 65' fencing 2 – 55 gallon drums or trash cans 2 gallons semi-opaque exterior stain and garbage bags. She then noted that Wal-Mart has already donated the paint and stain needed.

Discussion followed and Board agreed this is the type of projects that are good for the Village and they appreciate the fact Ms. Serrato's group wanted to work on the ball diamond. Board will have Street Superintendent, Doug Long, look into getting a few more trash barrels and bags and will see if he has any surplus fence around. If not they will have him look into what the cost of purchasing 65' of chain link fence would be. Ms. Serrato will send Clerk a copy of their insurance papers.

**RESIDENT** Judy Koehler addressed Board regarding the Downtown Albion Beautification Program. Ms. Koehler presented a brief synopsis of how the program started who participated and who donated to the program last year. Ms. Koehler introduced Sue Starkweather, School grant coordinator, who explained the schools participation in the program. This year they have increased the hanging planters from 20 to 44 which are being filled by local nurseries: B & C Christ Farms, Bertsch's Good Earth Market, Kirby's Farm Market, Navarra's Farm Market and Watts Farm Market. They also are increasing the number of stationary planters from 4 to 20. We are hoping the planters will be up before the Strawberry Festival. The planters will be filled by the students and organizations at the School's Hawaiian Night Planting Fair to be held at the School on May 20, 2006. This is a project that gets the kids involved in community spirit and has been received quite well.

Judy Koehler explained their group also planted the gardens at Waterman Park, the ARC Memorial Garden and the two signs at the beginning of the Historic Downtown District. We would like to do the same thing this year, only with a more suitable assortment of plant material. She is asking the Board for \$500.00 of which \$350 will be used for plants for the planters and the balance towards banners.

Discussion regarding tank and hose used for watering the plants.

Trustee Sidari stated the groups did an excellent job last year and the downtown area flowers were a great feature. It is good to see so many organizations and groups working together it shows great community spirit.

Trustee Banker commended them on last years efforts and he knows they will do a great job this year.

**APPROVAL FOR BUDGET** Moved by Trustee Sidari and seconded by Trustee Sheehan approving \$500.00 be spent out of the Village Budget for the purchase of flowers for the filling of planters.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr. Michael Bonafede thanked the Board for their on going support of the beautification program. We had great feed back last year not only from local residents but from many out of Town people visiting our Village.

**MINUTES APPROVED** Moved by Trustee Banker and seconded by Trustee Sidari approving minutes from March 8, 2006, March 23, 2006, April 3, 2006 and April 5, 2006 meetings as submitted.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Sidari and seconded by Trustee Sheehan accepting the Treasurer's report for month of March.

**CARRIED**

4 Ayes

0 Nays

**APPLICA-  
TIONS**

The following applications were accepted to be placed on file for future reference:

Mt. Albion Cemetery – Daniel Dragon and Ian Mowatt

St. Dept. P-T – Anthony King

Recreation Director P-T - John Grillo

Recreation Youth Supervisor P-T - Anthony King

**ROLL  
OVER'S  
& PAY  
BACKS  
APPROVED**

Moved by Trustee Sidari and seconded by Trustee Banker approving the following Roll Overs and Pay Backs according to Village Contracts:

	Sell Roll Back	Over	Sell Back	Roll Over	
Stacey Andrews		7	David Millis	9	
Linda Babcock	5	4	Rick Preston	8	
Doug Long	10	8	Ron Vendetti	5	10
Kathy Ludwick	10	10	Jason Zicari	10	5

**CARRIED**

4 Ayes

0 Nays

**MEDICAL  
NOTICES**

Moved by Trustee Sheehan and seconded by Trustee Sidari accepting correspondence from employees Nancy Mack and Darren Allen notifying the Board of their intention to opt out of the Village's Health Insurance Coverage.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY  
DEEDS**

Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing Mayor Hadick to sign the following Cemetery Deeds:

Maria Edwards – S.G.  
*489 Zephyr Avenue*

Ola E. Kreighbaum – S.G. 107 A/B Veterans Companion Section

Eva Hildreth – S.G.  
*154 Deerfield Avenue*

**CARRIED**

4 Ayes

0 Nays

**APPROVAL  
TO  
PURCHASE**

Moved by Trustee Banker and Sidari approving the Albion Police Department lease a copier to be paid out of the Federal Forfeiture account as requested by Chief London.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL  
FOR  
SURPLUS  
MILLINGS**

Moved by Trustee Sidari and seconded by Trustee Sheehan approving surplus pavement millings, for this year, be given to the Town of Carlton.

**CARRIED**

4 Ayes

0 Nays

**NOTICE RE: LIQUOR LICENSE** Moved by Trustee Banker and seconded by Trustee Sidari accepting notification of application submitted by Elks Club to the New York Liquor Authority for a 2<sup>nd</sup> liquor license for additional bar at 428 West State Street. Board also agrees to waive the 30 day notification requirement for the application.

**CARRIED**

4 Ayes

0 Nays

**RESIGNATION ACCEPTED** Moved by Trustee Sidari and seconded by Trustee Sheehan accepting Elio D'Andre's resignation as Village of Albion's representative to the Swan Library Board.

**CARRIED**

4 Ayes

0 Nays

**CORRES: HOME LAND SECURITY** Correspondence from Orleans County Legislature's regarding NYS Office of Home Land Security. They are recommending the Village designate a NIMS – point of contact for the Village's jurisdiction and that person should contact Mr. Wagner for additional guidance and information. Board all agreed to ask Chief, Dean London, if he would be the contact person for the Village.

**LOAN APPROVED FOR COMMON GROUNDS CAFÉ** Moved by Trustee Sidari and seconded by Trustee Banker approving loan in the amount of \$30,000.00 be issued to Common Grounds Café out of the Village's Revolving Loan Fund based on correspondence from Attorney. Equipment will be used as security and a UCC filing in Albany with respect to lien till note is paid off.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Sheehan approving payment to O'Connell & McClaren in the amount of \$895.96 for services on litigation issue.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Sheehan approving payment to Stuart I. Brown Associates in the amount of \$5,500.00 for submitting 2006 Small Cities Application (Grammar School Renovations).

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Banker and seconded by Trustee Sidari approving payment to Chatfield Engineers in the amount of \$2,437.50 for services regarding JMIPCF Consent Order.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL OF PAST DUE BILLS TO BE ADDED TO TAXES** Moved by Trustee Sidari and seconded by Trustee Sheehan approving list, submitted by Village Office, of past due water/sewer bills and lawn mowing charges to be added to the 2006 Village Tax Roll:

WATER : \$7,643.66  
SEWER : 7,194.69  
LAWN MOWING : \$5,055.00

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sheehan and seconded by Trustee Banker approving payment of Village Bills except for three in question:

General Fund	-	\$ 27,575.47	Vou. # 4057 - 4118
Water Fund	-	23,800.86	Vou. # 1395 - 1414
Sewer Fund	-	14,963.20	Vou. # 1308 - 1322

**CARRIED**

4 Ayes

0 Nays

**ALBION FIRE DEPT. OFFICERS** Moved by Trustee Sidari and seconded by Trustee Sheehan accepting the following as newly elected officers of the Albion Fire Department:

2006 – 2007 Officers

Fire Chief	Eric Bradshaw
Deputy Chief	Darryl Szklany
Assistant Chief	Josh Narburgh
Captain	Rocky Sidari
1 <sup>st</sup> Lieutenant	Rob Connor
2 <sup>nd</sup> Lieutenant	Michael Salvatore
President	Sarah Miesner
Vice-President	Stan Farone
Treasurer	Ron Miesner
Recording Sec.	Jenny Johnston
Financial Sec.	Paulette Sikorski

Albion Emergency Squad

Captain	Stan Farone
Lieutenant	Lee Miesner

Albion Fire Police

Captain	David Nayman
Lieutenant	Roger Hull
Lieutenant	Lynn Rushbrook
Sergeant	William Reid

Albion Ladies Auxiliary

President	Karen Bradshaw
Vice-President	Carol Tibbits
Secretary	Cindy hunt
Treasurer	Paula Fuller

**CARRIED**

4 Ayes

0 Nays

**APPROVAL FOR SPECIAL MEETING** Moved by Trustee Sidari and seconded by Trustee Sheehan approving a Special Meeting be held on Thursday, April 27, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

**MEETING** Village budget for Fiscal Year 2006 – 2007 will be adopted.

**CARRIED**

4 Ayes

0 Nays

**MISC.** Miscellaneous Correspondence:  
1) Info. regarding BUILD NOW – NY from Governor Pataki

- 2) NYS Canal Corporation regarding tolls being eliminated for recreational boating on the canal for 2006.
- 3) NYS Canal Corp. regarding Canal Clean Sweep-Celebrating Earth Day 2006.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Banker that there being no further business, meeting is adjourned at 7:50 PM

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**April 27, 2006: Special Meeting**

**Body:**

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Thursday, April 27, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Michael Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**BUDGET PRESENTED** Mayor Hadick presented the budget for the Fiscal Year 2006 – 2007. There was no one in attendance who wished to speak regarding said budget.

The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert:

**ADOPTION OF BUDGET FOR 06/01/06 TO 05/31/07** Whereas, the tentative budget for the fiscal year June 1, 2006 to May 31, 2007 has been duly presented to the Board of Trustees and a duly advertised public hearing was held on April 12, 2006,  
Now Therefore Be It Resolved, pursuant to Section 5.508 subdivision 4 of the Village Law, the said tentative budget as changed, altered and revised by and hereby is adopted as the budget of the Village of Albion for the fiscal year June 1, 2006 – May 31, 2007.

General Fund – Total Appropriations	\$ 3,038,154.55
Estimated Revenues	854,261.58
Approp. Fund Balance	<u>150,000.00</u>
Total Tax Levy	\$ 2,033,892.97
 Water Fund - Appropriations	 \$ 1,616,353.41
Estimated Revenue	1,616,353.41
 Sewer Fund - Appropriations	 \$ 1,357,705.74
Estimated Revenue	1,212,000.00
Approp. Fund Balance	145,705.74

**CARRIED**

5 Ayes

0 Nays

**RES. RE. ROOF & BRICK GRANT** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Banker:

WHEREAS,

1. In accordance with the New York State Environmental Quality Review regulations (SEQR), the Village Board of the Village of Albion announced its intent to serve as lead agency on January 11, 2006, in order to conduct an environmental review of the Roof and Brick Repair program. The purpose of the project is to encourage building owners to stabilize their buildings, to avoid deterioration of historic structures, to retain existing businesses and attract new businesses to vacant storefronts, and to encourage utilization of the second and third stories of downtown buildings.

2. The Village Board has determined that the proposed action is a Type I Action as defined under SEQR, as the project is located in a Historic District listed on the National Register of Historic Places.
3. The Village Board, in its capacity of lead agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above.
4. On January 24, 2006, the Village Board notified the Involved Agencies of its intention to act as Lead Agency for this project and circulated the Full Environmental Assessment Form.
5. Comments on the EAF from Involved and Interested Agencies have been addressed (see Negative Declaration and attached correspondence). The Village will obtain all necessary permits and approvals from Involved Agencies and will comply with agency requirements.
6. The Village Board has considered the Environmental Record prepared for this action and the proposed Negative Declaration.

NOW THEREFORE BE IT RESOLVED, by the Village Board of the Village of Albion, Orleans County, New York as follows:

1. The Village Board hereby declares that it will serve as lead agency for the Roof and Brick Repair Program; and,
2. The Village Board hereby declares that, based on the Environmental Record which has been prepared, the project and the approval of any financing related thereto will result in no major adverse Impacts and, therefore, will not cause significant damage to the environment. A Notice of Negative Declaration under SEQR is therefore issued for this project.
3. The Village Board hereby declares that this Resolution shall take effect immediately.

**CARRIED**

5 Ayes

0 Nays

**RES. RE.  
PARK  
GRANT  
FOR  
SCHOOL**

The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sheehan as follows:

WHEREAS, the Albion Central School District is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRIIP) for a grant under the Environmental Protection Fund for a park project to be located south of the current campus ( *324 East Avenue, Albion, New York* ), a site

located within the territorial jurisdiction of this Board; and

WHEREAS, as a requirement under the rules of these programs, said not-for-profit corporation must obtain the "approval/endorsement of the governing body of the municipality in which the project will be located";

NOW THEREFORE BE IT RESOLVED, by this august body that the Board of the Village of Albion hereby does approve and endorse the application of Albion Central School for a grant under the Environmental Protection for a park project known as the Central Orleans Recreation Committee and located within this community.

**CARRIED**

5 Ayes

0 Nays

**CORRES:  
RE:  
COMMON  
GROUNDZ  
CAFÉ**

Correspondence received from Stuart I. Brown Associates regarding the completion of the environmental review for the Common Groundz Café and lounge project to be funded through the program income funds received by the Village under its community development program.

**RES.  
ACCEPTING  
LEAD**

The following resolution was proposed by Trustee Banker who moved its adoption and seconded by Trustee Sidari as follows:

**AGENCY  
& SEQR  
FINDINGS**

BE IT RESOLVED, that in accordance with the New York State Environmental Quality Review Act (SEQR), the Village Board of the Village of Albion hereby designates itself to serve as lead agency to coordinate the environmental review of the following activity to be undertaken within the Village:

Provision of an economic development loan to assist an entrepreneur to establish a coffee shop at

*118 North Main Street*  
, to be known as

Common Groundz Café and Lounge.

In its capacity as lead agency, the Village Board has caused to be prepared as environmental assessment of the significance of and potential environmental impact of this project. The Village Board hereby accepts the environmental assessment of the project, prepared by Stuart I. Brown Associates, Inc.. The Village Board further declares that, based on the environmental assessment which has been prepared, it finds that the project will result in no significant damage to the environment. Therefore, the Village Board has determined that an Environmental Impact Statement will not be required and hereby issues a Negative Declaration under SEQR for the project.

**CARRIED**

5 Ayes

0 Nays

**APPROVED  
TO HOLD  
PUBLIC  
HEARING**

Moved by Trustee Neidert and seconded by Trustee Banker approving a Public Hearing be held Wednesday, May 10, 2006 at 7:00 PM for the purpose of amending the Water and Sewer Fees for the Village of Albion.

**CARRIED**

5 Ayes

0 Nays

**COMPUTER  
TO  
SHERIFF'S  
OFFICE**

Moved by Trustee Sidari and seconded by Trustee Sheehan approving the two old computer hard drives on third floor be given to Orleans County Sheriff's Department.

**CARRIED**

5 Ayes

0 Nays

**DISCUSS:**

Discussion regarding consent order and whether to contract out all aspects of the job our have Village Employees do certain portions.

**DISCUSS:**

Trustee Neidert gave update on hauling of dirt from Wal-Mart to Bullard Park. Village received 60 loads so far. The dirt is free as long as the Village uses their street sweeper to clean up after they haul.

**MEETING  
CLOSED**

Moved by Trustee Banker and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## May 03, 2006: Village Board Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, May 3, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### DEPT. REPORTS

Eric Bradshaw, Fire Department –

- 1) Held our annual installation of Officers' banquet April 29 and also celebrated our 175<sup>th</sup> anniversary. Senator Maziarz presented the Fire Department with a \$15,000.00 grant award to purchase a thermal imaging camera.
- 2) Albion Business Association will host a spaghetti dinner on Saturday May 6, 2006 – funds from this will be donated towards purchase of camera and accessories.
- 3) Half of the SCBA air bottles (approx. 35) will be hydrotested this month.
- 4) Chief attended ICS certification training. The Fire Department will adopt a resolution at its May 4<sup>th</sup> meeting indicating it will use the ICS/NIMS system on all emergencies. This is required to be done by September 2006 by Presidential Order. Village should adopt a similar resolution.
- 5) Fire Department purchased 4 mobile radios and 15 portable radios from Orleans County (cost \$250.00 each)
- 6) Chief met with Wal-Mart Officials

David Millis, Pollution Control Facility –

- 1) Repaired water leak at Pollution Control Facility.;
- 2) Received a satisfactory report from the Orleans County Health Department for our efficiency lab testing.
- 3) Met with Rick, Doug and office staff regarding water and sewer to try and decide how to track our revenues to our gallons.

Doug Long, Street Department –

- 1) Water – Completed Spring flushing, completed reading of monthly meters and quarterly readings, performed 36 stake outs, repaired water leak at Pollution Control Facility and repaired two water services and installed one new water service.
- 2) Sewer – Completed cleaning and televising of sanitary sewer system per DEC consent order, cleaned DI's at Albion Schools and Assisted

*Orleans County Highway*  
in cleaning culvert in Waterport.

- 3) Streets – Repaired pot holes, continued cleanup at Meadowbrook ditch area and repaired some grass areas that had plow damage.
- 4) Miscellaneous – Prepped parks for spring opening, rolled ball fields and opened rest rooms started brush pick up on Village streets and hauled 150 loads of top soil from Wal Mart site to stockpile at Bullard Park. Thanks to Towns of Albion, Barre, Carlton and the Orleans County Highway Departments for assistance with their trucks.

*East Avenue*

5) Spring clean up will be held May 20, 2006.  
Trustee Neidert asked Doug to look at manhole cover on

across from tennis courts as there have been several complaints regarding the noise it makes every time someone drives over it. It is most annoying at night.

Jason Zicari, Mt. Albion Cemetery –

- 1) We are in our Spring mode.
- 2) All part timers have been hired.
- 3) Mr. Bill Latin usually holds an Annual Tour of the Cemetery but has decided this year to try to hold a tour every month on the 3<sup>rd</sup> Sunday of the month. Tours would be held May thru October.

Rich Preston, Water Treatment Plant –

*Orchard Street*

- 1) Discussion regarding leaks found off
- 2) Waiting to hear from Congresswoman Slaughter's Office on the status of the breakwall.
- 3) Three operators and myself will be attending training in Batavia May 10 and at SUNY Brockport on the 12<sup>th</sup>.
- 4) Town of Carlton is completing study of their Town water system with Chatfield Engineers. The results should give us a better understanding of what may be happening with the metering.
- 5) Discussed meeting with Department Heads and Office Staff regarding tracing revenues, consumption and unaccounted for water.
- 6) Would like approval to approach the Union for the Holiday Lieu pay change – Trustee Neidert stated the letter should come from the Village Board.

Dean London, Police Department –

- 1) Balance in the Federal Forfeiture account is \$16,374.73. Wrote two checks this month one to purchase 10 radios (\$2,500.00) and one for US Marshall's Service for federal share of 2001 Mitsubishi (\$1,780.24).
- 2) Tolerance Center Training is now May 25, 2006.
- 3) Would like permission to apply for the Governor's Traffic Safety Committee grant – Seatbelt grant and STEP grant.
- 4) Orleans County Sheriff's Department dropped off the new computer and are in the process of setting up their VPN. This will allow us to link with the Sheriff's Department and we will be able to share information.
- 5) May 20, 2006 (9am – 12pm) is the annual clean-up day for Village. Program is sponsored by the Albion Police Dept., the Albion Police Explorer's and the Albion Betterment Committee.

Trustee Banker discussed the use of portable units to catch speeding violators.

Chief London requests an executive session to discuss a personnel matter.

Ron Vendetti, Code Enforcement –

- 1) Stated nothing more to add other than report.
- 2) Discussion regarding the no poultry law.

Trustee Neidert asked Mr. Vendetti to please include his mileage on his monthly report as all other Department Heads do.

Trustee Neidert also asked Doug and Ron to work together closely regarding the moving of dirt at Bullard Park and make sure we follow all requirements for permits.

Discussion with Engineer Jason Foote, of Chatfield Engineers, who stated there is no DEC law regarding this. It is basically on your honor to keep proper records so if you are ever questioned you will have documentation.  
Kathy Ludwick, Village Office –

- 1) Worked on Budget which was adopted April 27, 2006

- 2) Minutes received on CD and are now on the Computers.
- 3) Working with Chatfield's office looking up data for the consent order.
- 4) Turned off 36 water accounts for non-payment of which 9 are still off.
- 5) Working with Stu Brown's office on Roof and Brick Repair Grant.
- 6) C of D rolled over on April 11, 2006 – First Federal won bid at 4.69%
- 7) April 30, 2006 paid last bond payment for Sewer Plant (\$45,000. Prin. & \$1,743.75 Int.).

