

January 12, 2011: Regular Board Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, January 12, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing regarding Section 3-300 of the Village Law of the State, in which the Village Board of Trustees may provide in lieu of any other residency requirement imposed by law, that any appointed village officer may reside within the County in which the Village is wholly or partially situated to any office, board, committee or commission.

Prior to said appointment due consideration and preference will be given to any Village of Albion resident expressing a desire to fill the position in said office, board, committee or commission.

Residents were given the opportunity to speak. The following are the topics that were discussed:

If salary and non-paid personnel could be separated

Need to still do resolution for appointing someone out of Village

The Attorney will research on the removal of an individual from a Board, Committee or Commission

Adding individuals who live outside of the Village, but own property inside the Village

How the way it is being done now is not illegal, but would be a tighter fit

It is hard to get residents to volunteer for non paying positions

Mr Sanford A Church sent a letter stating he feels there are a sufficient number of qualified residents of the Village who can competently serve on boards, committees or commissions.

PUBLIC HEARING RECESSED

Moved by Trustee Banker and seconded by Trustee Miller recessing the Public Hearing to consider amending the Code of the Village of Albion until January 26, 2011 at 7:00 PM.

CARRIED

3 Ayes

0 Nays

RESIDENT

Resident, Mr William Burgio addressed the Board of Trustees regarding the recent final water bill he received. The automatic meter read system that was installed in 2008 was not working properly, causing his consumption to be billed incorrectly. Mr Burgio can make payments on his final water/sewer bill over the next five months.

RESIDENT

Resident, Mr Gilbert Williams addressed the Board of Trustees regarding the letter he received from the water clerk dated November 22, 2010. The automatic meter read system that was installed in 2008 was not working properly, causing the consumption to be billed incorrectly. Moved by Trustee Banker and seconded by Trustee Miller approving Mr Williams make monthly payments on the amount due for the under billed amount. Water Clerk will send Mr

Williams a letter stating what his monthly payments will be.

CARRIED

3 Ayes

0 Nays

DEPARTMENT HEAD REQUEST

Moved by Trustee Miller and seconded by Trustee Banker approving the Superintendent of Public Works, Dale Brooks to attend "Advocacy Day" March 8 & 9, 2011 in Albany.

CARRIED

3 Ayes

0 Nays

Superintendent of Public Works, Dale Brooks provided the Board of Trustees information regarding purchasing a new loader. The Board tabled the discussion until Mr Brooks gets a price to include the trade in of their old one.

TRANSFER OF FUNDS

Moved by Trustee Miller and seconded by Trustee Banker approving the transfer of \$7,340.00 to a .2 - equipment, for the skidsteer purchase. \$3,340.00 will come from A8560.0401, brush grinding and \$4,000.00 from A 5110.0408, rental of equipment.

CARRIED

3 Ayes

0 Nays

APPROVE BID SPEC

Moved by Trustee Banker and seconded by Trustee Miller approving the "Bid Specs" for the asbestos abatement for 61 Brown Street, third floor/attic area of 35-37 East Bank Street and 19 North Main Street, per Attorney Gavenda's approval.

CARRIED

3 Ayes

0 Nays

APPROVE PAYMENT TO CanAm

Moved by Trustee Miller and seconded by Trustee Banker approving Approved payment to CanAm Environmental Safety, Inc out of the Capital Reserve Funds. The following invoices are for the asbestos inspection, survey and final report for:

Invoice #252	61 Brown Street	\$1,983.00
Invoice #253	3 rd Floor/Attic Village Hall	\$1,275.00
Invoice #254	19 North Main St	\$2,650.00

CARRIED

3 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Miller and seconded by Trustee Banker accepting the Treasurer's Report for December 2010.

CARRIED

3 Ayes

0 Nays

TABLED APPROVING MINUTES

Tabled approving minutes of December 29, 2010 until the Workshop Meeting that will be held on January 26, 2011.

APPROVE PAYMENT OF BILLS

Moved by Trustee Banker and seconded by Trustee Miller approving the payment of the following Village bills:

General Fund	voucher #8138	\$ 44,815.57
Water Fund	to #8398	\$ 25,391.25
Sewer Fund		\$ 18,026.80

Trustee Sheehan had audited the bills and informed Trustee Banker that everything was in order.