Harry Papponetti, Animal Control –

- 1) Picked up 9 dogs - 8 taken to County Dog Pound.
- 2) Three dog bite cases this month – all involving pit bulls  
Discussion followed regard Landlords who rent to people and allow these types of dogs – they don't realize they are liable as landlords and could be sued.
- 3) Two wild fighting Roosters removed from the Village – discussion followed regarding these animals..

Trustee Neidert stated there is a pile of tires by the Car Wash that should be addressed.

He also reminded everyone of the Health Insurance Meeting to be held Friday May 5, 2006 at 10:00 AM.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss a personnel matter at 7:35 PM.

**CARRIED**

5 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 7: 50 PM.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO PAY TOWN OF ALBION** Moved by Trustee Sidari and seconded by Trustee Neidert approving a check be written to the Town of Albion in the amount of \$2,750.00 out of the Court budget to help cover cost of moving court to Town of Albion.

**CARRIED**

5 Ayes

0 Nays

**ENGINEER** Paul Chatfield, of Chatfield Engineers, addressed Board regarding the JMIPCF Consent Order Sanitary Sewer Evaluation Survey (SSES) prepared by his firm.

Mr. Chatfield gave a slide presentation of the project so far which included Project Background, Consent Order Requirements, Smoke Testing results, results of Televising sanitary sewers, Near Term Priorities, Long Term Priorities and Schedule for Implementation.

Mr. Chatfield also showed a video of the severe trouble spots in the sewers. Discussion followed regarding using contractors or Village crews for some of the projects.

Mr. Chatfield commended the Village Street Department for their great work on televising the sewers. He stated it saved the Village a large sum of money doing it themselves.

Mr. Chatfield recommended a detailed financial analysis be done for the project.

**RES. RE. CONSENT ORDER** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert:

WHEREAS, Three years ago the Village of Albion was issued a Consent Order by New York State Department of Environmental Conservation due to the high infiltration at the Village's Pollution Control Facility, and

WHEREAS, the Village Board is in receipt of the Sanitary Sewer Evaluation Survey (SSES) prepared by Chatfield Engineers, P.C. in accordance with the NYS Department of Environmental Conservation (NYSDEC) Consent Order, and

WHEREAS, Engineer, Paul Chatfield, P.E. made a presentation of the SSES to the Village Board on Wednesday, May 3, 2006 and the Village Board understands the SSES outlines the problems associated with thigh wet weather flows entering the Village of Albion Joint Municipal Industrial Pollution Control Facility (AJMIPCF), and

WHEREAS, the SSES provides recommendations for reducing the Infiltration and Inflow and the associated costs for correction of the problems, and provides the priorities for the long term viability of the Village of Albion Sanitary Sewer System

NOW THEREFORE BE IT RESOLVED, the Village Board will begin the process of preparing a detailed financial analysis of potential operation and maintenance savings ( especially electrical usage) by minimizing infiltration and inflow, and the budgeting of funds for completion of the necessary improvements. In addition, the Village Board will review the potential for funding and "Annual Rehabilitation and Replacement Program" for the aged Sanitaru Sewer System.

BE IT ALSO RESOLVED, this resolution be provided to Chatfield Engineers to be submitted to New York State Department of Environmental Conservation with the SSES report for their review and approval.

**CARRIED**

5 Ayes

0 Nays

**CORRES. APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving Mayor Hadick to sign letter prepared by Chatfield Engineers to DEC regarding Consent Order.

**CARRIED**

5 Ayes

0 Nays

**ENGINEER DISCUSS:** The Board needs to get in touch with Bernard P. Donegan's Office for a study analysis regarding the consent order and other projects at the Pollution Control Facility.

Engineer, Paul Chatfield, presented report regarding the structural evaluation on the holding tanks at the Village's Pollution Control Facility. The Plant has been exceptionally maintained but the Board needs to start addressing the conditions of the tanks.

Discussion regarding bringing in a Consultant with design services who will look at Electrical Improvements, Heating and Ventilating System and let them make a presentation.

Discussion regarding Wal – Mart line and the fact it will be in service on Monday and the meter the Town agreed to has not been put in. David Millis will send letter to Town regarding meter. Letter to go to Town regarding meter.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Banker to adjourn to executive session to discuss personnel matter.

**CARRIED**

5 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Banker to reopen session.

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Neidert approving to pay Code Officer's gas bill.

**CARRIED**

5 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Banker and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## May 10, 2006: Village Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, May 10, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING** 7:00 PM Public Hearing for the purpose of establishing fees for various services for Water and Sewer and to amend the Water and Sewer Codes where necessary.

Trustee Sidari explained there is a shortfall in the Water and Sewer budget. Survey of other municipalities shows the Village of Albion has the lowest rate per 1000 for water. Over the past few years we have tried to cut back on expenses but we have failed to raise rates to keep up with budget increases. The school tax that we pay for the Water Treatment Plant and the water lines has steadily increased every year plus utility costs, medical expenses and retirement costs. It has come to a point where we need to do something now we can't wait any longer. It was also noted the need to replace meters in the near future. Discussion followed regarding fees for services such as administration fee, turn on, turn off fee, final reading fee, etc.

**HEARING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further comment regarding Public Hearing, Hearing is hereby closed at 7:23 PM.

### CARRIED

5 Ayes

0 Nays

**APPROVED FEES** Moved by Trustee Sidari and seconded by Trustee Neidert approving the following fees for Water and Sewer services:

Quarterly Sewer Admin. Fee	\$ 10.00
Quarterly Water Admin. Fee	\$ 5.00
Quarterly Meter Rent Chg.	\$ 5.00
Account Set Up Fee (New to system)	\$ 25.00
Turn On Charge	\$ 25.00
Final Meter Reading Charge	\$ 25.00
Turn Off Fee	\$ 25.00

### CARRIED

5 Ayes

0 Nays

**RESIDENT** Mr. Paul Soto presented Board with a petition from  
*North Street*  
residents

requesting

*North Street*  
be made a dead end street. Petition consisted of residents from seven homes. Mr. Soto stated there are several families with young children and the traffic is quite heavy with people going into

and coming out of the trailer park. Ms. Sue Prioretty noted there are no sidewalks in this area which makes it dangerous for those walking.

There is

also a ditch on the one side which makes it dangerous for the motorized carts. Discussion followed regarding speed control and several options such as speed bumps, one way streets.

**COMM. TO BE** Moved by Trustee Neidert and seconded by Trustee Sidari approving to create a committee to check into making

*North Street*  
a dead end street.

**FORMED** Committee should consist of a representative from the Police Department, Fire Department, Albion Central School, two Board members, two residents from trailer park, two residents from

*North Street*

**CARRIED**

5 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as each member received copies of the April 12, 2006, April 27, 2006 and May 3, 2006 meetings and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

5 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Neidert and seconded by Trustee Banker approving the Treasurer's report for the month of April.

**CARRIED**

5 Ayes

0 Nays

**APPLICATIONS** The following applications were approved to be placed on file for future reference:

St. Department: Marc Grimm, Juan Roman, Michael Elovaris (PT) and Patrick King (PT)

Park Supervisors:

Eric Albanese	Andrew Grillo	Amber Neal
John Archer	Justin Hagberg	Charles Small
Matthew Beach	Laura Hicks	Lindsey R. Snyder
Zachery Burgess	Anthony King	Julia Southcott
Amber Dodson	Dakota Marasco	Justin Shur
		George Wheaton

**CEMETERY DEEDS** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign the following Cemetery Deed:

Annette Hageman – S.G.

*434-437 Zephyr Avenue*

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO SIGN** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign SL Schedule received from National Grid regarding street lights removed for reconstruction at the Ingersoll Street Bridge.

**CARRIED**

5 Ayes

0 Nays

**LETTER OF RESIGNATION** Moved by Trustee Sidari and seconded by Trustee Neidert accepting, with regret, Joe Martillotta's letter of resignation from the Village's Historic Board.

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Banker and seconded by Trustee Neidert approving payment to Stuart I. Brown Associates in the amount of \$450.00 for services rendered on 2005 Small Cities Grant (Roof and Brick Repair).

**CARRIED**

5 Ayes

0 Nays

**DECISION TABLED** Moved by Trustee Banker and seconded by Trustee Neidert to table decision on proposal from Chatfield Engineers for *Beaver Street* Drainage Improvements Project (\$3,328.00).

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sheehan approving the following payments to Chatfield Engineers:

JMIPCF Consent Order	-	\$	475.00
JMIPCF Consent Order	-	\$	247.50
Reproduction Fees Tank Evaluation	-	\$	40.00
General Engineering	-	\$	0.00

**CARRIED**

5 Ayes

0 Nays

**SPECIAL MEETING APPROVED** Moved by Trustee Banker and seconded by Trustee Sheehan approving to advertise Special Meeting to be held Tuesday, May 27, 2006 at 4:00 PM for the purpose of conducting year end business.

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sidari approving payment of the following Village Bills:

4258	General Fund	-	\$ 37,456.12	Vou. 4192 -
1436	Water Fund	-	20,346.01	Vou. 1433 -
1355	Sewer Fund	-	13,310.23	Vou. 1339 -

**CARRIED**

5 Ayes

0 Nays

**DISCUSS:** Discussion regarding Clarendon Street Bridge and where the project stands at this point. Several alternatives were discussed such as making a grade crossing, making

*Crimson Drive*  
a one way street, making  
*Crimson Drive*

a cul-de-sac. Several issues were discussed such as safety issues and Fire Protection. It was noted that if the ethanol plant does go into Medina the train traffic is going to increase considerably. There will also be increased

traffic on  
*Main Street*  
due to Wal-Mart. Traffic study should be done in Mid  
September with results three to four weeks later. By then we should know  
if the ethanol plant is for sure going to Medina and we will have a better idea  
on the traffic flow due to Wal-Mart.

**DISCUSS:** Discussion regarding presentation given by Johnson Controls.

**WORKSHOP** Moved by Trustee Sidari and seconded by Trustee Banker that the Workshop  
**MEETING** meetings for June, July and August will be held at 6:30 PM on the regular  
**CHANGED** meeting nights (second Wednesday of every month).

**CARRIED**

5 Ayes

0 Nays

**APPROVAL** Moved by Trustee Banker and seconded by Trustee Sidari approving to move  
**TO** ahead with Global Imaging Computer Software \$260.00 per computer.  
**PURCHASE** This will be made available to those departments where it would be  
beneficial.

**CARRIED**

5 Ayes

0 Nays

**MISC.  
CORRES.**

Miscellaneous Correspondence received:

- 1) Notice of Special Meeting from Orleans County Planning Board regarding Area Variances, Site Plan Review and Special Use Permit for Ethanol Manufacturing Facility in Shelby.
- 2) Correspondence regarding Orleans County Hazard Mitigation Plan Meetings.
- 3) Correspondence regarding Canal System.
- 4) Correspondence from COVA regarding funding.

**MEETING** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no  
**CLOSED** further business, meeting is hereby adjourned at 8:40 PM.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## June 14, 2006: Village Board Minutes

### Body:

The Workshop and Regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, June 14, 2006 at 6:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor opened meeting with the Pledge of Allegiance.

**DEPT. REPORTS** Doug Long – Street Superintendent

- 1) Miscellaneous:

*Clover Lane*

Project starts tomorrow, replaced street

sign, swept St. Joseph's, Mt. Albion and parking lot for Wal-Mart, installed banners on Canal Park, assisted Orleans County, opened rest rooms, cleaned sanitary lift station pits and installed S.S. lift chains and prep brackets for new flower baskets for downtown.

- 2) Water – Read large meters, performed 32 stake outs, repaired 3 leaks, installed meter pits at Bullard Park and W. Whitman's property, hauled sand for clover lane replaced sump pump at Visitor's Center, work orders and two men attended Western NY Waterworks Conference.

- 3) Streets –

*Repaired street*

cuts from water repair sites, picked up brush,

cleaned tree debris and five men attended training seminar given by Cornell

- 4) Parks – Soil to Bullard Park, soil to AFD field, prep Village parks for "opening" and moved picnic tables to Town of Albion ball field.

Discussion regarding Street Lights – have received one complaint regarding turning some street lights off from Mr. Corso. Doug asked if he could purchase timer which would automatically shut certain lights off at 11:00 PM. - Discussion followed –

**APPROVAL TO PURCHASE** Moved by Trustee Sidari and seconded by Trustee Neidert approving the purchase of a timer for street lights and results are to be monitored.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Resident of Linwood Avenue addressed Board regarding drainage in her area. This was something that was suppose to be addressed months ago. Doug Long is to expose pipe, by end of month, to see if it is properly connected.

**CARRIED**

5 Ayes

0 Nays

Jason Zicari, Mt. Albion Cemetery –

- 1) Monthly and Yearly report presented.
- 2) Discussion regarding Nutri-fare walk / run to be held September 23, 2006 they will be submitting a written request.
- 3) Discussion regarding graduation party in Cemetery.

**MOTION  
RE:  
PARTIES**

Moved by Trustee Neidert and seconded by Trustee Sidari not allowing graduation parties in Mt. Albion Cemetery.

**CARRIED**

5 Ayes

0 Nays

Trustee Banker complimented Jason and Staff on the condition of the grounds, they are beautiful.

Ron Vendetti, Code Enforcement –

- 1) Report presented.
- 2) Trustee Neidert asked Ron if he had received correspondence from Pam Allen on

*Erie Street*

. Trustee Neidert asked him if he could contact her tomorrow he also asked if he could foresee any

problems with her receiving an extension for the time frame for painting her house. Her letter states several reasons such as bad weather, etc.. Ron Stated do you want me to give her an extension?

Trustee Neidert stated just go see if she is complying with your

requests, see if she is honestly trying, see what you think and use

your best judgment.

Ron asked again - but do you want me to give her an extension? Trustee Sidari asked Ron when the last time he was by the house. Ron stated approximately three weeks ago but I had the Attorney with me to prove she wasn't doing any work. Attorney Gavenda agreed. Trustee Sidari stated I think Trustee Neidert just wants you to go by the house see if she is trying to comply and use your best judgment whether she deserves an extension or not. Ron stated - if you want me to give her an extension I will. Trustee Sidari stated - never mind.

- 3) Discussion regarding grass cutting.
- 4) Discussion regarding letter to Viking Polymer - Ron stated there was some confusion and Nancy forgot e-mails.

Dave Millis, Pollution Control Facility –

- 1) We had an Inspection on May 31, 2006 by EPA – we were well within our limits – no problems.
- 2) Discussion regarding DEC consent order.

Rick Preston, Water Treatment Plant –

- 1) Received call from Congresswoman Slaughter's Office informing me that the house has OK'd the waiver of our project but the Senate is holding to no new contracts.
- 2) Tomorrow meeting with NYS Real Property Service to review our properties.

- 3) Discussion regarding leak detection equipment

Dean London, Police Department –

- 1) Present monthly report.
- 2) Requested the 1995 GMC Suburban and the 1987 Chevy be declared surplus equipment and be placed out to bid.
- 3) Requested permission to purchase 5 new chairs for the police department office.

**DECLARED SURPLUS** Moved by Trustee Neidert and seconded by Trustee Sheehan declaring the 1995 GMC Suburban and the 1987 Chevy as surplus equipment and approval to place them out to bid.

**CARRIED**

5 Ayes

0 Nays

**PURCHASE APPROVAL** Moved by Trustee Sheehan and seconded by Trustee Banker approving the purchase of five chairs for the Albion Police Department Office and cost to be taken out of Vehicle Purchase (A0-3120.207)

**CARRIED**

5 Ayes

0 Nays

Officer Nenni was complimented on his great work with the Auxiliary Police Training Course.  
Chief London was complimented on his excellent job with the residents meeting.

Kathy Ludwick, Village Office –

- 1) Presented monthly report – no questions.
- 2) Typed Fire contract for Town of Albion and Town of Gaines
- 3) Typed water contract for Town of Albion Attorney is checking it over.

Resident, Mr. Spies, requests a handicapped parking spot in front of Village Office.

**APPROVAL FOR PUBLIC HEARING** Moved by Trustee Neidert and seconded by Trustee Sidari approving a Public Hearing be held August 9, 2006 at 7:00 PM for the purpose of creating a Handicapped Parking Spot in front of Village Office Complex.

**CARRIED**

5 Ayes

0 Nays

**REQUEST** Mr. James Babcock addressed the Board regarding purchase of Village owned property behind TOPS (5.3 Acres).  
Trustee Sidari stated he will not speak, vote or take part in this discussion as he has a possible interest in this topic.

Mr. Babcock continued, this property is located behind TOPS and is totally landlocked but is adjacent to his property that he recently purchased. Discussion followed regarding how property was acquired and what it could be used for. Mr. Babcock also stated no one is taking care of the property as no one can get to it. Mr. Babcock gave Board copies of the restrictions that came with the property. Board will check into this further and get back to Mr. Babcock.

**PARK USE APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving Mr. Jenken's and Mr. Jones's request to use Carousell Park for a Church meeting.

**CARRIED**

5 Ayes

0 Nays

**COMPLAINT** Mr. Elsenheimer, contractor, presented Board with a letter explaining his complaints with Code Officer, Ron Vendetti. He stated what should have been a two week job turned into a six week job due to the lack of co-operation and the fact Mr. Vendetti would never return phone calls or answer his messages. He demanded items that were not required by Code with comments such as "I do not have to justify, just do it." He put stop work orders on items he never bothered to inspect properly, gave me verbal go a heads then rejected when done. He approved adjustment to stair plans then when completed he rejected them.  
If contractors in this Village have to put up with this on a daily basis they are crazy to work here. I have three other job offers in this Village but I am turning them down as long as I would have to work with Mr. Vendetti. He has violated every moral ethics of a Code Officer.

**REQUEST FOR REZONE** Mr. Ray Lissow and Mr. Richard DeCarlo addressed Board requesting Zoning change for parcels 62.15-1-26.111 and 62.15-1-32. It was stated that both the existing parcels belonging to Albion Mobile Homes, Inc. and Lissow Development were split by the Zoning Map. Part of each parcel was switched to R-1 instead of the R-MH and R-3 respectively. Lissow Development is currently transferring an adjoining parcel to Albion Mobile Homes Inc. Both parties are requesting that the Zoning and Map be revised to make each of their remaining properties match the current use as the rest of their adjacent property. The lot is presently being split 250 ft. belonging to Mr. DeCarlo which is adjacent to his MH Zone and 100 ft. belonging to Mr. Lissow which is adjacent to his R-3 Zone. Transaction is pending this rezoning. Short Discussion followed.

**PUBLIC HEARING SET** Moved by Trustee Sidari and seconded by Trustee Banker approving a Public Hearing be held on August 9, 2006 for the purpose of rezoning lots 62.15-1-26.111 and 62.15-1-32.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Mr. John Butcher sent correspondence disputing his water bill for 6 Erie Street.

**TABLED** Moved by Trustee Neidert and seconded by Trustee Banker to refer Mr. Butchers dispute to Street Superintendent, Doug Long, for further investigation.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Correspondence from Mr. Scott Schmidt, 25 Heritage Estates, requesting relief of a portion of sewer bill as leak was not discharged into the Village system.

**APPROVAL TO ADJ. BILL** Moved by Trustee Neidert and seconded by Trustee Sheehan approving adjustment of sewer bill for Scott Schmidt, 25 Heritage Estates, as per recommended by Street Superintendent.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Correspondence received from Ms. Virginia Tross, 97 Heritage Estates, requesting relief of a portion of sewer bill as leak was not discharged into the Village system.

**APPROVAL TO ADJ. BILL** Moved by Trustee Neidert and seconded by Trustee Sidari approving adjustment of sewer bill for Ms. Virginia Tross, 97 Heritage Estates, as per recommended by Street Superintendent.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Correspondence received from Ms. Jacqui Donahue, 82 Hawthorne Drive requesting relief of a portion of sewer bill as leak was not discharged into the Village system.

**APPROVAL TO ADJ. BILL** Moved by Trustee Neidert and seconded by Trustee Sidari approving adjustment of sewer bill for Ms. Jacqui Donahue, 82 Hawthorne Drive

**BILL** as per recommended by Street Superintendent.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Correspondence received from Ms. Joan Salisbury, 134 Oak Orchard Estates, requesting relief of a portion of her water and sewer bill which was extremely high.

**APPROVAL TO ADJ. BILL** Moved by Trustee Banker and seconded by Trustee Neidert approving adjustment to water and sewer bill for Ms. Joan Salisbury, 134 Oak Orchard Estates as her meter was tested and was found to be running 3% fast.

**CARRIED**

5 Ayes

0 Nays

**CORRES:** Correspondence received from Mr. Don Howard, 118 East State Street

requesting relief of a portion of water / sewer bill.

**TABLED FOR FURTHER INVESTIGATION** Moved by Trustee Neidert and seconded by Trustee Sidari to table Mr. Howard's request for a relief of a portion of his water / sewer bill as in spite of ascertaining that the meter was reading 3 % fast, it appears that a water leak was responsible for the substantial increase. Street Superintendent to investigate further.

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Mr. William Wittman addressed Board regarding recent rate fee charges for water and sewer services. Board explained why fee charges were necessary.

**MINUTES** Moved by Trustee Neidert and seconded by Trustee Sidari that in as much as

**APPROVED** each member received copies of the minutes from May 10, 2006 and May 30, 2006 meetings and there being no error or omissions, minutes are hereby approved as written.

**CARRIED**

5 Ayes

0 Nays

**DEPT. REPORT** Treasurer's report received and accepted for month of May.

**APPLICA-TIONS** The following applications were approved to be placed on file for future reference:

WATER TREATMENT PLANT – Raymond Bradley

STREET DEPARTMENT - Eric Postle

**CEMETERY DEEDS** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign the following Cemetery Deeds:

Robert F & Cheryl A Gurzynski – S.G. 105 A/B Veterans Companion Section

Kurt T & Cathleen L Schmitt – S.G. 19 &  
*20 Deerfield Avenue*

Gerald D & Donna Wetherbee – S.G. 257 &  
*258 Deerfield Avenue*

Robert J. Winkley - #  
*93 Ashwood Way*

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO HIRE** Moved by Trustee Neidert and seconded by Trustee Banker approving the following to be hired as Park Supervisors for the 2006 Summer Parks Program:

Caton McKenna  
Justin Shur  
Lindsey Snyder  
George Wheaton

Ian Foos  
Katie Keeler  
Andrew Grillo  
Kylie Armstrong

Laura Hicks  
Eric Albanese  
Matt Beach

Alternates:

Amber Neal

Julia Southcott

Charles Small

**CARRIED**

5 Ayes

0 Nays

**CONTRACT** Contract for Matrix Phone Service was presented to Board.

**CONTRACT TABLED** Moved by Trustee Sidari and seconded by Trustee Neidert tabling the signing of contract for Matrix Phone Service.

**CARRIED**

5 Ayes

0 Nays

**CORRES:** Correspondence from Orleans County Health Department regarding International CDEX Exercise.

**RES. RE.** Moved by Trustee Sidari and seconded by Trustee Sheehan approving

**ROOF /  
BRICK  
GRANT**

the change in formula for the Small Cities Roof / Brick Repair Program to 50% grant, 25% low interest loan and 25% owner's cash match.

**CARRIED**

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## June 28, 2006: Village Board Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, June 28, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari and Kevin P. Sheehan.

**DISCUSS:** Computer upgrade discussed.

**RESIDENT** Mr. Kevin Doherty, Village representative on the Library Board, gave report regarding the Library.

Discussion followed regarding Library finances and there desire to move. At present time they have no funds to do this and they have received no grants. Mr. Doherty will be requesting two resolutions at the next Library Board Meeting. First would be a moratorium on any discussion and regarding moving. Second they should have an audit done as they have no minutes of meetings and a Treasurer's report that matches with nothing. They have been spending out of operating accounts instead of budget expenditures.

I did go with them to look at the old Injected Rubber building as a possible place to have a Library but I have my reservations. Mr. Doherty asked what the Village Board thought of this idea.

Trustee Sidari stated he would be against it as this is one of the few pieces of property in the Village that is in the Empire Zone and attractive to businesses. Also if the Library takes it over is would totally come off the tax role and if there is one thing we don't need is for another piece of property to come off the tax role. All Board members agreed. Trustee Sheehan asked why they don't seriously consider combining with the school. They have the perfect set up for it. The wing can be isolated from the rest of the school for security reasons and there is room for expansion. All agreed this would be a perfect solution to there problem.

**RES. FOR ROOF/ BRICK GRANT** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Sheehan:

That Michael A. Hadick as Mayor of the Village of Albion is hereby authorized to sign legal documents on behalf of our organization.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT** Correspondence received from Mitzy Peglow, ABA Co-Chairman, regarding a Downtown Festival for either Saturday, August 5, 2006 or Sunday, August 6, 2006. They would like to close East and West Bank Streets and use the downtown parking lot to hold a basketball tournament, talent show, band competition or entertainment, car show with food booths and craft booths.

**MOTION RE: FESTIVAL** Moved by Trustee Sidari and seconded by Trustee Sheehan that Village Clerk contact Ms. Peglow to find out exactly what day, the particulars of the festival and what she will need from the Village.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT REQUEST** Request received from Ms. Latonya McNeil and Willie Long to close West Academy Street from Washington Street to West Park Street from 2:00 PM

to 9:00 PM on Saturday July 8, 2006 for a neighborhood block party. Petition was presented from the neighbors in that area approving the closing of the Street. Discussion followed regarding safety rules. The Board would like Ms. McNeil to attend the next Board meeting so they may review the safety rules they would like followed.

**APPROVAL** Moved by Trustee Sidari and seconded by Trustee Sheehan approving West FOR Academy Street be closed off from Washington Street to West Park Street

**BLOCK PARTY** on July 8, 2006 from 2:00 PM to 9:00 PM for a Block Party all cooking grills must be on private property not in the Street. Approval pending acceptance by Chief of Police, Dean London, Fire Department and Village Attorney.

**CARRIED**

3 Ayes

0 Nays

**MOTION SETTING MEETING DATES** Moved by Trustee Sidari and seconded by Trustee Sheehan that the Village Board of Trustees of the Village of Albion will hold regular Workshop Meetings every Wednesday at 4:15 PM expect for the second Wednesday of every month at which time the regular Board meeting will be held at 7:00 PM.

**CARRIED**

3 Ayes

0 Nays

**DISCUSS:** Discussion regarding the Village's Matrix phone system. All agreed that the Village will go back to answering all phone calls in person.

**DISCUSS:** Mayor Hadick stated that Town of Albion Supervisor, Gene Christopher, was in touch with him regarding Bullard Park and offered the Towns help in anything we would like to do in the Park to improve it.

**INFORMATION** Clerk noted that the Village Board needs to appoint a Zoning Board Chairman.

**INFORMATION** Mayor Hadick also noted that Art Work from a local studio will be on display in Mrs. Pulley's buildings on Main Street

**DISCUSS:** Discussion followed regarding smoking in the Municipal Building. It was noted that this is a State Law and there should be no exceptions. Discussion also on the private use of Village equipment and the washing of cars in the Village bays by volunteer fireman.

**APPROVAL FOR VILLAGE POLICY** Moved by Trustee Sidari and seconded by Trustee Sheehan instructing Village Attorney to draw up memo, to be distributed, that there will be no smoking in Village Municipal Buildings (with no exceptions) and there will be no private use of Village Equipment.

**CARRIED**

3 Ayes

0 Nays

**MEETING  
CLOSED**

Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 5:40 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick,  
Clerk – Treasurer  
Village of Albion

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## July 05, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, July 5, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker and Kevin P. Sheehan

Mayor Hadick opened meeting with the Pledge of Allegiance.

Supervisors Reports:

Eric Bradshaw, Fire Department –

- 1) Presented monthly report.
- 2) Requested permission to form truck replacement committee to replace Engine 10 also requested Trustee Banker serve on committee.
- 3) Twenty-four drivers have passed their driving tests. List of drivers will be submitted to Village Board.
- 4) Thermal imaging camera has been ordered.
- 5) Liquid fertilizer was dumped on

*Main Street*

after conversation with Chem Trec and chemist – we flushed with water and contacted the sewage treatment plant.

- 6) Requesting to add Brian Gross from the Hartland FD as a Mutual Aid Firefighter for the Village of Albion Fire Department.
- 7) Working on State Inspection results.

**COMMITTEE FORMED** Moved by Trustee Sheehan and seconded by Trustee Banker approving a committee be formed for the replacement of Albion 10 and Trustee Banker will serve on committee representing the Village Board.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL FOR FIRE-FIGHTER** Moved by Trustee Banker and seconded by Trustee Sheehan approving Mr. Brian Gross, of the Hartland Fire Company, serve as a Mutual Aid Fire-Fighter for the village of Albion Fire Department.

**CARRIED**

4 Ayes

0 Nays

Special Thank You to Dave Mobile of DK Auto for his Community Service to the Albion Fire Department.

It was noted that Mr. Mobile also does work for the Albion Police Department as a donation.

Board will send letter of Thank You to Mr. Dave Mobile, of DK Auto, for continued community service to the Albion Fire Department and the Albion Police Department.

Jason Zicari, Cemetery Department –

- 1) Business as usual.

- 2) Albion Fire Department held their annual memorial service at reflecting pond June 3, 2006.
- 3) We are caught up with the grass mowing and will be pouring concrete next week for foundations.
- 4) New electric service for Chapel – panel will be in Chapel.

Fire Department thanked Jason and his crew for their assistance during memorial service.

Harry Papponetti, Animal Control –

- 1) June calls are down.
- 2) Problem with wild animals
- 3) Discussion regarding continued problems with pit bulls.

Dean London, Police Department –

- 1) Arrests down this month
- 2) Federal forfeiture account balance is \$12,848.73. Wrote check in the amount of \$5,000.00 to Niagara County Drug Task Force for surveillance equipment.
- 3) Officer VanWycke was out on an off duty injury.
- 4) Received an inspection from the NYS Labor Department. Three violation cited. I am in the process of correcting them – I have until October 3, 2006.

Rick Preston, Water Treatment Plant –

- 1) Break wall project has been approved to begin possibly this fall. Only remaining obstacle is the paperwork needed by the Army Corps from DEC.
- 2) Received scores from the NYSDOH for semi-annual proficiency tests for lab certification – we scored 100%
- 3) Received new drive for precipitator and have scheduled installation for July 6, 2006.
- 4) Discussion regarding production decrease for water.
- 5) Discussion regarding meeting with reality people regarding our assessment.

Doug Long, Street Department –

- 1) Water – completed monthly reading of large water meters, performed 53 stake outs, completed water main upgrade @ Clover Lane.
- 2) Streets – Picked up brush, five men attended training seminar by Cornell Local Roads, striped cross walks and parking spaces, Cleaned DI's.
- 3) Parks – Hauled ball field soil, prepped Village Parks for opening, opened restroom at both Veterans and Lafayette parks, relocated bleachers for ball tournament.
- 4) Miscellaneous – Watering flower baskets, assisted with mold project, eleven men attended "confined space" training, striped Industrial Center parking lot, assisted in preparation and clean-up operation for Strawberry Festival, assisted Orleans County Highway in cleaning culvert in Waterport, cleaned sanitary lift pit at Northwood's complex.

**DISCUSS:** Discussion regarding Master Water Meters for Trailer Parks. Board instructed Mr. Long to purchase meters.

**MOTION** Moved by Trustee Banker and seconded by Trustee Sheehan approving the  
**RE:** Albion Fire Department use office space in the Albion Police Department  
**ROOM** (where Court Secretary use to be located).  
**FOR FIRE**  
**DEPT.**

**CARRIED**

4 Ayes

0 Nays

Kathy Ludwick, Village Office –

- 1) June 1, 2006 Village Tax bills were mailed.
- 2) Still trying to get information on Canal Grant.
- 3) Retyped water contract for Town of Albion and delivered it to Attorney.
- 4) Set up meeting with Chatfield, Bernard Donegan's Office and Mayor regarding financial decisions for Consent Order.
- 5) Working on X'mas decoration grant narrative.
- 6) A couple of Trustees should be appointed to work on Fire grant for Towns of Albion and Gaines. Board stated Trustee Banker and Trustee Sheehan will work on Contracts.

**DISCUSS:** Discussion regarding Village Policy, presented by Attorney, for using Village property. Wash bay at Fire Hall was also discussed. It was decided that a meter should be installed in wash bay just to monitor how much water is really being used.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Banker that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## July 12, 2006: Village Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, July 12, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**RESIDENT RE. MOWING CHGS.** Mr. Norm Kelly sent in a complaint regarding last years lawn mowing fees being added to his taxes. His correspondence stated he had complained several times last year and was told they would look into it. He listed times called. He also questioned Mr. Nenni's billing hours.  
He wishes to pay just the tax bill without the lawn charges. Village Office previously explained to him that once it goes on the tax bill it becomes part of the bill.  
Trustee Neidert asked Code Officer, who was in charge of the lawns cutting program if he could shed some light on the subject.  
Mr. Vendetti stated there is no truth in what Mr. Kelly claims. Mr. Vendetti Mr. Vendetti claims he never called to complain about the lawn mowing fees he just called to tell us he didn't own the property and to quit sending him the bills.  
Trustee Neidert stated the Board needs to ask Mr. Nenni about the mowings in question.

**TABLED** Moved by Trustee Neidert and seconded by Trustee Banker to table Mr. Kelly's request for relief from lawn mowing charges for further investigation.

### CARRIED

5 Ayes

0 Nays

**RESIDENT RE. CATS** Correspondence from Mrs. Susan Howard of 214 South Clinton Street regarding cat problem in her area. Trustee Banker had talked to the animal control officer Papponetti and they have a definite problem in that area with cats living in the stored pipes at County Garage and he is working with the County Animal Warden on this issue. It was noted the County's cost for euthanasiation is \$11.00 per cat. Maybe this cost should be considered for next years budget.

**RESIDENT RE. DRAINAGE** Mr. Bill Francis of 123 Platt Street addressed Board stating his displeasure with the Village drainage system on Platt Street.  
He firmly stated after 12 years of this something has to be done. They are tired of waiting. After heavy rain storms he has to physically clean up sanitary waste and items from his front yard. He has a handicapped daughter with no immune system and this is a health problem. If nothing is done he will take legal action.

Trustee Neidert stated we understand you problem and sympathize with you but its not like we ignored your problem. We have had an engineers study done, we have televised to see what the problems are. We tried for a grant but did not receive it. We are working on the problem. The estimated cost of

the project needed to correct the situation is \$180,000. to \$200,000. and we just don't have that kind of extra money. We have water problems all over the Village when we have a heavy rain storm like today and if we had to prioritize all the problem areas I'm not sure if

*Platt Street*  
would be No.1 on the list.

If we were to make this a line item in the budget we would have to raise rates to all residents \$1.50 per 1000 gallons.  
We are under a consent order from DEC and are working on that project and we have considered trying to piggyback your street in with this project.  
However I'm not sure if we can as yours is a sanitary sewer problem and the consent order is for storm sewers. It just takes time there is no quick fix.  
Mr. Francis left displeased with response.

**FIRE CONTRACT** Moved by Trustee Neidert and seconded by Trustee Banker authorizing Mayor Hadick to sign Fire Contract with Town of Albion.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL TO** Moved by Trustee Neidert and seconded by Trustee Sidari approving East

*CLOSE Bank Street*  
and Down Town Parking Lots be closed for Albion Business

**STREETS** Association Down Town Festival which will be held Saturday, August 5, 2006 from 1:00 to 9:00 PM.

**CARRIED**

5 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Sheehan that in as much as each member received minutes of the June 14, 2006, June 28, 2006 and July 3, 2006 meetings and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

5 Ayes

0 Nays

**SWAN LIBRARY INFO.**

Judy Koehler presented Board with information on the Swan Library Board. Mrs. Koehler had done an in depth study on the procedures by which the Swan Library has been conducting business, their misappropriation of funds and inadequate bookkeeping procedures.  
She requests that the Village not give them their allocated money until questions are answered. Mrs. Koehler is a Council Women from the Town of Albion and she stated they are going to hold firm with there money.  
Trustee Sidari read the minutes from the Village's last meeting in which the Village had already addressed these very issues as it was brought to their attention by Kevin Doherty, the Board's representative on the Swan Library Board. Everyone agreed the Swan Board needs to be accountable, they need a needs assessment and a financial plan.

The following application was approved to be placed on file for future reference:

WATER TREATMENT PLANT - Mark Hartnett

**APPROVAL FOR WALK-A-THON** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Orleans County Nutri-fare program hold a Walk-A-Thon Saturday, September 23, 2006 at Mt. Albion Cemetery. Approval pending, Jason Zicari, Cemetery Superintendents approval.

**CARRIED**

5 Ayes

0 Nays

**REQUEST** Request received from Nancy Mack, representing Transit Cemetery

Association, requesting a slab of sandstone from Village Garage grounds for them to use to erect a permanent sign on the cemetery grounds. Village Attorney to check and see if we need to declare surplus.

GHI Contract – No Action.

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sidari approving payment to Stuart I. Brown Associates in the amount of \$382.50 for services regarding the revolving loan fund.

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sheehan approving the following payment to Chatfield Engineers:

JMIPCF Consent Order	\$ 35.00
JMIPCF Concrete Tank Evaluation	10.00
Clover Lane Water Main	552.00

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Banker and seconded by Trustee Neidert approving payment of Village Bills:

General Fund	-	\$ 32,346.43	Vou. 4511 - 4555
Water Fund	-	31,285.12	Vou. 1524 - 1551
Sewer Fund	-	8,663.32	Vou. 1414 - 1434

**CARRIED**

5 Ayes

0 Nays

**RESIDENT** Mr. Edward Salvatore addressed Board regarding Village owned property located behind TOPS. Mr. Salvatore requested Board to consider deferring claiming property as surplus. This property was given to the Village because TOPS didn't want it. It is landlocked and has really no value but could in the future and if but back on tax roll it would generate a very small minor tax dollar. If something happens to TOPS, Benderson, Owner, would attempt to sell that property and the Village's portion might be considered to extend

*King Street*  
again and that

would be a plus to any developer.

Mr. Babcock stated he heard West Wood was looking to sell off and they don't want the Village area. It has no value and the condition, with all the depre on it makes it difficult to clean up. Mr. Babcock stated he has been mowing a portion of the Village's lot which is adjacent to his and has received Thank You's from the Senior Citizens in that area as they use this path to get to TOPS. I assume there is no harm in my continuing to mow this area.

**DISCUSS: RE. WATER FEES** Discussion regarding administration fee that was added to Town's bills. All agreed the administration fee on all the Town bills should be removed as they are under contract.

**CONTRACT APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan approving contract be paid with Matrix Communications.

**CARRIED**

5 Ayes

0 Nays

**APPROVAL FOR LEASE CONTRACT** Moved by Trustee Banker and seconded by Trustee Neidert authorizing Mayor Hadick to sign Cylinder Lease Agreement with Jackson Welding Supply Company.

**CARRIED**

5 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sheehan and seconded by Trustee Banker approving payment # 4 to Stuart I. Brown Associates in the amount of \$967.50 for services on Roof and Brick repair program.

**CARRIED**

5 Ayes

0 Nays

**COVA REQUEST** Trustee Banker stated COVA has asked to give a power point presentation to the Village and all the four Townships. Trustee Banker will work with Village Clerk to set up a meeting date.

**DISCUSS:** Mr. Jack Baker, Councilman from Town of Albion, stated the Town's willing to help set up a committee between the Village of Albion and the Town of Albion to work on joint projects for Bullard Park. Village Board all agreed this would be a great idea.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matters.

**CARRIED**

5 Ayes

0 Nays

Code Officer Vendetti addressed Board with several items. He wanted to know who the appointed Grievance Board for the Village was. Board stated if you go by past practice, it would be the Village Board as they are the ones who heard the Fire Department Grievance. Mr. Vendetti wanted to know what happened to his past grievance. Board explained they have no idea where it is. You supposedly filed it with the past Mayor and it is no where to be found. We assume you will have to file one with this Board in order for us to now what you are talking about. Mr. Vendetti stated he wants to know status of getting his personal time back. He was called back to work when he was off on Personal Leave – Board agreed if he was called in then he should be credited his time.

Moved by Trustee Banker and seconded by Trustee Sidari approving Ron Vendetti be credited for six hours personal time.