CARRIED

3 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Banker and seconded by Trustee Miller approving the following bills submitted by Chatfield Engineers to be paid:

Green Project Initiative	10-976-10	\$ 186.00
2007 Sanitary Sewer Improvements	06-765-40	\$ 120.00
JMIPCF Capital Improvement Plan	09-924-4	\$ 6,162.00

General Engineering Services	94-193-161	\$	
2,137.50			
McKinstry Street Storm Sewer and Road Reconstruction	09-944-16	\$	263.70

CARRIED

3 Ayes 0 Nays

TABLED AMENDMENT TO OWNER-ENGINEER AGREEMENT

Tabled the approval of the "Amendment to Owner-Engineer Agreement" for \$10,900.00, as submitted by Chatfield Engineers for the Sanitary Sewer Improvement Project and Meadowbrook Subdivision Road Reconstruction Project. The Board of Trustee would like more detail from Chatfield Engineers.

APPROVE SERGI PAYROLLS

Moved by Trustee Miller and seconded by Trustee Banker approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

3 Ayes 0 Nays

APPROVE PAYMENT TO DONEGAN

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Bernard P Donegan Inc for services rendered through October 31, 2010.

Sanitary Sewer Lines	\$2,274.34
JMPCF	\$ 97.47
CDU	\$ 194.94

CARRIED

3 Ayes 0 Nays

APPROVE PAYMENT TO HODGSON RUSS

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Hodgson Russ Attorneys for services rendered in the amount of \$3,894.96 for November 2010 and \$91.50 and \$2,178.60 for December 2010.

CARRIED

3 Ayes 0 Nays

APPROVE PAYMENT TO DAVID W LIPPITT

Moved by Trustee Banker and seconded by Trustee Miller approving payment to David W Lippitt, Esquire for services rendered:

November 2010	\$150.00
December 2010	\$855.00

CARRIED

3 Ayes 0 Nays

CLOSE CAPITAL RESERVE ACCT

Moved by Trustee Miller and seconded by Trustee Banker approving the Clerk-Treasurer to close out the 98/31 Capital Reserve Project. The left over funds will be transferred to the water fund.

CARRIED

3 Ayes 0 Nays

SPEICAL MEETING

Moved by Trustee Miller and seconded by Trustee Banker to hold the Annual Organizational Meeting on Monday, April 4, 2011 at 7:00 PM.

CARRIED

3 Ayes 0 Nays

SCHEDULED PUBLIC HEARING

Moved Trustee Miller and seconded by Trustee Banker approving a Public Hearing to be held on April 13, 2011 at 7:00 PM to present the proposed Village Budget for the fiscal year June 1, 2011 through May 31, 2012.

CARRIED

3 Ayes 0 Nays

SCHEDULED SPECIAL MEETING

Moved Trustee Banker and seconded by Trustee Miller approving a Special Meeting to be held on April 20, 2011 at 6:30 PM to adopt the Village Budget for the fiscal year June 1, 2011 through May 31, 2012.

CARRIED

3 Ayes

0 Nays

DOG SHOW

Moved by Trustee Miller and seconded by Trustee Banker approving Double Q Agility Club's request to use Bullard Park July 21, 2011 through July 24, 2011 for their dog show. The Village Clerk-Treasurer will send a letter to Double Q Agility Club with Mr Grillo's contact information.

CARRIED

3 Ayes

0 Nays

APPROVE PAYMENT TO STUART I BROWN ASSOCIATES

Moved by Trustee Banker and seconded by Trustee Miller approving payment to Stuart I Brown Associates for \$1,400.00. The period on the invoice is June 26, 2010 to August 27, 2010 and is in regards to the Administration of the 2008 Small Cities Grant.

CARRIED

3 Ayes

0 Nays

RESIDENT REQUEST

Moved by Trustee Miller and seconded by Trustee Banker approving the request of Mr Mike Neidert of the Free Methodist Church, to host two "sled nights" at Bullard Park. Dates to be determined at a later time and will take place from 6:00 PM to 10:00 PM. The Village Clerk will notify the Police Chief once the dates are scheduled.

CARRIED

3 Ayes

0 Nays

APPROVE PAYMENT OF TAX BILLS

Moved by Trustee Miller and seconded by Trustee Banker approving the payment of the following County/Town Village owned property tax bills:

61 Brown Street \$1,320.69

19 North Main Street \$ 557.15

CARRIED

3 Ayes

0 Nays

APPROVE PURCHASE OF SERVER

Moved by Trustee Miller and seconded by Trustee Banker authorizing the emergency purchase of a new server for the Village Office . Approximate cost of the new server will be \$6,000.00. There will be a correspondence sent to Dell questioning the warranty of the old server and about the problem with it.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Banker and seconded by Trustee Miller to adjourn to executive session for personnel issues at 8:42 PM.