**CARRIED**

5 Ayes

0 Nays

Mr. Vendetti proceeded to express his feelings that he is being harassed by the Board because he has to take his lunch from 12:00 Noon to 1:00 and no other Department Head has to take a specific lunch hour. Trustee Neidert explained the only reason he was asked to take his lunch between 12:00 and 1:00 was because he complained that he lost 12 minutes once because he was disturbed by a customer during his lunch. So the Board figured if he had a set lunch hour and everyone knew it he would not be disturbed by a customers during this time.

Trustee Neidert asked Ron if, in his own mind, he honestly feels like he is being harassed. Answer yes.

Discussion followed. Mr. Vendetti stated he felt Trustee Neidert and Trustee Sidari are trying to harass him so that he will quit. Trustee Neidert stated

that is totally untrue and Mr. Vendetti knows that – Any one who knows me knows that is not my style. Mr. Vendetti questioned if all his memo's to him were agreed upon by the Board. Trustee Neidert stated yes it wasn't just his decision.

Trustee Neidert asked Mr. Vendetti if he took his job seriously – answer yes. Trustee Neidert stated I don't think you do – you ride around with that blue's brothers hat on and you were overheard saying you were going to wear the blues brother hat and play the part. That doesn't sound to me like your taking your job seriously – it sounds more like harassment.

It was noted at that point that Mr. Vendetti started distorting his face and making faces at Trustee Neidert. Trustee Neidert asked him why he was doing that. Mr. Vendetti stated you don't like my face, you don't like my hat I can't do anything right.

Mr. Vendetti then asked the Board for his property file back – we are having a hard time doing our job without them.

Mayor Hadick stated due to the fact you are threatening more law suits we can not give you back the files.

Trustee Sidari stated when ever you want something on an address all you have had to do is ask and I've retrieved it for you within the hour. So I don't think it has held up your work.

The subject was brought up about computers – Mr. Vendetti stated he was never in charge of computers. Trustee Neidert stated you aren't in charge now but when you were – Mr. Vendetti stated I have never been in charge of computers.

Mr. Vendetti then stated he needs more help as he is so far behind. Mayor stated it is not in the budget for this year so they will be unable to do that.

Moved by Trustee Banker and seconded by Trustee Sidari to reopen session.

**CARRIED**

5 Ayes

0 Nays

**ADMIN. FEE REMOVED FOR TOWNS** Moved by Trustee Sidari and seconded by Trustee Banker to remove the administration fee on all Town's water bills due to the fact they are under contract.

**CARRIED**

5 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned.

**CARRIED**

5 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## July 19, 2006: Village Board Workshp Meeting

### Body:

The Village Board of Trustees of the Village of Albion held a Meeting on Wednesday, July 19, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker and Michael F. Neidert.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### REPORT RE. SWAN LIBRARY

Mr. Kevin Doherty, Village's representative on the Swan Library Board, gave an update on the Swan Library.

Mr. Doherty discussed resolutions he put before the Swan Library Board. Resolution one that passed stated there will be a moratorium on talking, discussing or doing anything about the new library until November. Discussion followed regarding Swan Library's finances and the options that are open to them to correct the situation.

Moved by Trustee Sidari and seconded by Trustee Neidert approving release of budgeted funds for the Swan Library (\$20,000.00). A letter stating the Village Board strongly supports their representative, Kevin Doherty, the Community Library and the efforts made by the Swan Library Board.

updated  
any

However, before the next years budget the Village Board expects an certified auditors report of the Swan Library's Financials before there is consideration for future contributions.

### CARRIED

4 Ayes

0 Nays

**UPDATE** Mayor Hadick gave update from the ABA meeting.

**DRAINAGE** Discussion regarding Drainage problem on *Ingersoll Street* and what paving

**DISCUSSED** should be done this year. Trustee Neidert will get in touch with Doug. Long.

**DISCUSS.** Trustee Banker discussed old problem at corner of *Sanford Street* and *Moore Street*

. Owner, Ed Kelly offered an easement to Village to widen that entrance way so the trucks could make the swing. Another telephone pole was hit there yesterday. Attorney Gavenda to draw up needs and bounds description.

### WATER DISCUSS.

Discussion regarding the Town of Gaines and the Town of Murray negotiation contracts with Monroe County Water Authority.

Board feels they have been more than fair with the Towns. They get excellent service, top quality product at a reasonable price. When we raised the water rates to the Village residents their's stayed the same with no increase. There is not much more that we can do.

**DISCUSS.** Trustee Sidari discussed the black mold problem in the Village Complex.  
**RE. MOLD** We owe it to our employees to solve this problem ASAP. Trustee Sidari will get in touch with someone who has dealt with mold problems to see what health conditions might exist. Discussion followed regarding if physical check ups for employees are needed (Village will pay all co-pay's). They would like to find a Company within the next couple of days to start what ever clean up process is necessary. Clerk stated she has called four of the names that Trustee Sidari e-mailed her. She faxed them the results and is waiting to hear from them.

**MEETING** Moved by Trustee Sidari and seconded by Trustee Banker that there being  
**CLOSED** no further business, meeting is hereby adjourned at 5:30 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## July 26, 2006: Village Board Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, July 26, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, H. Dale Banker and Kevin P. Sheehan.

Mayor Hadick opened meeting with Pledge of Allegiance.

**RESIDENT WATER** Ms. Sylvia Shoemaker of DSS addressed the Board regarding water service to **RE. WATER**  
*127 Temperance Street*  
. The circumstances as to how the water was shut off  
**SERVICE** and the reason for need of a Certificate of Occupancy were explained.  
Ms. Shoemaker will stop in the Village Office tomorrow for the specific dates and names.

**ROOF REPAIR** Moved by Trustee Sidari and seconded by Trustee Sheehan approving the application of Frank Curoso for  
*16-24 East Bank Street*  
for grant and loan  
**AGREE-MENT** funding through the 2005 GOSC Small Cities Grant and approving Mayor Hadick sign Agreement. Agreement covers Roof Repair: Grant \$ 19,031; Loan \$ 9,516 total cost is \$ 38,062 and the owner's share is \$ 9515.0.

**CARRIED**

4 Ayes

0 Nays

**BRICK REPAIR** Moved by Trustee Banker and seconded by Trustee Sidari approving the application of Michael Bonafede and Judith Kohler for 114-120 North Main Street for grant and loan funding through the 2005 GOSC Small Cities Grant and approving Mayor Hadick sign Agreement. Agreement covers Brick  
**AGREE-MENT** Repair: Grant \$ 13,825; Loan \$ 6,913 total cost is \$ 27,650 and the owner's share is \$ 6,912.

**CARRIED**

4 Ayes

0 Nays

**ROOF & BRICK REPAIR** Moved by Trustee Sidari and seconded by Trustee Sheehan approving the application of Mrs. Henri Pulley for  
*126-128 North Main Street*  
for grant and  
**AGREE-MENT** loan funding through the 2005 GOSC Small Cities Grant and approving Mayor Hadick sign Agreement. Agreement covers Roof and Brick Repair: Grant \$ 5,100; Loan \$ 2,550 total cost is \$ 10,200 and the owner's share is \$ 2,550.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Sidari and seconded by Trustee Banker approving

**FOR  
COMPUTER  
LICENSES**

renewal of 10 Norton licenses for the Village computers.

**CARRIED**

4 Ayes

0 Nays

**REQUEST**

Attorney Gavenda stated he received a request from Orleans County asking if the Village would consider waiving the Lawn Mowing charges and the \$ 25.00 demolition fee if they were to tear down 155 McKinstry Street.

**APPROVAL  
TO WAIVE  
FEES**

Moved by Trustee Sidari and seconded by Trustee Banker approving Orleans County's request to waive mowing charges and demolition fee for  
*155 McKinstry Street*

**CARRIED**

4 Ayes

0 Nays

**APPROVAL  
FOR  
WORKING  
HOURS**

Moved by Trustee Banker and seconded by Trustee Sheehan approving Nancy Mack return to working in the Village Office in the morning and for the Code Officer in the afternoon.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION**

Moved by Trustee Sidari and seconded by Trustee Sheehan to adjourn to executive session to discuss personnel matters at 4:45 PM.

**CARRIED**

4 Ayes

0 Nays

**SESSION  
REOPENED**

Moved by Trustee Sidari and seconded by Trustee Banker to reopen session at 6:15 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING  
CLOSED**

Moved by Trustee Sheehan and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## August 02, 2006: Village Board Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, August 2, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Michael F. Neidert and Kevin P. Sheehan.

Mayor opened meeting with the Pledge of Allegiance.

Department Reports:

Dean London, Police Department –

- 1) NYS Labor Dept. update – all officers received the bloodborne pathogens training. In the process of scheduling haz-mat training.
- 2) ABA sponsored car show to take place on August 5, 2006 – Explorers' to help with event.
- 3) Neighborhood watch program informational meeting will be held August 15, 2006 at 7:00 PM
- 4) Rotary sign project update – signs completed and awaiting installation. One will be installed in front of State Police Station on Rt. 31 and the other on Rt. 98 between the Glass business and Clover Hill.
- 5) Filed for Federal seizure of \$12,000.00 – set up new account for Treasury Funds with help from the Village Clerk.
- 6) Working with OCSO for Homeland Security Grant – Purchase surveillance equipment for water treatment plant.
- 7) Will be on vacation from August 4 until August 13. Sgt. Boyer is in charge during my absence.

Trustee Neidert inquired regarding the buckle up program. Acting Chief London stated the Village applied for that grant two months ago. If we receive it we will hold the week the same as the State which is twice a year once in October or November and then again in July.

Trustee Sheehan commented on what a good job the Explorers are doing.

Ron Vendetti, Code Enforcement –

- 1) Presented report
- 2) Discussion regarding the fact the mowing account, his postage account are in the red and has expended half of his gasoline account  
Gasoline account was based on when he was using his personal car. He told them he warned them at the beginning of the budget year. Mayor Hadick reviewed gas bill noting that he drives over 40 miles a day. Ron reminded him the Village pays for him to drive in from Holley and to go home at night and that is twenty miles right there. Discussion followed regarding where we purchase gas from and the cost versus going to regular gas stations.
- 3) Asked approval to attend NY Planning Federation Conference October 8 – 11, 2006 in Saratoga Springs. Discussion followed regarding number of credits Code Officer needs. Ron stated this is not a Code Officers School more of a Planning school.  
Trustee Neidert asked how many credits Ron has – answer over 100  
Trustee Neidert asked how many do you need – answer 60.  
Trustee Neidert stated as long as you are well equipped with credits  
and you are not short. Ron stated as long as every one is pleased

Ingersoll Street  
and what the

with the work I am doing and I'm well trained.  
It was noted that the Board should review the rule on registered  
letters. We need to get budget under control.

- 4) Discussion regarding residence on  
next step would be. Ron stated issuing them a violation notice.
- 5) Discussion regarding the issuing of extensions. Ron stated we  
have a limited season from May – Oct. its now August and we  
are running out of time. Sometimes you can give people too much  
time . Board stated we are just asking you to be able to back up  
any decisions you make and why. Look at the cases on an  
individual basis and document.
- 6) Al Raymond's property was discussed.

Harry Papponetti, Animal Control –

- 1) Calls are up for the month
- 2) Discussion regarding the problem with cats in the Village. One  
individual has 21 cats on her property and now wants to get rid  
of them. County charges Village \$3.00 per cat for volunteer  
surrender. Discussion followed on how we might be able to  
get cat problem under control.
- 3) Harry brought up the fact the fuel farm gas price is higher than  
if we purchased it at a regular gas station.

Rick Preston. Water Treatment Plant –

- 1) Sheriff Hess in process of submitting grant for Homeland  
Security  
Funds and the scope of work is to provide security cameras to Key  
installations including the WTP and each storage facilities.  
Provided him with quotes for the equipment that would be needed  
for our water system.
- 2) In process of changing out all pushbottoms, relays, and switches  
in  
our filter control tables. Corrosion due to the chlorine atmosphere  
causes electrical contact problems.
- 3) Two filter valve actuators have been ordered are in production.
- 4) Received two quotes for concrete work at Water Plant. One  
from  
Vinne & Ron's Concrete (\$1,200.) and one from Ludwick Paving  
Inc. (\$2,200.00)  
Rick explained Ludwick Paving's bid is higher due to the fact he  
has to pay prevailing wage rate and carries compensation  
insurance.  
Also noted Ludwick Paving's bid calls for 6" and Vinne & Ron's  
for only 5".  
Vinne & Ron's stated they will produce what insurance they  
when necessary.

have

**BID  
AWARD**

Moved by Trustee Neidert and seconded by Trustee Sheehan awarding bid  
for concrete work for Water Treatment Plant to low bidder Vinne & Ron's  
Concrete Company for the amount of \$1,200.00.

**CARRIED**

3 Ayes

0 Nays

- 5) Billed \$980.00 for samples analyzed for the Towns of Murray,  
Ridgeway, and new water main installations in Shelby,  
Ridgeway and Clarendon.

Kathy Ludwick, Village Office –

- 1) Discussion regarding computer problems with software and  
harddrives.
- 2) Another busy month with FOIL form requests.
- 3) Attended meeting in Medina with State and Federal Officials and

Marty Busch, Medina's Code Officer regarding Canal Grant – called Frank Dean several times trying to set up meeting to look over 121 No.

Main Street

- 4) Water Shut Offs for non-payment started July 17. Approximately 37 customers were shut off and sever still remain off.
- 5) Amy Cascini of Rural Opportunities called today to say they received their grant approval for

Academy Street school project.

**RES. RE. CONSULTING SERVICES** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sheehan:  
 BE IT RESOLVED BY THIS VILLAGE BOARD AS FOLLOWS:

- 1) The firm of Bernard P. Donegan, Inc. is hereby designated financial consultant to the Village of Albion.
- 2) Said firm shall be compensated for its services to be rendered in connection with the Sewer Capital Projects in accordance with its proposal letter dated July 7, 2006.
- 3) The Village of Albion is hereby authorized to execute and deliver said proposal letter.
- 4) This resolution shall take effect immediately.

**CARRIED**

3 Ayes

0 Nays

**RESIGNATION** Letter of resignation received and accepted from Employee Robert VanWuyckhuuse.

**APPROVAL TO CLOSE STREET** Moved by Trustee Neidert and seconded by Trustee Sheehan approving ABA's request to close East Bank Street for a skate board demonstration, exhibits, bicycle rodeo on Saturday September 16, 2006. Also to move skate board ramps from Bullard Park to East Bank Street

**CARRIED**

3 Ayes

0 Nays

**APPROVAL RE. ROOF & BRICK REPAIR** Moved by Trustee Neidert and seconded by Trustee Sheehan approving target area for the Roof and Brick Repair Small Cities Grant be expanded to include the North side of East Bank Street to and include 255 East Bank Street.

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Sheehan and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matters at 5:15 PM.

**CARRIED**

3 Ayes

0 Nays

Moved by Trustee Neidert and seconded by Trustee Sheehan to reopen session at 5:30 PM.

**CARRIED**

3 Ayes

0 Nays

Moved by Trustee Sheehan and seconded by Trustee Neidert approving a Public Hearing be held on Wednesday September 6, 2006 at 5:00 PM at the Village Council Chambers,  
*35-37 East Bank Street*  
for the purpose  
of amending the Codes of the Village of Albion adopting a Local Law creating a Water Advisory Committee.

**CARRIED**

3 Ayes

0 Nays

Moved by Trustee Sheehan and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned at 5:40 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## August 09, 2006: Village Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, August 9, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING HANDI-CAPPED** 7:00 PM Public Hearing held for the purpose of adopting a Local Law amending the Codes of the Village of Albion specifically Vehicle and Traffic Section 263-38 Handicapped parking - creating a handicapped parking spot in front of Village Offices at 35-37 East Bank Street

### PARKING

Mayor stated there is a definite need for a handicapped parking area on this end of

*East Bank Street*  
. All agreed.

Moved by Trustee Sidari and seconded by Trustees Neidert that there being no on to speak regarding Public Hearing, hearing is hereby closed at 7:05 PM.

### LOCAL LAW # 1 2006

The following resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Neidert:

WHEREAS, a proposed Local Law No. 1 of the year 2006 for the purpose of amending the Codes of the Village of Albion specifically Chapter 263 Vehicle and Traffic was presented to the Village Board of Trustees at a regular meeting of said Board held June 14, 2006

WHEREAS, the Board of Trustees, at a regular meeting of said Board held on June 14, 2006 did adopt a motion that a Public Hearing be held on aforesaid proposed amendment to the Local Law at 7:00 PM on Wednesday, August 9, 2006, at the Village Council Chambers,

*35-37 East Bank Street*

Albion, New York, and that notice was published in the Batavia Daily News, the official newspaper of the Village of Albion, at least seven days before August 9, 2006, and

WHEREAS, notice of such Public Hearing was duly published in Batavia Daily News on the 28<sup>th</sup> day of July, 2006 and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees of the Village of Albion at the Village Council Chambers,

*35-37 East Bank Street, Albion, New York*  
at 7:00 PM on Wednesday,

July 28, 2006 at which time all were heard who wished to speak regarding said Local Law.

NOW THEREFORE BE IT RESOLVED, that the following law be hereby made part of the code of the Village of Albion, New York:

VILLAGE OF ALBION  
LOCAL LAW NO. 1, 2006

Adopted: August 9, 2006

BE IT ENACTED:

CHAPTER 263 VEHICLE AND TRAFFIC  
Section 263-60

ADD:

NAME OF STREET	SIDE	LOCATION
<i>EAST BANK STREET</i>	<i>North</i>	
	From a point 55 ft.	
<i>Platt Street</i>		West of
point thereof		continuing to a 20 ft. West

This Local Law shall become effective upon the filing of the same with the State of New York Secretary of State as required by law.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr. Larie Vagg filed request with the Village Clerk regarding having the hours shortened as to when residents are allowed to put their garbage out to the curb for pickup.  
Mr. Scott Rytlewski stated he knows residents who put their garbage out on Friday for Monday pick up. Mayor stated its hard to catch them over the weekend but nstead of changing the law we might try better enforcement.

**RESIDENT** Request received from David Smith, MD for a caution sign installed near  
*25 Lydun Drive*  
as he has a 3 year old patient, who is deaf and he feels he would benefit from having a caution sign installed near his house.  
All agreed. Clerk to notify Street Department regarding installing of sign.

GHI contract on hold.

**RESIDENT REQUEST** Moved by Trustee Neidert and seconded by Trustee Sidari to table Nancy Mack's request for a slab of sand stone for a sign at Transit Cemetery.  
Attorney Gavenda to find out worth of sand stone.

**CARRIED**

4 Ayes

0 Nays

**APPOINTMENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan approving appointment of Mrs. Jean Smith to serve as Chairwoman on the Village Zoning Board of Appeals.

**CARRIED**

4 Ayes

0 Nays

**APPOINTMENT APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari approving Mayor's appointments of Andrea Ribeck, for a term ending 4/1/09, and Louis Monacelli, for a term ending 4/1/09, to serve on the Village Historic Committee.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED**

Moved by Trustee Sidari and seconded by Trustee Neidert that in as much as each member received copies of the July 12, 2006, July 19, 2006, July 26, 2006 and August 12, 2006 meetings and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT**

Moved by Trustee Sidari and seconded by Trustee Neidert accepting the Treasurer's report for the month of July.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY DEEDS**

Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing Mayor Hadick to sign the following Cemetery Deeds:

Harry H & Catina L Jackson – S.G. 14 &

*15 Deerfield Avenue*

Claudia M Jenkins – S.G.

*266 Deerfield Avenue*

**CARRIED**

4 Ayes

0 Nays

**TRUSTEE RESIGNATION**

Moved by Trustee Neidert and seconded by Trustee Sidari accepting H. Dale Banker's resignation as Village Trustee.

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING REZONE**

7:15 PM Public Hearing for the purpose of adopting a Local Law amending the Codes of the Village of Albion specifically Zoning Chapter 290-21.

Request was received from Mr. Richard DeCarlo and Mr. Raymond Lissow for the zoning change as the present zoning does not coincide with the adjoining properties which they own. All properties, including the lots in question are owned by Mr. DeCarlo and Mr. Lissow. It was noted this rezone has been approved by both the Village Planning Board and the Orleans County Planning Board.

Moved by Trustee Sidari and seconded by Trustee Neidert that there being no one to speak against the rezoning request, Public Hearing is hereby closed at 7:20 PM.

**LOCAL LAW # 2 2006**

The following resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Neidert:

290-

WHEREAS, a proposed Local Law No. 2 of the year 2006 for the purpose of amending the Zoning Map of the Village of Albion specifically Chapter 21 Zoning was presented to the Village Board of Trustees at a regular meeting of said Board held June 14, 2006

WHEREAS, The Board of Trustees, at a regular meeting of said Board held on June 14, 2006 did adopt a motion that a Public Hearing be held on aforesaid proposed amendment to the Local Law at 7:15 PM on Wednesday, August 9, 2006, at the Village Council Chambers,

*35-37 East Bank Street*

Albion, New York, and that notice was published in the Batavia Daily News, the official newspaper of the Village of Albion, at least seven days before August 9, 2006, and

WHEREAS, notice of such Public Hearing was duly published in Batavia Daily News on the 28<sup>th</sup> day of July, 2006, and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees of the Village of Albion at the Village Council Chambers,

35-37 East Bank Street, Albion, New York  
at 7:15 PM on Wednesday,

July 28, 2006 at which time all were heard who wished to speak regarding said Local Law.

NOW THEREFORE BE IT RESOLVED, that the following law be hereby made part of the code of the Village of Albion, New York:

VILLAGE OF ALBION  
LOCAL LAW NO. 2, 2006

Adopted: August 9, 2006

BE IT ENACTED:

CHAPTER 290-21 ZONING

Zoning map of the Village of Albion will change Tax Map No. 62.19.1.1 to include lot 51 & 50 and a part of 62.15-1-32.1 to R-MH to match adjacent property.

Zoning map of the Village of Albion will change a portion of Tax Map No. 62.15-1-32.1 to R-3 Multi Family to match adjacent property

This Local Law shall become effective upon the filing of the same with the State of New York Secretary of State as required by law.

**CARRIED**

4 Ayes

0 Nays

**AFD  
MEMBER  
APPROVED**

Moved by Trustee Neidert and seconded by Trustee Sidari approving Dustin Smith as a newly approved member of the Albion Fire Department.

**CARRIED**

4 Ayes

0 Nays

**AFD  
MEMBER  
TABLED**

Moved by Trustee Neidert and seconded by Trustee Sidari to table Daniel Fritz as a member of the Albion Fire Department until paper work is filled out properly.

**CARRIED**

4 Ayes

0 Nays

**PAYMENT  
APPROVED**

Moved by Trustee Sidari and seconded by Trustee Neidert approving the payment to O'Connell & McClaren in the amount of \$ 680.73

**CARRIED**

4 Ayes

0 Nays

**PAYMENT  
APPROVED**

Moved by Trustee Sidari and seconded by Trustee Neidert approving the following payments to Chatfield Engineers:

Village Hall Mold Remediation - \$ 46.50  
General Engineering - \$ 784.50

**CARRIED**

4 Ayes

0 Nays

**REQUEST TO CLOSE** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Swan Library's request to close *West State Street* between *Main Street* **STREET** and *Liberty Street* pm Thursday, August 24, 2006 for their Annual Ice Cream Social. Hours will be from 3:30 PM to 6:30 PM.

**CARRIED**

4 Ayes

0 Nays

**MISC. CORRES:** The following correspondence was reviewed by Board:

- 1) Chatfield Engineers regarding Mold Remediation
- 2) Correspondence from Swan Library regarding presentation.
- 3) Carlton Fire Company regarding donations.
- 4) League of Women Voters regarding upcoming meeting.
- 5) New York State Canal Corporation regarding first annual Canal Splash.

**APPROVE PURCHASE** Moved by Trustee Sidari and seconded by Trustee Neidert approving the Village of Albion be allowed to purchase items off the Orleans County Bid List.

**CARRIED**

4 Ayes

0 Nays

**ADV. FOR BIDS APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert authorizing Street Superintendent advertise for bids for the purchase of pipe, concrete structures, material, etc for *Platt Street* drainage.

**CARRIED**

4 Ayes

0 Nays

**REQUEST TO USE BD. ROOM** Correspondence received from Mr. Jams F. Graziano, of Orleans County Mental Health requesting to use the Village Board Room, two Monday's each month for an indefinite period of time, for a meeting room.

Board would like to see more specifics on use of room before they make a decision.

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sidari approving payment of the following Village Bills:

General Fund - \$ 138,451.03		Vou. 4526 – 4581
Water Fund - \$ 43,643.48		Vou. 1533 – 1559
Sewer Fund - \$ 42,924.01		Vou. 1424 – 1536

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr. Dean Theodorakos addressed Board regarding creating a canal committee. All agreed it would be a good idea.

**EXECUTIVE SESSION** Moved by Trustee Neidert and seconded by Trustee Sheehan to adjourn to executive session to discuss personnel issues at 7:50 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Neidert and seconded by Trustee Sheehan to reopen session at 9:05 PM.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO OPEN CONTRACT** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Attorney write letter to Village management to reopen contract.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Sheehan that there being no further business, meeting is here by adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## August 23, 2006: Village Board Workshop Minutes

### Body:

The Workshop meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, August 23, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### **NUTRI-FARE**

Ms. Debbie Grimm and Ms. Sharon Herman of the Orleans County Nutri-fare Program addressed the Village Board with a brief update of there upcoming events to be held for Seniors. They would appreciate anything the Village Board can do to help cover costs and promote their programs. Discussion followed. Discussion regarding the Old Grammar School Project with Rural Opportunities. They sated they have heard nothing so far as to when start up date is. It was noted that Rural Opportunities need receive their grant.

### **APPROVAL TO HIRE**

Moved by Trustee Sidari and seconded by Trustee Sheehan approving Mr. Dale Brooks be hired as the Village's Street Superintendent in replacement of Douglas Long. Mr. Brooks will start on September 5, 2006 with a one year probation.

### **CARRIED**

4 Ayes

0 Nays

### **RESIDENT**

Resident Mr. Scott Rytlewski stated he would like to see the Superintendent's position be an elected position rather than a Civil Service appointment like the Towns do. Then we wouldn't have another problem like we do with the Code Officer.

He feels the position should be held by a Village resident. Trustee Sidari stated, going with Civil Service Test we know we are getting a qualified person but we do try and hire Village residents. Mr. Rytlewski asked if the residents came in with a petition requesting it be put up for referendum would the Board go with it. Trustee Neidert stated he would check into the law and rules without it going to a petition. - Trustee Neidert will research.

### **DISCUSS:**

Discussion regarding skate park. It definitely needs repair. The Street Department will fix the ramps before the September Skate Program.

### **RESIDENT**

Mr. Scott Rytlewski stated he feels Mr. Tim Pierce should be sent a letter of accommodation for leaning up his unit on

*East Bank Street*  
. Discussion

followed regarding properties throughout the Village that have been fixed up.

### **REPORTER RE. GRANT**

Ms. Holly Weber, of the Medina Journal, discussed recent grant award to Village of Albion for study on Consolation of the Village Of Albion, Town Of Albion and Town of Gaines. It was noted that the Village had not received notification of this award however the newspaper did.

Cornell University will be doing the study. It is a step we started looking into some time ago. Even if the massive consolidation doesn't take place, the Village had started taking steps to eliminating duplicate services along time ago. We first combined our Assessment with the Town of Albion and just recently the Court System was consolidated with the Town and we will continue to work in that direction.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel issue.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Neidert and seconded by Trustee Sheehan to reopen session .

**CARRIED**

4 Ayes

0 Nays

**AMENDMENTS TO MANAGERIAL POLICY** Moved by Trustee Sidari and seconded by Trustee Sheehan approving amendments to Managerial Policy. It is noted that this is strictly a Policy set by the Village Board and not a contract or agreement.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO ADV.** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing bids be advertised for the brick repair for the back of 121 North Main Street .

**BIDS**

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert, that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## August 30, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, August 30, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PRESENTATION FOR SEWER PROJECT** Mr. Paul Chatfield, of Chatfield Engineers presented a summary of the Village of Albion's Sanitary Sewer Project initiated by the consent order. He presented a map showing the different severity levels of the sewer system within the Village of Albion (*West Bank Street*, State and Clarendon Street, *Meadowbrook Drive* and West Academy being some of the most worst areas).  
Cost chart showed several options:  
1) Conventional Excavation with Replacement of Laterals  
2) Conventional Excavation without Replacement of Laterals  
3) Conventional Excavation and Cured with Replacement of Laterals  
4) Conventional Excavation and Cured without Replacement of Laterals

Discussion followed regarding laterals.

Mr. Chuck Bastian, of Bernard P. Donegan's office, presented a Sewer Rate Review from 2002 to 2005, a projection of 2006 and 2007, Projections of revenues, expenses and fund balance and financial plan for sewer line improvement project.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Sheehan to adjourn to executive session to discuss personnel matter 4:45 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 6:56 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## September 06, 2006: Village Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday September 6, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**HEARING** Moved by Trustee Sidari and seconded by Trustee Sheehan to table Public  
**TABLED** Hearing till September 13, 2006.

4 Ayes

0 Nays

**CARRIED**

### DEPT. REPORTS

Department Heads:

Jason Zicari, Cemetery –

- 1) presented new brochures from Albion High School Students completing community service credit.
- 2) Finished installing new electrical service in Chapel Thank You to Aric Albright for his assistance.
- 3) Nutri – Fare walk scheduled for end of month
- 4) Met with Doug Granger from Orleans Correctional Facility to finalize plans for inmate work crew to assist with leaves.
- 5) Tenant would like to renew lease which is up in December.

Harry Papponetti, Animal Control –

- 1) Worked on stray cat problem – took a total of 20 cats to County animal shelter (16 stray cats trapped –

*Moore St*  
)

- 2) Total nine dogs picked up this month – three were pit bulls.
- 3) Four dogs claimed by owner and we had one dog bite.
- 4) 588 complaint calls for the year so far.
- 5) We have one more area with cats that needs to be addressed

*Clinton Street*

). Working with County on this problem.

Ron Vendetti, Code Enforcement –

- 1) Discussion regarding Computers all stuff in public folders, she can't get hers to mine.
- 2) Nancy would like lock on her office door.
- 3) Board asked if violations could be put on a spread sheet as it would be easier to read. Ron stated no – he has asked her but she likes doing it by hand better. - Mayor stated he will talk to Nancy.
- 4) Trustee Sidari stated he noticed on Ron's report that Peebles just

- received their building permit – how is that possible when they have been working on the building for months. Ron answered, that
- is because he was waiting for the planning board to approve it. I gave them permission to start without a permit because they sent me the mechanics in pieces. Their opening date is October 16, 2006.
- 5) Ace is pretty nice – they have a temporary C of O - Trustee Sidari stated Ace is a great store.

Dean London, Police Commissioner –

- 1) September 16, 2006 is the skate board event to be held on Bank Street – Police will conduct the bike safety course and bike rodeo.
- 2) Discussion regarding using seizure money for vehicle repairs.
- 3) Mayor asked if mileage was kept on undercover cars. answer no but we can do that if you would like.
- 4) Officer O'Hearn was involved in an accident - all necessary papers have been filed and car is in for repair.
- 5) Discussion regarding new lock key pads – some can be paid for out of sale of surplus cars.
- 6) Neighborhood Watch meeting went very well and there will be another meeting in September.
- 7) Received reimbursement for Tolerance Training (\$2,072.93).
- 8) There have been 407 calls year to date.
- 9) Mayor asked if Police report could include 2005 stats – Dean answered no problem we can include that next month.

Rick Preston, Water Treatment Plant –

- 1) First meeting of the Advisory Board was held Aug. 22, 2006 with very positive feed back.
- 2) Replacement of loading dock was completed.
- 3) Town of Murray has requested monthly billing from Town of Albion and Town of Gaines to help cash flow.
- 4) Would like to suggest that Senator Maziarz and Congressman Hawley be invited to the next Advisory Committee meeting.
- 5) Discussion regarding overtime cuts.
- 6) Discussion regarding Dog Show at Bullard Park

Trustee Sheehan thanked Mr. Preston for all his efforts in bringing the dog show to the Village of Albion.

Mr. Preston stated a survey shows that a two day dog show bring approximately \$175,000.00 in to the community businesses.

Doug Long, Street Department –

- 1) Water – completed monthly reading of meters, performed 43 stake outs, completed water related work orders, shut off's, completed top soil and asphalt restoration work for water main project and repaired two water services.
- 2) Streets – Picked up trash, trimmed trees, replaced several sidewalk blocks and completed top soil and seed.
- 3) Miscellaneous – Prepped Bullard Park for Dog Show, completed "salt shed" roof shingle replacement, assisted Orleans County Highway in hydro-excavating project, assisted Albion Central School with their storm drain problems, hauled sludge, repaired DI's, repaired manholes, flushed dead end manholes, will be preparing for skate program and getting ready to move skate board ramps and cleaned out small section of old drain ditch in

*Clover Lane*

*Meadowbrook Drive*

*Platt Street*

drainage project. Attorney stated

- 4) have materials for he will be securing easements as soon as he receives may from Engineer.
- 5) Working on violations received from Code Officer for village property.

6) Discussion regarding Master Meter at old Water Plant.

Moore Street  
low pressure.

Trustee Sidari discussed

Trustee Sheehan commented on the excellent job the Street Dept. employees did at the Dog Show.

Kathy Ludwick, Village Office –

- 1) Set up new checking account for Roof & Brick Repair program.
- 2) Met with Barbara Johnson, Mr. Corso and Mr. Bonafede regarding paper work for Roof & Brick Program.
- 3) Met with Mr. Corso, Mr. Corso's Contractor and Mr. Bonafede to sign all necessary papers to start project. I still have to meet with Mr. Bonafede's Contractor.
- 4) Received notification and paper work from Governor's Office for Small Cities regarding grant received for \$400,000.00 which is for first floor renovation of Old Grammar School – completion date is September 30, 2008.
- 5) Met with Frank Dean regarding Transportation and Sinage Grant. Doug is working on getting bids for finishing back of 121 No. Main to incorporate this into the grant application. Sinage portion needs to be worked on.
- 6) Working with DEC and the Pollution Control Facility regarding pesticide license.
- 7) Marchese's still working on computer back up.
- 8) Received notification from NYS that the application for 2005-2006 Quality Communities Grant Program, for a Community Center, did not get funded.
- 9) August water bills were mailed and the phones kept us extremely busy with inquiries and complaints regarding the fixed charges.

Eric Bradshaw, Fire Department –

- 1) Presented monthly report.
- 2) Discussion regarding EMS calls and their assistance to COVA.
- 3) Discussion regarding income from Dog Show (approx. \$3,000.00)  
Chief stated this is their only fund raiser.

Trustee Sheehan Thanked the Fire Department volunteers for their help at the Dog Show getting the campers and vehicles out.

**RESIDENT REQUEST** Correspondence received from Mr. John Fitzak requesting to utilize the Village Water Departments camera to inspect the drain in his parking lot on

*East Bank Street*

. His drain is running extremely slow. He suspects

albion this drain may be tied into the "pump house" next door. Discussion followed regarding policy of not letting individuals use village of equipment.

Harry Papponetti stated this drain could possible be a Village drain. Mr. Long is to try and find maps of the drains in this area to determine whose drain it is.

**PRESENTATION** Albion Police Officer Roland Nenni and Deputy Sheriff Gunkler gave a power point presentation on Wireless Network for Police Cars. There are only three Police agencies in Western New York that have not gone to this and that is Village of Albion, Village of Medina and the Orleans County Sheriff's Department.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Sheehan to adjourn to executive session to discuss possible litigations at 6:16 PM.

**CARRIED**

3 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Sheehan to reopen session at 6:35 PM.

**CARRIED**

3 Ayes

0 Nays

**PURCHASE APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan approving the purchase of Verizon Wireless for the Police Cars.

**CARRIED**

3 Ayes

0 Nays

**PURCHASE APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari approving the purchase of key fob system for the Village Complex.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sheehan and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 7:00 PM.

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## September 13, 2006: Village Board Minutes

### Body:

The Regular Board Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, September 13, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Michael A. Hadick Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING** 7:00 PM Public Hearing for the purpose of adopting a Local Law amending the Codes of the Village of Albion providing for authority to the Village Board of Albion to establish an advisory committee to assist the Village of Albion in investigation and review process of certain projects affecting the Village of Albion.

Attorney Gavenda explained the committee's established by this law would act in an advisory capacity only. They would make recommendations only to the Board but and the Board can approve or disapprove their recommendations The Village Board makes the final decision.

**HEARING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no one to speak regarding Public Hearing, hearing is hereby closed at 7:04 PM.

### CARRIED

Aye – Trustee Sidari                      0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**LOCAL LAW # 3 2006** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sidari:

Trustees WHEREAS, a proposed Local Law No. 3 of the year 2006 for the purpose of amending the Codes of the Village of Albion specifically to add Chapter establish advisory committees was presented to the Village Board of at a regular meeting of said Board

WHEREAS, the Board of Trustees, at a regular meeting of said Board held on August 9, 2006 did adopt a motion that a Public Hearing be held on September 06, 2006 at 7:00 PM at the Village Council Chambers, 35-37

*East Bank Street, Albion, New York*  
, and that notice was published in the Batavia Daily News, the official newspaper of the Village of Albion, at least seven days before September 6, 2006 and

WHEREAS, a notice of such Public Hearing was duly published in the Batavia Daily News on the 29<sup>th</sup> day of August, 2006 and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees of the Village of Albion at the Village Council Chambers,

35-37 East Bank Street, Albion, NY  
at 7:00 PM Wednesday, September 06,

and September 13, 2006 at which time all were heard who wished to speak regarding said Local Law.

NOW THEREFORE BE IT RESOLVED, that the following law be hereby made part of the code of the Village of Albion, New York:

VILLAGE OF ALBION  
LOCAL LAW NO. 3, 2006

Adopted: September 13, 2006

BE IT ENACTED by the Village Board of the Village of Albion, Orleans County, New York as follows:

ADD:

**CHAPTER: 4 ADVISORY COMMITTEE, CREATION OF**

**ARTICLE I: ENACTMENT, AUTHORIZATION, TITLE, PURPOSE**

Section 101: **ENACTMENT and AUTHORIZATION**

The Village Board of the Village of Albion does hereby ordain and enact the Village of Albion Advisory Committee Law pursuant to authority and provisions of Section 10 of the Municipal Home Rule Law.

Section 102: **TITLE**

The Local Law shall be known as the Village of Albion Advisory Committee Law.

Section 103: **PURPOSE**

- a) It is the purpose of this local law to collect as much information as possible economically and expeditiously on any given topic or project that might be presented and assist the Village Board in its deliberation of the topic or project informational any recommendation made by the Advisory Committee to the Village Board shall be non-binding upon upon the Village Board.
- b) It is the further purpose of this local law to enable the Village of Albion delegate to certain individuals who reside in or about the Village of Albion the authority to investigate and report back to the Village Board of the Village of Albion on a topic or project that maybe pending before the Village Board of the Village of Albion.
- c) It is further purpose of the local law to establish the Advisory Committee to provide to the Village Board of the Village of Albion additional and sufficient information to assist the Village in its deliberation and study of a topic or project the Village Board desires further study and consideration.

**ARTICLE II: AUTHORITY AND TERM OF ADVISORY  
COMMITTEE**

Section 201: **COMPOSITION AND TERM**

At the discretion and selection of the Village Board of the Village of Albion a committee of not less than three (3) nor more than nine (9) individuals who live in or about the Village of Albion may be appointed by the Village Mayor with the approval of the Village Board to serve on a voluntary, uncompensated term for a period not to exceed twenty four (24) months, with the right to extend the term for a like period.

Any vacancies shall be filled by the Village Mayor upon recommendation by the Village Board.

Section 202: **AUTHORITY**

The sole purpose of the Advisory Committee, is to make recommendations to the Village Board of the Village of Albion on any chosen topic and/ or project.

Any and all recommendations are non-binding upon the Village Board. Said Advisory Committee has no apparent or actual authority other than what is set for in this local law.

**ARTICLE III: VALIDITY**

Section 301: **VALIDITY**

If any section, sentence or phrase of this local law is held to be invalid or unconstitutional by any court or competent jurisdiction, the said working shall in no way affect the validity of the remaining portions of this local law.