Trustee Sheehan entered executive session.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Banker and seconded by Trustee Miller to come out of executive session 9:35 PM.

CARRIED

4 Ayes

0 Nay

SCHEDULED SPECIAL MEETING

Moved by Trustee Banker and seconded by Trustee Miller approving a Special Meeting to be held on Wednesday, January 19, 2011 at 5:30 PM to discuss the property at 106 South Clinton Street.

CARRIED

4 Ayes

0 Nays

APPROVE MEMORANDUM OF UNDERSTANDING

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the following "Memorandum of Understanding" with the Town of Albion:

The Village of Albion is a municipal corporation organized under the laws of the State of New York with office at 35-37 East Bank Street, Albion, New York 14411 and is hereafter referred to as "Village".

The Town of Albion is a municipal corporation organized under the laws of the State of New York with offices at 3665 Clarendon Road, Albion, New York 14411 and is hereafter referred to as "Town".

WHEREAS, the Town is the owner of the various water districts within its borders and does solely perform the operation and maintenance of its pure water system; and

WHEREAS, the Village does own and maintain the water delivery system within its borders and does solely perform the operation and maintenance of its pure water system; and

WHEREAS, both the Village and the Town have on staff personnel who have been certified and licensed by the New York State Department of Health to operate and maintain the water system within their respective municipal borders. Said certificate issued by the New York State Department of Health known as a class D license; and

WHEREAS, it is the mandate of the New York State Department of Health that any municipality that operates and maintains a pure water delivery system must provide personnel who maintain and possess a valid class D license/certificate to oversee the operation of the pure water delivery system; and

WHEREAS, for purposes of disaster preparedness the Village and the Town wish to enter into an Agreement wherein if either municipality is temporarily without an employee holding a valid class D license issued by the New York State Department of Health for the operation and maintenance of pure water systems the other municipality will make available one of its licensed employees to oversee the operation and maintenance of the pure waters delivery system in the municipality making the request for assistance; and

WHEREAS, the parties hereto understand that the municipalities' obligation to provide said employee holding a class D certification is totally dependent on availability of said employee and that in supplying said employee it will not detract from efficient and necessary duties that employee performs for the municipality from which he/she came; and

WHEREAS, the parties hereto wish to reduce to writing their duties and obligations they will have with one another during the term of this inter-municipal agreement; and

WHEREAS, the requesting municipality agrees to assume any and all liability and will indemnify and hold harmless the responding municipality from any and all claims or losses incurred by the requesting municipality as a result of the services performed by the responding municipalities employee to assist the other in the operation and maintenance of its pure water systems.

NOW THEREFORE, it is hereby agreed by the Village Board of Trustees and the Town Board of Albion, that

- 1. In the event of an emergency if either municipality is without an employee possessing a valid and current class D license issued by the New York State Department of Health for the operation and maintenance of a municipal pure water system, upon the request of the municipality lacking said licensed employee the responding municipality will supply an employee holding a valid and current class D license dependent however upon the availability of said employee and the extent of service being made by the requesting municipality.
- 2. The parties hereto agree to indemnify and hold one another harmless with respect to any claims or losses that may arise as a result of services performed by the responding municipality's employee in relation to the request of the other municipality for assistance.
- 3. The life of this agreement shall be a period of twelve (12) months from the date of the full execution of the same by the municipalities herein concerned and shall automatically renew itself each year for an additional twelve month period upon the consent of the Village Board of Trustees and the Town of Albion Board unless a notice of termination is provided to the other party as set forth below; and

- 4. That either party may terminate this agreement upon sixty (60) days written notice to the other party of the municipalities intent to withdraw from said inter-municipal agreement.

The Memorandum of Understanding will expire on October 1, 2011.

CARRIED

4 Ayes

0 Nays

DISCUSSION

Tabled discussion on the resolution regarding the Albion Fire Department until the Special Meeting Wednesday, January 19, 2011 at 5:30 PM.

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:55 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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February 09, 2011: Regular Board Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, February 9, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Mayor Theodorakos reopened the Public Hearing that was recessed on January 12, 2011 regarding Section 3-300 of the Village Law of the State, in which the Village Board of Trustees may provide in lieu of any other residency requirement imposed by law, that any appointed village officer may reside within the County in which the Village is wholly or partially situated to any office, board, committee or commission.