**ARTICLE IV: EFFECTIVE DATE**

Section 401: **EFFECTIVE DATE**

This local law shall take effect immediately upon the filing with the Department of State.

Aye – Trustee Sidari 0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

**PROCLAMATION** Mayor Hadick signed proclamation proclaiming September 17 – 23, 2006 to be CONSTITUTION WEEK IN ALBION.

**RESIDENT** Mrs. Zastrow of 110 Linwood Avenue addressed Board regarding drainage problem in her area. Discussion followed – Trustee Neidert to contact Doug Long and Dale Brooks to set up meeting.

**RESIDENT** Mr. Ed Salvatore Addressed Board with his displeasure regarding article in newspaper. Discussion followed regarding infrastructure projects started and completed by previous Board. Trustee Sidari also noted that quite a few loans were acquired to complete these projects however there were no increases in water and sewer to off set the loan payments.

**APPROVAL FOR W/S ADJ.** Moved by Trustee Neidert and seconded by Trustee Sheehan to refer Ms. Clark's request for a break in her water/sewer bill due to leak under her trailer to Doug Long, Street Superintendent.

**CARRIED**

5 Ayes 0 Nays

**RESIDENTS** Board received Petition form 14 residents regarding the early closing of St. Joseph's Park.

Mrs. Peggy Theodorakos presented Board with petition from area residents requesting St. Joe's park remain closing early. Mrs. Theodorakos discussed the fact she thinks the neighborhoods are deteriorating in the Village. Discussion followed regarding several streets in the Village that have problems.

Muddy conditions of *Beaver Street* was discussed. Trustee Neidert will get in touch with Doug Long to correct problem.

**RESIDENTS** Correspondence from John & Donna Chamberlain and Lisa Hodges stating their displeasure with the fixed charges on the water and sewer bills.

**RESIDENT** Mr. Urb Bennett addressed Board regarding new fees on water bills and discussed an old water bill from 2004.

**EXECUTIVE SESSION** Moved by Trustee Sheehan and seconded by Trustee Sidari to adjourn to executive session to discuss a present litigation. (8:25 PM)

**CARRIED**

4 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Sheehan to reopen session at 8:55 PM.

**CARRIED**

4 Ayes

0 Nays

**CORRES.** Moved by Trustee Sidari and seconded by Trustee Sheehan approving Attorney send correspondence.

**CARRIED**

4 Ayes

0 Nays

**LEGAL NEWSPAPER** Moved by Trustee Sidari and seconded by Trustee Sheehan approving the legal paper for the Village of Albion be changed from Batavia Dailey News to the Medina Journal.

**CARRIED**

4 Ayes

0 Nays

**DONATION APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan approving a slab of sandstone be donated to the Transit Cemetery to be used for a sign.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL WATER CONTRACT** Moved by Trustee Neidert and seconded by Trustee Sidari approving the Mayor sign a five year water contract with the Town of Albion.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert that in as much as each member received copies of the August 9, August 23, August 30 and September 6, 2006 meetings and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Sheehan and seconded by Trustee Neidert approving Treasurer's report for month of August.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY DEEDS** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign the following Cemetery Deeds:

Paul & Shirley H. Beecher – S.G.  
61 Deerfield Avenue  
David & Ruth Luft – 799 Cedar Path (E#1-5)  
Dorothy Casey – S.G.  
13 Deerfield Avenue

**CARRIED**

4 Ayes 0 Nays

**WALK APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving request received from Office of District Attorney for permission to use Mt. Albion Cemetery on October 14, 2006 for a walk to bring awareness to domestic violence. Jason Zicari, Cemetery Superintendent, is already aware of the walk.

**CARRIED**

4 Ayes 0 Nays

**APPOINTMENT** Moved by Trustee Sidari and seconded by Trustee Sheehan approving appointment of Officer Gary VanWycke, off Civil Service List, to title of Police Sergeant with a three month probation.

**CARRIED**

4 Ayes 0 Nays

**CORRES:** Correspondence from Mitzy Peglow, Co Chair Albion Business Assoc., requesting update on several projects.

**BEGGARS NIGHT APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving the ABA's 2<sup>nd</sup> annual "Beggars Nite" to be held Friday, October 27, 2006.

**CARRIED**

4 Ayes 0 Nays

**CONTRACT APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing Mayor Hadick to sign renewal contract with Royal Employer Services Contract (EPA)

**CARRIED**

4 Ayes 0 Nays

**NOTICE OF LIQUOR LICENSE** Moved by Trustee Sidari and seconded by Trustee Neidert accepting notice on intent to renew liquor license received from Orleans Veterans Club Inc.

**CARRIED**

4 Ayes 0 Nays

**LEAD AGENCY APPROVED** Moved by Trustee Sidari and seconded by Trustee Sheehan concurring with Orleans County that they become lead agency for the environmental review and determination of significance for the Orleans County Nursing Home Infrastructure Improvements.

Aye – Trustee Sidari 0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

**APPROVAL TO PAY** Moved by Trustee Sheehan and seconded by Trustee Sidari approving the following payments to Chatfield Engineers:

Water System Committee - No Charge  
General Engineering - \$ 697.50

*Platt Street Sewer*

- 980.00  
Village Hall Mold Remediation - 279.00

**CARRIED**

4 Ayes 0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment of the following Village Bills:

General Fund - \$ 61,926.20 Vou. # 4625 - #  
4678 Water Fund - 104,439.36 Vou. # 1575 -  
# 1594 Sewer Fund - 59,441.59 Vou. # 1555 - # 1575

**CARRIED**

4 Ayes 0 Nays

**RESIDENTS** Representatives of the Albion Mason's Renovation Lodge presented Mayor Hadick with an American Flag.

**PAYMENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment to O'Connell & McClaren, LLP in the amount of \$860.00.

**CARRIED**

4 Ayes 0 Nays

**RESIDENT REQUEST** Moved by Trustee Sidari and seconded by Trustee Sheehan to refer to Doug Long request received from Michael Neidert for a break on sewer portion of his bill, due to outside hose left on and water did not go down the sewer.

**CARRIED**

3 Ayes 1 Abstain – Trustee Neidert

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert, that there being no further business, meeting is hereby adjourned at 9:27 PM.

**CARRIED**

4 Ayes 0 Nays

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## September 20, 2006: Village Board Workshop Minutes

### Body:

The Workshop meeting of the Village Board of Trustees of the Village Of Albion was held Wednesday, September 20, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**ENGINEER REPORT** Engineer Paul Chatfield reviewed options for Village of Albion Sanitary Sewer Improvements Project. Mr. Doug Long, *Village Street* Superintendent and Mr.

Dale Brooks, incoming Street Superintendent were also on hand to answer questions regarding project.

#### Items discussed:

- 1) Bonding of \$2,500,000.00 for project
- 2) Remaining issue of laterals – replacement or not – if replaced they would be replaced to right of way line.
- 3) Do we want to change the Village Codes regarding laterals?
- 4) Discussion regarding time frames for bonding and changing of law. Finalizing of rate study needs to be done before any dates can be set.
- 5) Discussion regarding cured in place versus conventional excavation and possible ways to do alternative bids.
- 6) Projects that the Village work crew can possibly do (replace manholes and covers) Should this project be included as in bid or should it be included as an alternative?

Mr. Chatfield recommended that a Public informational meeting be held late October or early November. He also stated he needs to put a schedule together to submit to DEC to stay in compliance with the consent order.

Mr. Chatfield also stated he needs an Engineers service agreement but Board should wait till them make their decision on regarding laterals. He can however put together a proposal through the bidding phase. Still planning on having bids go out in January. We still need to have another informational meeting with bonding council.

Trustee Sidari asked if Mr. Chatfield would come in to Public Informational meeting to help explain the project and the DEC consent order – answer yes.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss possible litigations at 4:55 PM.

Aye – Trustee Sidari  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick  
0 Nays

**CARRIED**

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Sheehan to reopen session at 5:55 PM.

Aye – Trustee Sidari 0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

**DISCUSS:** Discussion regarding charging for use of rooms at  
*121 North Main Street*

Amounts discussed varied from \$10.00 to \$25.00.

Trustee Sidari moved to table decision till next week. – Motion was not acted upon,

**APPROVAL FOR FEES** Moved by Trustee Neidert and seconded by Trustee Sheehan that the fee for use of rooms at  
*121 North Main Street*  
be set at \$10.00 for second floor

**AT 121 NO. MAIN ST.** conference room and \$25.00 for third floor conference room per meeting.

Price is to be charged to everyone except for those that rent office space in the building (Chamber of Commerce; Congressman Hawley; Met Life, Bernie Baldwin; Crossroads Abstract, Debbie Boyer and Dr. Chenelly.)

**CARRIED**

4 Ayes 0 Nays

**MOTION RE: NO DOGS IN PARKS** Moved by Trustee Sidari and seconded by Trustee Sheehan that there will be NO DOGS allowed in any of the Village of Albion Parks except for sanctioned approved events.

**CARRIED**

4 Ayes 0 Nays

**APPROVAL FOR RENTAL CONTRACT** Moved by Trustee Sheehan and seconded by Trustee Neidert approving rent renewal for Crossroads Abstract, at 121 North Main, be increased 10%.

**CARRIED**

4 Ayes 0 Nays

**DISCUSS:** Discussion followed regarding Village parking lot on  
*Platt Street*  
and  
property on  
*Washington Street*

**DISCUSS:** Discussion regarding Mutual Aid Response.

**APPROVAL FOR MUTUAL AID** Moved by Trustee Neidert and seconded by Trustee Sheehan approving automatic mutual aid response till January 1, 2007 at which time program will be reviewed.

**CARRIED**

4 Ayes

0 Nays

**MEETING  
CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned at 6:35 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## September 27, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, September 27, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari and Michael F. Neidert.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matter at 4:16 PM.

Aye Trustee Sidari                      0 Nays  
Aye Trustee Neidert  
Aye Mayor Hadick

**CARRIED**

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Neidert to reopen session at 4:45 PM.

Aye Trustee Sidari                      0 Nays  
Aye Trustee Neidert  
Aye Mayor Hadick

**CARRIED**

Ask Doug regarding bids for  
*121 North Main Street*

Mayor updated reporter from Medina Journal on several projects.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matter and possible litigation 5:05 PM.

Aye Trustee Sidari                      0 Nays  
Aye Trustee Neidert  
Aye Mayor Hadick

**CARRIED**

**SESSION REOPENED** Moved by Trustee Neidert and seconded by Trustee Sidari to reopen meeting at 5:16 PM.

Aye Trustee Sidari                      0 Nays  
Aye Trustee Neidert  
Aye Mayor Hadick

**CARRIED**

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 5:17 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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**October 11, 2006: Village Board Minutes**

**Body:**

The Regular Board meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, October 11, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, NY

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert, and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**RESIDENTS** Mr. Gary Sicurella, member of ABA, was spoke person for the organization and addressed Board with eleven topics for the Board's consideration. Such topics as Christmas Decorations, Street Lights, Grants, trash containers, second floor residents in the downtown area and cigarette butt problem in the downtown area were discussed. Mrs. Christopher stated no new businesses want to establish themselves in our Historic Village on the Erie Canal until we eliminate residences in the Historic community. They would like the Village Board to review and amend the Zoning in the Historic Section of the Village. Mr. Snell stated maybe they could just enforce how many people in each apartment.

**CORRECTED BILL** Moved by Trustee Sidari and seconded by Trustee Neidert approving Doug Long's recommendation for a corrected water / sewer bill for  
**APPROVED** Lisa Stratton of  
*112 West Academy Street*  
as her meter was found  
to be 24% fast and the measuring chamber was full of rust and not measuring water consumption accurately.

**CARRIED**

4 Ayes

0 Nays

**CORRECTED BILL** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Doug Long's recommendation for a corrected sewer bill for James  
**APPROVED** Clark of 16 Willow Road as water was discharged onto the ground and not into the Village Sanitary System.

**CARRIED**

4 Ayes

0 Nays

**REQUEST REFERRED** Moved by Trustee Sidari and seconded by Trustee Neidert to refer to Doug Long for investigation the Knights of Columbus request for a break on the sewer portion of their bill.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Sheehan and seconded by Trustee Neidert that in as much as each member received copies of the September 20, 2006 and September 27, 2006 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Neidert and seconded by Trustee Sheehan accepting Treasurer's report for month of September.

**CARRIED**

4 Ayes

0 Nays

**APPLICATIONS** The following applications were accepted to be placed on file for future reference:

STREET DEPT.

Scott Forder

MAINT. MECHANIC

Scott Forder  
Scott Whittier

**CEMETERY DEEDS** Moved by Trustee Sidari and seconded by Trustee Neidert authorizing Mayor Hadick to sign the following Cemetery Deeds:

Arlene J. Lonnen – S.G.  
475 Zephyr Avenue  
Betty J. Pescara – S.G.  
474 Zephyr Avenue

**CARRIED**

4 Ayes

0 Nays

**NEW AFD MEMBER** Moved by Trustee Neidert and seconded by Trustee Sidari accepting Daniel Fritz as a newly approved member of the Albion Fire Department.

**CARRIED**

4 Ayes

0 Nays

**BID AWARD** Moved by Trustee Sidari and seconded by Trustee Sheehan awarding the sale of the following vehicles to the following high bidders:

Ray Smith - 1987 Chev. Camero - \$ 1,001.00

David Wells - 1995 GMC Jimmy - 1,527.00

**CARRIED**

4 Ayes

0 Nays

**LEASE RENEWAL** Moved by Trustee Sidari and seconded by Trustee Neidert authorizing Mayor Hadick to sign rental renewal lease with Crossroads Abstract Corp.

**CARRIED**

4 Ayes

0 Nays

**CONTRACT APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari authorizing Doug Long to sign Wet Sprinkler Testing and Inspection contract with Simplex Grinnell.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sheehan approving the following payments to Chatfield Engineers:

Village Hall Mold Meeting \$ 93.00

*Platt Street*  
Storm Sewer

136.00  
General Engineering - 0 -

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Sheehan and seconded by Trustee Sidari approving payment of the following Village Bills:

General Fund – \$ 36,448.89 Vou. # 4725 - # 4785  
Water Fund – 11,799.86 Vou. # 1610 - # 1634  
Sewer Fund – 12,994.21 Vou. # 1595 - # 1612

**CARRIED**

4 Ayes

0 Nays

**RESIDENT REQUEST** Moved by Trustee Neidert and seconded by Trustee Sidari denying request of Joe Martillotta to waive mowing and water charges for a property he recently purchased ( *112 Platt Street* ).

**CARRIED**

3 Ayes

1 Nay – Mayor Hadick

Mr. Norman Kelly addressed Board regarding violation notices he received for house painting and charges for lawn mowing.

**EXTENSION GRANTED** Moved by Trustee Sidari and seconded by Trustee Neidert granting an extension to Mr. Kelly for house painting violation to August 30, 2007.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel matter.8:45 PM.

Aye – Trustee Sidari 0 Nays  
Aye – Trustee Neidert  
Aye – Trustee Sheehan  
Aye – Mayor Hadick

**CARRIED**

Session was reopened at 9:00 PM.

**APPROVAL TO ADV.** Moved by Trustee Sidari and seconded by Trustee Neidert authorizing Clerk to advertise for a Maintenance Mechanic for the Village's Pollution Control Facility.

**CARRIED**

4 Ayes

0 Nays

**MEETING** Moved by Trustee Sidari and seconded by Trustee Sheehan that there

**CLOSED** being no further business, meeting is hereby adjourned at 9:07 PM

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## October 25, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village Of Albion was held Wednesday, October 25, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**DISCUSS:** It was noted that no one had received contract with scope of work from Phillips & Jordon Inc. for the Boards review.  
Discussion regarding crews lined up for storm clean up.  
Ad should go in paper stating November 3, 2006 as last day to put trees and limbs to curb for pick up.

**REPORTS** Trustee Neidert reported on results of meeting with the Recreation Committee. Items such as problems in parks, bathroom conditions and closing of one of the entrances were discussed.

Trustee Neidert discussed energy study with NYSERDA.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss a personnel matter at 5:10 PM

Aye – Trustee Sidari                      0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

**SESSION REOPENED** Meeting reopened at 7:05 PM.

**MEETING ADJOURNED** Moved by Trustee Sheehan and seconded by Trustee Neidert that there being no further business, meeting adjourned at 7:10 PM.

**CARRIED**

4 Ayes    0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## November 01, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, November 1, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari and Kevin P. Sheehan

Mayor Hadick opened meeting with the Pledge of Allegiance.

### DEPT. REPORTS

Bob Ballard and Aric Albright – Pollution Control Facility:

- 1) Routine maintenance of building and equipment.
- 2) Continued trouble shooting/repairing flow matcher panel electrical problems
- 3) Performed routine daily, weekly and monthly sampling and analyses.
- 4) Performed preventative maintenance and calibrations on lab equipment.

Jason Zicari - Mt. Albion Cemetery:

- 1) Stated appreciation for extra crews during recent clean up from storm. Still have hangers but ground is picked up.
- 2) Continued work on fountain/archway lighting system.
- 3) installed garden wall stones around perimeter of main entrance sign.
- 4) Cemetery employees assisted street department with brush/debris pick up.
- 5) Due to storm leaf pick up delayed one week. Orleans Correctional Crew returning for two week to assist with clean up.

Discussion regarding lease on apartment at Mt. Albion. Board agreed to renew lease for 6 months.

Trustee stated the Cemetery looks great considering the devastation that was done from storm.

Harry Papponetti - Animal Control:

- 1) No pit bull problems this month.
- 2) Continuing trapping of cats in the

*Clinton Street*  
area.

- 3) 715 total calls for year.

Dean London - Police Department:

- 1) Officer Luft broke his leg and will be off from six to eight weeks. Sgt. Boyer is filling his shift which cut down on overtime costs.
- 2) Only a few problems on Halloween – in all quite night.
- 3) Cars sold brought in approximately \$ 2501.00 which will be used for key system.
- 4) Been busy with complaints and storm problems.
- 5) Would like to compliment the DPW on the storm clean up.

Trustee Sheehan inquired as to when the next neighborhood watch meeting

would be – Chief London stated he thought they were trying to schedule a meeting for December 14, 2006.

Ron Vendetti – Code Enforcement:

- 1) Presented report  
Trustee Sidari addressed violation notice that was supposedly written to him but was never delivered as Ron gave it to the Mayor first and the Mayor put a hold on it. Trustee Sidari stated he wished Ron would have sent it as he feels the violation was ridiculous. Trustee Sidari stated the particulars as to why they parked on the lawn as they had contractors working on their home at the time. Discussion followed.
- 2) Discussion regarding fire lane for Empire Coating – it was decided that warning tickets would be issued first for any one in village parking in  
a fire lane after that they would receive a violation ticket.

Rick Preston – Water Treatment Plant

- 1) New chlorine dioxide system trial results comparing Oct 05 to Oct 06 shows we have reduced the pounds per day feed rate by 1.99 lb/day for a 21% reduction – dosage was reduced by 0.12 ppm for a 16% reduction.
- 2) Discussion regarding Energy Curtailment Specialists company and what savings Village might have by using their generators for one or two hour blocks per year.
- 3) Discussion regarding Water Advisory Committee's concern for security and what grants or funding might be out there to aid the Village.

Trustee Sheehan complimented the Water Plant for doing a good job during the recent storm.

Doug Long and Dale Brooks – Street Department:

*Knapp St.*  
and  
*Platt Street*  
drainage project.

*Main Street*

- 1) Water – Completed reading monthly meters and quarterly reading of household meters, 28 stake outs, installed meter pit on  
  
continued work on
- 2) Streets – replaced / repaired street signs as needed and started clean up of debris from October 12, 2006 snow storm.
- 3) Hauled sludge for Albion Water Plant and the Pollution Control Facility, winterized restrooms at parks and removed benches from
- 4) Still need to set date for Fall Clean Up and leaf pick up.

Mr. Long noted there have been 465 overtime hours put in for debris removal due to October 12 snow storm. Discussion followed regarding reimbursement from FEMA and what needs to be coordinated between the Departments. It was noted that the Village received assistance from the Town's of Albion, Barre, Carlton, Gaines, Kendall, Orleans County and the Correctional Facility.

Discussion regarding damaged trees.

Trustee Sheehan complimented the Village DPW regarding the October 12, 2006 storm stating it was very organized and they did an awesome job.

Kathy Ludwick – Village Office:

- 1) Attended NYCOM school from October 2 – 6
- 2) Set up dinner for NWFAVO – was well attended and guest speaker Officer Rollie Nenni gave a great presentation.
- 3) Filed quarterly reports.
- 4) Worked on X'mas Decoration grant and Consolidation Grant.
- 5) Busy with regular bookkeeping activities, investments and FOIL requests.
- 6) There were 34 water shut off's of which 5 are still off.

Trustee Sidari Thanked all the Department Supervisors that came in during the recent snow storm . It took a group effort and you did a terrific job.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Sheehan to adjourn to executive session to discuss a personnel matter (requested by Street Superintendent) at 5:00 PM.

Aye – Trustee Sidari                      0 Nays  
Aye – Trustee Sheehan  
Aye – Mayor Hadick

**CARRIED**

**SESSION REOPENED** Session reopened at 5:20 PM.

**DISCUSS:** Mr. Chris Sheridan, of New York State DOT, and Mr. Kevin Miller, of  
**CLARENDON ST. BRIDGE** Bergmann Associates, addressed Board regarding Clarendon Street Bridge.  
Mr. Sheridan gave a summary of the History of what has happened since this project started in 1999.  
Biggest discussions and controversies were whether to reconstruct bridge and cost or if State would let Village have a grade crossing and construction start date.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 7:40 PM.

5 Ayes    0 Nays

**CARRIED**

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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4 Ayes 0 Nays

**APPLICA-TIONS** The following applications were approved to be placed on file for future reference:

James Bell	Paul Hollenbeck	Donald P. Prentice
Darrel Burgio	Donald Jones	Jonathan Restivo
Frank Burgio	Lee Kassay	Bradley Rouse
Ray Campbell	Christopher Kinter	Rocco Sidari
William Christy	Alan Kozody	Doug Taylor
Andrew Conlon	LaVerne Lear	Kris Thompson
Kevin Cook	Damon Lilley	Douglas Tower
Jeffrey Davies	Chris Lista	Robert VanWuyckhuysse
Christopher Dunn	William Logan	Glenn Weader
Steven Ferranti	Scott Lonnen	William Webster
John Foote	Kenneth McPherson	Scott Whittier
Lyle Gabrielson	Alan Miller	Kenneth Yoffredo
Michael Haight	Edgar Morton	Rene' Zickafoose
James Hecht	Gary Mufford	Aaron Batt
Timothy Hewitt	Mark Nenni	Kevin Drew
Donald Hill	Gary Pahura	
Thomas Peruzzini		

**RESIGNA-TION** Moved by Trustee Neidert and seconded by Trustee Sidari accepting Jacquelyn Romanowski's resignation.

**CARRIED**

4 Ayes 0 Nays

**CEMTERY DEEDS** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign the following Cemetery Deeds:

William K. Shirley A. Rowles – S.G. 249 and  
*250 Deerfield Avenue*

David G. Simpson Sr. – S.G. 219 and  
*220 Deerfield Avenue*

**CARRIED**

4 Ayes 0 Nays

**CORRES:** Correspondence received from Ms. Rosemarie Ruck, Chairperson of Advisory Committee for Orleans County Literacy requesting Board's support for the development of a literacy program for adults in Orleans County.

**CORRES:** Correspondence from Chautauqua Energy Management, Inc. regarding bids for electricity.

**APPROVAL FOR BIDS** Moved by Trustee Neidert and seconded by Trustee Sidari approving Chautauqua Energy prepare and solicit the natural gas and electricity bids for the Village of Albion.

**CARRIED**

4 Ayes 0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sidari approving the following payment to Chatfield Engineers:

<i>Platt Street</i>		
Storm Sewer	-	\$ 724.00
	Water System Committee	-
		- 0 -

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sheehan approving payment of the following Village Bills:

General Fund	-	\$ 59,043.40	Vou. 4625 - 4678
Water Fund	-	16,544.06	Vou. 1645 - 1672
Sewer Fund	-	14,254.82	Vou. 1624 - 1633

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr. Bill Francis addressed the Board Thanking them and the Village Street Department for a great job done on the *Platt Street* sewer line.

He stated the men worked long hours through mud, rain and snow and they did a great job.

**TABLED REQUEST** Moved by Trustee Sidari and seconded by Trustee Sheehan to table decision regarding Mr. Martillotta's request to forgive lawn mowing charges on property he recently purchased till he can come in next month to address the Board personally.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding storm sewer project – Attorney to get in touch with Chatfield Engineers to see where it stands and when Public Hearing should be held.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss a personnel matter at 8:14 PM.

Aye – Trustee Sidari                      0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

Session reopened at 8:50 PM.

**CONDITIONAL C O F O** Moved by Trustee Sheehan and seconded by Trustee Sidari approving a Conditional Certificate of Occupancy for Empire Coating for a period not to exceed 90 days pending further investigation.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 8:56 pm.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## November 15, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, November 15, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sheehan approving Robert  
**TO ATTEND** Ballard attend Pesticide school being held in Batavia, December 8, 2006.  
**SCHOOL**

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing  
**TO** Mayor Hadick to sign contract with General Code Publishers for 10  
**PURCHASE** Village Law Books.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sidari approving to  
**TO ADV.** advertise bids for Grinding pile of tree debris. Bids to be opened November  
**FOR BIDS** 30, 2006 at 10:00 AM.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sidari approving to  
**TO ADV.** advertise bids for Clean out of Sandy Creek. Bids to be opened November  
**FOR BIDS** 30, 2006 at 10:15 AM.

**CARRIED**

4 Ayes

0 Nays

**BUDGET** Moved by Trustee Neidert and seconded by Trustee Sheehan approving  
**TRANSFER** request of Jason Zicari, Cemetery Superintendent, to transfer \$1,000.00  
**APPROVED** from Contractual A8810.4 to Equipment A 8810.2 for purchase of engine.

**CARRIED**

4 Ayes

0 Nays

**RENTAL** Moved by Trustee Sidari and seconded by Trustee Neidert approving  
**LEASE** Mayor Hadick sign lease for Mt. Albion Cemetery apartment with  
amendments as recommended by Jason Zicari, Cemetery Superintendent.

**CARRIED**

4 Ayes  
0 Nays  
**PROPERTY USE GUIDE-LINES** Moved by Trustee Sidari and seconded by Trustee Sheehan approving the amendment to the Village Policy entitled "Property Use Guidelines" which Attorney Gavenda was instructed to draw up at the June 2006 meeting.

**CARRIED**

4 Ayes  
0 Nays

**CORRES:** Correspondence received from Swan Library requesting "Certificate of Approval" from the Village regarding their project at the Swan Library.  
Board all agreed she would have to contact the Code Enforcement Officer to see if she needed a Building Permit.

**MEETING DATE SET** Discussion regarding meeting with Paul Chatfield, of Chatfield Engineers, to discuss next step in the sewer consent order project.  
Meeting set for Wednesday, November 22, 2006 at 3:05 PM. In attendance should be Doug Long, Dale Brooks, Paul Chatfield and Village Board.

**EXECUTIVE SESSION** Moved by Trustee Sheehan and seconded by Trustee Sidari to adjourn to executive session to discuss personnel matters at 7:49 PM.

Aye – Trustee Sheehan 0 Nays  
Aye – Trustee Sidari  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

Session reopened at 8:40 PM.

**MEETING CLOSED** Moved by Trustee Sheehan and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes  
0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## November 22, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, November 22, 2006 at 3:05 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York

Present were Mayor Michael F. Neidert Trustees Bruce P. Sidari, Michael F. Neidert.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**ENGINEER** Engineer, Paul Chatfield presented the Board with JMIPCF Consent Order Implementation Schedule. Discussion followed regarding bonding schedule, start dates, scope of work and would laterals be part of contract. Also discussed was possibility of applying for a \$400,000.00 grant under the Governor's Office of Small Cities. Our application for the Clean Art Grant did not score well. It was the Engineer's recommendation that we should apply for the Grant even though it would delay the start date of the project as grant recipients would not be announced till September.

**SCHEDULE APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving the Implementation Schedule be submitted to NYS DEC for approval.

**CARRIED**

3 Ayes

0 Nays

**APPROVAL TO PAY** Moved by Trustee Sidari and seconded by Trustee Neidert approving final Payment of \$ 2,500.00 be made to Bero Architecture under the Heritage Grant for services pertaining to 114 - 120 North Main Street

**CARRIED**

3 Ayes

0 Nays

Trustee Sheehan in attendance.

**DISCUSS:** Discussion regarding Rural Opportunities and their *West Park Street* projects. Board would like to meet with them late afternoon on Monday 4:00 PM.

**EXECUTIVE SESSION** Moved by Trustee Neidert and seconded by Trustee Sidari to adjourn to executive session at 3:40 PM to discuss personnel matters.

**CARRIED**

4 Ayes

0 Nays

**SESSION** Session reopened at 4:10 PM.

**REOPENED**

Mr. Long and Mr. Brooks are to get in touch with Mr. Washburn regarding clarification on ability to perform full work duties from his Doctor.

**APPROVAL TO SIGN** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing Mayor Hadick to sign application with Monroe County Pure Waters for permit to discharge sludge at Pure Waters Treatment Facilities.

**CARRIED**

4 Ayes 0 Nays

**MEETINGS SET** Clerk to set up meeting with Mr. Jim Whipple, Mr. Eric Gross and Mr. Vendetti for Wednesday, November 29, 2006 at 4:15 PM.

**MEETING SET** Clerk to set up meeting with Bonding Counsel for Wednesday, November 29, 2006 at 4:45 PM.

Due to workload at DPW and slow time for Codes, Nancy Mack will be temporarily transferred to DPW for afternoons.

**APPROVAL TO PAY** Moved by Trustee Sidari and seconded by Trustee Neidert agreeing to pay Ron Vendetti three (3) days pay, as he requested, even though it was part of agreement that Village would drop charges when he accepted the three days without pay.

**CARRIED**

3 Ayes 1 Nay – Trustee Sheehan

**APPROVAL TO SIGN** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing Mayor Hadick to sign Contractor's Partial Release, Waiver of Liens and Indemnification form for Dvirka and Bartilucci Consulting Engineers regarding McKenna Landfill.

**CARRIED**

4 Ayes 0 Nays

**SET MEETINGS** Clerk to set up meetings with five applicants for Maintenance Mechanic position for Thursday, November 30, 2006 starting at 4:00 PM.

**CARRIED**

4 Ayes 0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 4:50 PM.

**CARRIED**

4 Ayes 0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## November 29, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, November 29, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**RESIDENT** Mr. James Whipple of Orleans County IDA, Mr. Eric Gross, of Empire  
**EMPIRE** Coating and Mr. Ron Vendetti, Code Officer for the Village of Albion  
**COATING** addressed Board regarding Certificate of Occupancy for Empire Coating.

Mayor stated he can not believe a project of this magnitude could get this far (within two days of opening) and find out that they could not get a C of O due to a problem with a fire lane.

Mr. Vendetti state many e-mails have gone back and forth regarding this issue This is the only issue that needs to be addressed from a temporary C of O. The other items we can work on. This is a unique situation there is only one way in and one way out from behind this extension and I feel the Ladder Truck would get stuck back there and there is no turn around.

Mr. Gross stated we discussed this from day one and this did not appear to be a problem.. The railroad gave us lien way and the building is more accessible than it has ever been.

Mr. Vendetti stated the Fire Truck needs to be able to be accessible to 150' of all portions of the building. It was noted by Mr. Gross that the building is 90' wide.

Mr. Vendetti state he feels the Fire Department will not drive back there when it is wet and muddy.

Trustee Sidari state he talked to Fire Chief, Eric Bradshaw, and he did not see a problem with it. Mr. Vendetti stated he feels Mr. Sidari misunderstood what Mr. Bradshaw said.

One of Mr. Vendetti's problems is that the

*Fire Lane*  
might get blocked.

Board stated that during the day when Mr. Vendetti is working he can check this and issue first a warning and then a ticket.

Discussion followed regarding compaction test of road way. Mr. Vendetti wasn't sure of what the compaction rate had to be. Board asked if you don't know who does? If they get a compaction test how do they know what it has to be. Why weren't they told right from the beginning how you wanted the turn around. Mr. Vendetti stated it is not my job to design they will have to hire an Engineer. But if they don't know what you want or what the compaction has to be how can they design it.

Mr. Vendetti picked up books and slammed them on the table.

Trustee Neidert asked how all these other problems popped up after the Board issued a Temporary C of O and why they weren't addressed before the building was built. As far as the Board new the

*Fire Lane*  
was the only item

in question. When Board asked for documentation regarding items, they were not in file. The papers you gave us Wednesday had fax dates from the Company from that day. How did you come to this point without having anything in file.

Mr. Vendetti stated a lot of the items were handled verbally.

Trustee Sidari stated that road bed has been there forever. If we do a

compaction test tomorrow would it then be OK.  
Mr. Vendetti stated no because he feels there is a layer of grass on top which he feels the Fire Truck might get stuck in - I want a layer of stone.  
You just don't meet the Fire Lane Code. Trustee Sidari stated if it meets the requirements in the code book it should pass. Trustee Sidari asked Mr. Vendetti to read the section of law. Mr. Vendetti stated there are none.

Discussion as to which Fire Truck would use the fire lane if they were to have a call there.

All took blame  
Trustee Sidari stated this is a tremendous company which the Village does not want to lose.  
Mayor stated it seems everyone dropped the ball on this project. We will extend the Certificate of Occupancy, the Company will continue to feed information needed to Ron and Empire Coating will blade fire lane and keep lane open.  
Decision was made that the fire lane will be scraped, a layer of stone and then the compaction test will be done.

**RESIDENT** Mr. Vincent Navarra addressed Board with his plans for  
*12 North Main Street*

*Liberty Street* Mr. Navarra is requesting the Village purchase parking lot on  
to furnish his office expansion with a parking area or if he purchased it, agree to haul snow away if needed.  
Board did look into purchasing this parking lot quite a while ago from Rural Opportunities but at that time they wanted \$12,000.00.  
Mayor Hadick will check with Rural Opportunities on cost.

**APPROVAL TO SIGN AGREE-MENT** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign Intermunicipal Agreement among Orleans County, and the Townships and Villages Situate within Orleans County Pursuant to Article 5-G of the General Municipal Law of the State of New York.

**CARRIED**

4 Ayes

0 Nays

**CORRES:** Mayor read three letters received from students:

- 1) Regarding displeasure with curfew.
- 2) Wants 4 – way stop signs at every crossing in the Village.
- 3) Would like to see all way stop at the corner of

*Liberty Street*  
and

*West Bank Street*

*Liberty Street*  
and  
*West Bank Street*

All agreed that the corner of  
creates a dangerous situation especially with the traffic from the dance studio on the corner.

It was noted that Bullard park needs to be mowed and snow fence put up.

**APPROVAL FOR BIDS** Moved by Trustee Neidert and seconded by Trustee Sidari approving Department of Public Works Superintendent advertise for bids for the purchase of master meters.

**CARRIED**

4 Ayes

0 Nays

Health Insurance meeting on Monday, December 4, 2006.

**BILL PRESENTED** A bill from Mr. Bill Francis for plumbing was presented to Board. will hold for further investigation.

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## December 06, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, December 6, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

### DEPT. REPORTS

Department Reports:

Mr. Harry Papponetti, Animal Control –

- 1) Had one dog bite to face of child (pit bull) dog was picked up and is gone.
- 2) Had one dog bite to arm of child
- 3) So far this year we have had 772 calls.

Mr. Aric Albright, Pollution Control Facility –

- 1) Flows were up this month but had only two incidents
- 2) Electric up this month due to high flows.
- 3) Discussion regarding increase in customers for treatment of Sludge.
- 4) Discussion regarding the fact the plant is thirty years old and will soon need updates.

Mr. Jason Zicari, Cemetery –

- 1) Purchased, received and installed new engine.
- 2) Laid-Off three seasonal employees, keeping one seasonal worker through the month of December.
- 3) Wrote letter to Orleans Correctional Facility thanking them for their assistance in the cleaning of the Cemetery. Board approved letter.
- 4) Presented memo regarding Article X Vehicle Use of the Managerial Policy.

Trustees complimented Jason on how well the Cemetery looked especially with the clean up from storm.

Mr. Doug Long and Mr. Dale Brooks, Department of Public Works –

- 1) Water – monthly reading of large meters, 19 stake outs, flushed hydrants and completed fall work on Platt Street Drainage project, pavement to be restored in Spring.
- 2) Streets - Replaced and repaired signs as needed, cleaning up tree debris from October 12, 2006 snow storm – Met with FEMA today and will meet them again tomorrow to wrap up paper work, had fall clean up for brush and leaves, repaired street cuts and installed stone shoulder on south – side of

(Rt. 98 to Liberty)

- 3) Miscellaneous – hauled sludge for water plant and pollution control facility, hauled topsoil to Mt. Albion Cemetery, re-installed Rotary sign, replaced bulbs (Fire Dept), winterized exterior restrooms at visitors center, installed X'mas decorations and banners (had a small problem with wind), and assisted Town of Barre with water main repairs
- 4) Presently working on bids for purchase of master meters – they will be ready next week.

Discussion regarding bids for finishing of the back of  
*121 North Main St*

Board asked Doug to replace flags on top of  
*121 North Main Street*

**BID  
AWARD**

Moved by Trustee Neidert and seconded by Trustee Sidari awarding bid for Grinding Pile of Tree Debris to low bidder Mangold Group with a bid of \$ 10,800.00. Award subject to FEMA approval.

**CARRIED**

4 Ayes

0 Nays

**BID  
AWARD**

Moved by Trustee Neidert and seconded by Trustee Sidari awarding bid for Clean Out of Sandy Creek to low bidder Zoladz Construction with a bid of \$11,450.00. Award subject to FEMA approval.

**CARRIED**

4 Ayes

0 Nays

Doug and Dale requested an executive session to discuss a personnel matter.

Board commented good job on all projects.

Mr. Rick Preston, Water Treatment Plant –

- 1) Report on new chlorine dioxide system trial. Water quality so it is hard to have comparables to work with at this point.
- 2) Weather conditions creating runoff have affected the amount of chemicals it requires to maintain the water quality well within the required parameters.
- 3) Interior trim and the laboratory have been painted.
- 4) Have billed \$2,742.00 to date in this fiscal year for samples analyzed for the towns of Murray, Ridgeway, and new water main installations in Shelby, Ridgeway, Yates and Clarendon.
- 5) Had inspection by Health Dept. for the bi-annual NYS Sanitary Survey – Mayor will receive report by first of year.
- 6) Discussion regarding Energy Curtailment project. Trustee Neidert asked if it was a difficult procedure going from electric to generator and then back again (answer no).

Discussion regarding percentage of unaccounted for water – was 19% and Rick says it is down to 14% after some leaks were found. Rick stated he connected the Town of Barre with NY Rural Water Authority and they have discovered a couple of very important leaks there.

Mr. Dean London, Police Department –

- 1) Discussion regarding Buckle Up New York grant – first enforcement wave began November 13, 2006 and ended November 26, 2006 – issued 80 tickets overall ( 30 seatbelt were for seatbelts).

- 2) We were awarded \$3,700.00 for STEP (selective traffic enforcement program) grant. Runs from now until Sept. '07
- 3) Discussion regarding auctioning 4 surplus vehicles within the next two weeks.
- 4) So far this year we have answered 5,828 complaints.
- 5) Parking Lots and the no overnight parking during the winter months was discussed. Problem with residents who live on second floor in the downtown areas.

**MOTION**  
**RE:**  
**PARKING**  
**TICKETS**

Moved by Trustee Neidert and seconded by Trustee Sheehan agreeing to let Police know there should be no overnight parking tickets issued for parking in Village Parking lots only until the Board can address the issue at next weeks meeting.

**CARRIED**

4 Ayes

0 Nays

Commissioner London requests an executive session to discuss personnel matter.

Mr. Ron Vendetti, Codes Department –

- 1) Monthly report presented – 5 permits issued this month
- 2) Discussion regarding issue's on e-mails. Clerk is not responsible to answer e-mails for Board. She is however to receive a copy for her files.
- 3) Discussion regarding Updated 1203 law which requires us to issue permits. Ron was asked if this affects our building permits. response – No . Trustee Neidert stated he has been trying to get a copy of the law to see exactly what the law says and what the Village has to do and how it affects us. Ron was asked if the Village of Holley has adopted this law and if they had a copy of it. Ron stated he doesn't have to answer that.
- 4) Discussion regarding a seminar for contractors – Trustee Neidert thought it might be a good idea to make it a joint effort and have the Towns be part of it. It was decided to proceed with this as a joint effort and the seminar would be held at Town.

Kathy Ludwick, Village Office –

- 1) Water billing went out November 10, 2006
- 2) Notice sent to paper regarding upcoming Village election.
- 3) Worked with Doug and Dale on FEMA papers.
- 4) Registered titles for Police Cars, and new Fire Vehicle
- 5) Corresponded with Small Cities Office regarding Consolidation grant and was informed they have not mailed the paper work with contract as yet.
- 6) Received and Mayor signed Grant contract papers for the Christmas Decoration Grant (\$30,000.00) and for the Old Grammar School (\$400,000.00). Discussion regarding completion dates for

*West Bank Street*  
 Grant and Grammar School Grant.

- 7) Busy with the day to day book work, the many FOIL requests and inquiries.

Mayor Hadick stated January 3, 2007 will be the last workshop meeting. From that point on the Department Heads will file their report and meet with their Trustee in charge of their Departments.

**RESIDENT** Mr. Joe Martillotta addressed the Board regarding a lawn mowing fee that was charged on a property he recently purchased,  
*112 Platt Street*

He is requesting the charge be waived. After discussion the Board asked Clerk to see what the charge for this service was that the Village paid.

**EXECUTIVE SESSION** Moved by Trustee Neidert and seconded by Trustee Sidari to adjourn to executive session at 5:30 PM to discuss personnel matters as requested by Douglas Long, Dale Brooks and Dean London.

**CARRIED**

4 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sheehan and seconded by Trustee Sidari to reopen meeting at 6:10 PM.

**CARRIED**

4 Ayes

0 Nays

**POSITION APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving the Department of Public Works advertise for a Temporary as needed MEO position.

**CARRIED**

4 Ayes

0 Nays

**ZONING BD. APPOINTMENT** Moved by Trustee Sheehan and seconded by Trustee Neidert approving Mayors appointment of Shannon Lathrop to serve on the Zoning Board of Appeals in place of Tom Burton.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding the AFD's 175 Anniversary. Fire Chief, Eric Bradshaw, would like to meet with the Board to discuss long term plans for the Fire Department.

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## December 13, 2006: Village Board Minutes

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, December 13, 2006 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, NY 14411

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor opened meeting with the pledge of allegiance.

Correspondence from Ms. June Postle of  
*221 West State Street*  
requesting

reimbursement for plumbing charges she paid due to large stones that were found in the lateral pipe on her property.

**REQUEST TABLED** Moved by Trustee Neidert and seconded by Trustee Sheehan to refer Ms. Postle's requesting for reimbursement of plumbing bills to Doug Long and Dale Brooks of the Department of Public Works for investigation.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding no parking in Village parking lots overnight during the winter months. Clerk to get in touch with Department of Public Works for their opinion on which side would be better to allow parking on and the easiest for plows to be able to maneuver.

**APPROVAL TO HOLD PUBLIC HEARING** Moved by Trustee Sidari and seconded by Trustee Neidert approving a Public Hearing be held January 10, 2007 at 7:00 PM for the purpose of amending the Codes of the Village of Albion specifically Chapter 163 VEHICLE & TRAFFIC, NO PARKING.

**CARRIED**

4 Ayes

0 Nays

**CORRES:** Correspondence from Mr. Joe Martillotta requesting relief of lawn mowing charges assessed to property he recently purchased ( *112 Platt Street* ).

**APPROVAL TO ADJ. BILL** Moved by Trustee Neidert and seconded by Trustee Sheehan that Mr. Martillotta will pay \$315.00 which is charge the Village paid for lawn mowing and difference of bill will be forgiven.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari that in as much as each member received copies of the November 15, 2006, November 22, 2006, November 29, 2006 and December 6, 2006 minutes and that being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Neidert and seconded by Trustee Sidari accepting Treasurer's report for month of November.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY DEEDS** Moved by Trustee Neidert and seconded by Trustee Sidari authorizing Mayor Hadick to sign the following Cemetery Deed:

Debra Veltz - #  
*94 Ashwood Way*

**CARRIED**

4 Ayes

0 Nays

**DISCUSS: RE: SECURITY FOR AFD** Moved by Trustee Neidert and seconded by Trustee Sidari approving to table discussion regarding security for the Fire Department (\$2,000.00 for cameras) till the Board meets with the Fire Department on January 3, 2007

**CARRIED**

4 Ayes

0 Nays

**CONTRACT APPROVAL** Moved by Trustee Sheehan and seconded by Trustee Sidari authorizing Mayor to sign "Planned Maintenance" – Renewal contract with Cummings Northeast for generator located at Village Office Complex (\$759.30).

**CARRIED**

4 Ayes

0 Nays

**BID AWARD** Moved by Trustee Sidari and seconded by Trustee Sheehan approving bid award for Natural Gas purchase to low bidder National Fuel Resources as per recommended by Chautauqua Energy Management, Inc.

**CARRIED**

4 Ayes

0 Nays

**CORRES:** Correspondence received from Mrs. Karen Lake –Maynard, Orleans County Clerk requesting a No Parking Area on *East State Street* during the week from 9:00AM to 4:00 PM for Road Tests.

**APPROVAL TO HOLD PUBLIC HEARING** Moved by Trustee Neidert and seconded by Trustee Sidari approving a Public Hearing be held on January 10, 2006 at 7:15 PM for the purpose of amending the Codes of the Village of Albion specifically Chapter 263 VEHICLE & TRAFFIC, NO PARKING.

**CARRIED**

4 Ayes

0 Nays

**CORRES: MCKENNA LANDFILL** Correspondence received from Mr. Thomas Jackson of BakerBotts LLP regarding the McKenna Landfill Site – Attorney Gavenda asked that the Board address this topic at next weeks meeting so he may investigate it further.

**APPROVAL TO SIGN CONTRACT** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing Mayor Hadick to sign contract grant agreement with NYS Parks and Recreation (PKS-04-GE-073) for Christmas lights totaling \$30,000.00

**CARRIED**

4 Ayes

0 Nays

**GRANT APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing Mayor Hadick to sign contract grant agreement for the Grammar School property in the amount of \$400,000.00.

**CARRIED**

4 Ayes

0 Nays

**ENGINEERS PROPOSAL APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert authorizing Mayor Hadick to sign Engineering Services Proposal submitted by Chatfield Engineers for Village of Albion 2007 Sanitary Sewer Improvement Project. Total estimated amount \$198,960.00.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT** Moved by Trustee Neidert and seconded by Trustee Sidari approving the following payments to Chatfield Engineers:

General Engineering	-	\$ 186.00
---------------------	---	-----------

*Platt Street*  
Storm Sewer

-	589.00	
Water System Comm. Mtg.	-	- 0 -

**CARRIED**

4 Ayes

0 Nays

Miscellaneous correspondence reviewed.

**APPROVED FOR PAYMENT** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment of the following Village Bills:

General Fund – \$ 66,944.07	Vou. 4934 - 4984
Water Fund – 11,140.24	Vou. 1684 - 1713
Sewer Fund – 9,871.07	Vou. 1653 - 1669

**CARRIED**

4 Ayes

0 Nays

**RES. RE. SEQR FOR SANITARY SEWERS**

The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Neidert:

RESOLVED, that in accordance with the New York State Environmental Quality Review (SEQR) procedures, the Village Board of The Village of Albion has reviewed the significance of and potential environmental impact of the construction of the 2007 Sanitary Sewer Improvement Project, consisting of the replacement of approximately 16,000 – 22,000 LF of Sanitary Sewer, Sanitary Sewer Manholes, Sanitary Sewer Laterals, and other miscellaneous work along various streets (generally within the Right-of-Way) within the Village of Albion.

RESOLVED, that the Village Board hereby concurs with Chatfield Engineers, P.C. that the project is considered a Type II Action in accordance with 6 NYCRR Part 617.5, Paragraph C.2 and C.5.

RESOLVED, that the Village Board hereby agrees with the findings of the Environmental Assessment, and accepts the Environmental Assessment of this Project prepared by Chatfield Engineers, P.C.

The Village Board further declares that, based upon the Environmental Assessment, it finds that the Project will result in no significant adverse impact to the environment and requires no further action.

Trustee Sidari – Aye                      0 Nays  
Trustee Sheehan – Aye  
Trustee Neidert – Aye  
Mayor Hadick – Aye

**CARRIED**

**BOND  
RES.**

Trustee Neidert presented the following resolution and duly moved it be adopted and was seconded by Trustee Sheehan:

BOND RESOLUTION DATED DECEMBER 13, 2006 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE SEWER SYSTEM CAPITAL IMPROVEMENTS WITHIN THE VILLAGE, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

WHEREAS, the purpose hereinafter described consists of sewer system, capital improvements to include construction of sewer lines authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village has, on December 13, 2006, heretofore duly determined that the purpose hereinafter described constitutes a "Type II" action under the State Environmental Quality Review Act of the State of

New

York and the applicable regulations there under ("SEQRA") which will not result in any significant adverse environmental impacts and such purpose is not subject to any further environmental impacts and such purpose is not subject to any further environmental review under SEQRA; now therefore, be it

RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK (hereinafter referred to as the "Village"), by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:

Section 1. The Village of Albion shall undertake the construction of sewer system improvements, to include construction of sewer lines, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$2,500,000. and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are hereby authorized to be issued to finance said purpose.

Section 2. The estimated aggregate maximum cost of said purpose, including preliminary costs and costs incidental thereto and costs of the financing thereof, is estimated to be \$2,500.00 and said amount is hereby appropriated therefore. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized, to be offset and reduced dollar for dollar by the amount of grants or other contributions anticipated to be received, presently estimated to be up to \$400,000.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty (30) years, (b) the proposed maximum maturity of said bonds authorized by this resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes herein authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes herein authorized are issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond anticipation notes issued in anticipation of the sale of said bonds.

Section 4. The bonds and notes authorized by this resolution shall contain the recital of validity prescribed in Section 52.00 of the Local Finance Law and such bonds and notes shall be general obligations of the Village and all the taxable real property in the Village is subject to the levy of *ad valorem* taxes to pay the principal thereof, and interest thereon, without limitation as to rate or amount.

Section 5. It is hereby determined and declared that the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, not to exceed the maximum amount authorized herein, from the proceeds of the obligations authorized hereby for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations. This is a declaration of official intent under Treasury Regulation §1.150-2.

Section 6. The power to further authorize the sale, issuance and delivery of said bonds and notes and to prescribe the terms, form and contents of said bonds and notes, including, without limitation, the power to contract and issue indebtedness pursuant to § 169.00 of the Local Finance Law, the consolidation with other issues, the determination to issue bonds with substantially level or declining annual debt service, all contracts for, and determinations with respect to, credit or liquidity enhancements, if any, and to sell and deliver said bonds and notes, subject to the provisions of this resolution and the provisions of the Local Finance Law, is hereby delegated to the Village Treasurer, the Village's chief fiscal officer. The Village Treasurer and the Village Clerk or Deputy Clerk are hereby authorized to sign by manual or facsimile signature and attest any bonds and notes issued pursuant to this resolution, and are hereby authorized to affix to such bonds and notes the corporate seal of the Village of Albion.

Section 7. The faith and credit of the Village of Albion, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds and notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year.

Section 8. After compliance with Section 9 hereof, this resolution shall be published in full by the Village of Albion together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the Village, in the manner prescribed by law. The validity of said bonds and bond anticipation notes issued in anticipation of the sale of said serial bonds, may be contested only if such obligations are authorized for an object or purpose for which said Village is not authorized to expend money, or the provisions of law which should be complied with, at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution is subject to a permissive referendum of the qualified electors of the Village of Albion, pursuant to Section 36.00 of the Local Finance Law.

Trustee Sidari – Aye  
Trustee Sheehan – Aye  
Trustee Neidert – Aye  
Mayor Hadick – Nay

0 Nays

**CARRIED**

**DISCUSS:  
RE: BOND  
RES.**

That this bond resolution is due to the fact NYS DEC has sited the Village with a consent order to fix the Sanitary Storm Sewers and has given us time restraints in which to accomplish this task. We have held off as long as we can. We are going to have to raise sewer fees for a few years to help pay for this project we have no other choice. We will be holding a Public Hearing to explain project to the residents. The sewer bills will probably go up \$100.00 per year.  
Mr. Deiboldt stated he feels the residents who own homes now are going to have to pay for the sewer lines but what about the people twenty years from now who but homes and get to use the sewers but don't have to pay. Engineer Chatfield stated the same goes for the sewers you have been using for the past forty years – they were paid for by previous residents. Engineer Chatfield explained the grants that have been applied for and the one we are presently applying for.  
Mr. Deiboldt also discussed sidewalks.

**RES. RE:  
SURPLUS  
WATER**

Trustee Sidari moved the adoption of the following resolution; Trustee Sheehan seconded the motion;

RESOLVED, that the Surplus Water Agreement by and between the Village of Albion and the Town of Gaines dated June 1, 2999 be and the same is hereby amended to include the sale of water by the Village of Albion to Gaines

Water District No. 6 upon the terms and conditions as set forth in the attached Modification Agreement; and be it

FURTHER RESOLVED, that Michael Hadick, Mayor of the Village of Albion, is hereby authorized to execute the Modification Agreement by and on behalf of the Village of Albion.

Trustee Sidari – Aye  
Trustee Sheehan – Aye  
Trustee Neidert – Aye  
Mayor Hadick – Aye

0 Nays

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**December 20, 2006: Village Board Workshop Minutes**

**Body:**

The Workshop meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, December 20, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, NY.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PRESENTATION** Presentation by Mr. Mark O'Hearn from First Niagara Bank.  
Mr. O'Hearn explained the Government Service side of their Savings Bank, the special rate offering for checking accounts stating interest rate would be 2.625% for the first six months and then level to 2% and no service charges are assessed for any account services provided to the Village. This offer is a 3 year premium package.  
Mr. O'Hearn reviewed the history of the Bank and how many divisions they have.  
Question was brought up as to who served on the Regional Advisory Board and if there was anyone local. Mr. O'Hearn stated there is one gentleman from Batavia, two from Lockport and one from Buffalo.

**APPROVAL TO CHANGE BANKS** Moved by Trustee Sidari and seconded by Trustee Neidert approving that First Niagara Bank be the Village of Albion's Primary Bank.  
**CARRIED**

4 Ayes

0 Nays

**DISCUSS: RE: PERMIT FEE** Mr. Ron Vendetti, Code Enforcement Officer, discussed home generators and presented an informational sheet regarding generators installed by residents. He also requested a permit fee of \$10.00 be adopted. for installation of permanent stationary home generators.  
Discussion followed regarding business and home generators.

**PERMIT FEE APPROVED** Moved by Trustee Neidert and seconded by Trustee Sheehan approving a permit fee of \$10.00 be charged for permanent stationary home generators.

**CARRIED**

4 Ayes

0 Nays

**REQUEST FOR PROFESSIONAL ENGINEER** Code Enforcement Officer, requested that the bigger projects that he is working on be farmed out to a professional Engineer as they are specialists. He is requesting FRA.  
Question was asked as to how much this would cost. This would be a very difficult thing to budget for as you would not know how many projects would come up in a year.  
Mr. Vendetti to get some sort of cost estimate.

Mr. Vendetti discussed exhaust pipe from generator which the New York State Department of Labor had a meeting about on Tuesday. Pipe has now been fixed.

**REQUEST TABLED** Moved by Trustee Neidert and seconded by Trustee Sheehan to table request submitted by June Postle for reimbursement of plumber bills till Mr. Long can be consulted further.

**CARRIED**

4 Ayes

0 Nays

**SEWER BREAK APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving break on sewer bill as recommended by Department of Public Works Superintendent for Knights of Columbus at 249 East Avenue as the leak went down the storm sewer not the village sanitary system.

**CARRIED**

4 Ayes

0 Nays

**WATER/SEWER BREAK APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving break on water / sewer bill as recommended by Department of Public Works Superintendent for Joseph Saeva of 205 West Avenue as his meter register was found to be faulty.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding draining of School pool. Trustee Sidari to call Mr. Schuler to discuss further.

**SEMINAR REQUEST** Request received to attend 2007 Pumper Cleaner Environmental Expo (seminars) in Nashville, Tennessee for Dale Brooks, Todd Sargent and Ray Smith. Board put on hold till they can find out more about the seminar.

**BUCKET TRUCK** Request that Bucket Truck #819 be declared excess equipment. Board put on hold till they can investigate further as to what repairs are and the cost of those repairs. Trustee Sidari will check into this.

**DECLARED SURPLUS** Moved by Trustee Neidert and seconded by Trustee Sidari approving the 1993 Ambulance type vehicle be declared surplus equipment as cost of repairs to vehicle would be too costly and not economical.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS: FIRE** Discussion regarding Fire Alarm System Test and Inspection Agreements for 121 North Main Street and Village Complex on East Bank Street

**ALARM SYSTEM** Board needs further explanation from Mr. Long as they thought Simplex was already doing inspections for Village Complex.

**REQUEST** Request received from Gloria Tomassi regarding allowing her to leave barn where it is and if something should happen where it needs to be replaced it will then be built on the property line.

**APPROVAL FOR BARN** Moved by Trustee Neidert and seconded by Trustee Sidari agreeing to let barn at stay where it is till something should happen to it at which time it will be rebuilt back on the property line.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Trustee Neidert will be sending a memo to the Village Garage to lower there heat to 65.

**DISCUSS:** Mayor discussed the following topics from the ABA meeting:

- 1) Christmas Decorations and there future plans which would involve the use of two Village Workers for approximately 4 months worth of time. Which would be approximately \$20,000. of Labor.
- 2) Key FOB for  
*121 North Main Street*
- 3) Plants for next year
- 4) ABA requesting \$500.00 for flowers next year.

**DONATION APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving a \$500.00 donation to the ABA for flowers in the Downtown area.

**CARRIED**

3 Ayes

1 Nay – Mayor Hadick

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Neidert that there being no further business, meeting is hereby adjourned.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## December 27, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting to be held December 27, 2006 at 4:15 PM at the Village Council Chambers,  
*35-37 East Bank Street, Albion, NY*  
was cancelled due to lack of a quorum.

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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## October 18, 2006: Village Board Workshop Minutes

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, October 18, 2006 at 4:15 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees Bruce P. Sidari, Michael F. Neidert and Kevin P. Sheehan.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**DISCUSS:** Discussion regarding clean up after October 12, 2006 snow storm. Cemetery may get help from the Prison.

Meeting with Recreation Committee cancelled till later date.

**CORRES. TO BE WRITTEN** Trustee Neidert will write a letter to Mr. Paul Soto with the results of meeting held to discuss his request to make *North Street* a dead end.

**WRITTEN** Trustee Neidert stated they had a meeting and some of those in attendance were representatives from the Albion School System, Albion Police Dept., Fire Dept., Street Dept. and Oak Orchard Estates Manager. All were in agreement the Street should not be made a dead end. They did however come up with some ideas that may help the situation.

**DISCUSS:** Discussion regarding *Washington Street* property and if it should be put out for bid.

**CORRES. TO BE WRITTEN** Trustee Sheehan to write letters of appreciation to Village Employees who came in and helped out during the recent snow storm.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss personnel and litigation issues 4:50 PM.

Aye – Trustee Sidari                      0 Nays  
Aye – Trustee Sheehan  
Aye – Trustee Neidert  
Aye – Mayor Hadick

**CARRIED**

**SESSION** Session reopened at 5:30 PM.

**REOPENED**

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 5:32 PM.

4 Ayes

0 Nays

**CARRIED**

Respectfully submitted,

Kathleen R. Ludwick  
Clerk – Treasurer  
Village of Albion

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