Prior to said appointment due consideration and preference will be given to any Village of Albion resident expressing a desire to fill the position in said office, board, committee or commission.

Residents were given the opportunity to speak. The following are the topics that were discussed:

How there needs to be work on the language of the law

Why should Village positions and Board positions be treated differently

How a resolution would still be needed to appoint someone who lives outside of the Village

PUBLIC HEARING RECESSED

Moved by Trustee Miller and seconded by Trustee Sheehan recessing the Public Hearing to consider amending the Code of the Village of Albion at 7:15 PM. Attorney Gavenda asked the Board of Trustees to email him their suggestions and he will draft a new law.

CARRIED

5 Ayes

0 Nays

HPC APPOINTMENT

Mayor Theodorakos' appointment of Ms Mary Ann Braunbach to the Historic Preservation Commission wasn't approved by a majority vote. The Mayor read Ms Braunbach's qualifications and credentials and stated that she also owns a downtown building. There was a discussion on how Village residents should be looked at first to serve on the different Boards.

CHATFIELD ENGINEERS

Mr Jason Foote from Chatfield Engineers provided a project status report on:

2007 Sanitary Sewer Improvements-87% completed

- *Change Order #1 - Meadowbrook Drive Road Reconstruction/Storm Sewer Project-completed
- *Change Order #2 - Green Project Reserve-31 of the 38 items on list are completed
- *Change Order #3 - Televising of Interceptor Sewer-completed, Sergi to televise sanitary sewer crossing of canal with remaining money
- *Change Order #5 - Additional paving/storm-completed Village is waiting to get a final determination on:
 - *Eligible vs Ineligible items
 - *Confirm principle forgiveness and grant amounts
 - *When Village can convert to long term financing
 - *Conversion of EFC BAN to Village BAN

Mr Foote assured the Board of Trustees that the Village is not running out of money. The problem is the funds need to be transferred to the right line item to fix the over/under amounts.

APPROVED ENGINEERING AMENDMENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the "Amendment to Owner-Engineer Agreement" for \$10,900.00, as submitted by Chatfield Engineers for the Sanitary Sewer Improvement Project and Meadowbrook Subdivision Road Reconstruction Project.

CARRIED

5 Ayes 0 Nays

APPROVED CHANGE ORDER #6

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign Change Order #6 for the Sanitary Sewer Project. The change order pertains to the differences between estimated quantities and actual installed quantities for Change Order #1 and Change Order #5.

CARRIED

5 Ayes 0 Nays

APPROVED PAY ESTIMATE #19

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Sergi Construction for Pay Estimate #19 in the amount of \$54,623.49. The Sanitary Sewer Project is now 87% completed.

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Sheehan and seconded by Trustee Miller approving the following bills submitted by Chatfield Engineers to be paid:

Green Project Initiative	10-976-11	\$
877.50		
2007 Sanitary Sewer Improvements	06-765-41	\$
120.00		
JMIPCF Capital Improvement Plan	09-924-5	
\$6,162.00		
General Engineering Services	94-193-162	\$
97.50		

CARRIED

5 Ayes

0 Nays

AMSA SUPPORT

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

WHEREAS, the Albion Main Street Alliance (hereinafter referred to as AMSA) intends to make application for the 2011 New York Main Street Grant; and

WHEREAS, as an accredited program of the National Trust for Historic Preservation, AMSA is entrusted to help downtown building owners find funding for appropriate renovation and rehabilitation; and

WHEREAS, funding from the 2011 New York Main Street Grant could strengthen substantially the building stock in the downtown area of Albion as well as encourage economic development and support local jobs; and

WHEREAS, the 2011 New York Main Street Grant will not require tax payer funding and has the potential for tax payer savings; and

WHEREAS, all building owners in the selected area will have an equal opportunity to obtain funding; and

WHEREAS, AMSA seeks the nonmonetary support of the Village of Albion Board of Trustees in its application for the 2011 New York Main Street Grant;

NOW, THEREFORE BE IT RESOLVED, the Village of Albion Board of Trustees does hereby support AMSA's application for the 2011 New York Main Street Grant.

CARRIED

5 Ayes

0 Nays

Applications are due April 28, 2011

NATIONAL GRID

Ms Laurie Mastin from National Grid provided the Board of Trustees a history of the Water Treatment Plant electrical use. She stated by leveling out the peak times the Village saves approximately \$400.00 a month. She stated that if the plant goes to two shifts the electric bill will go up. The Village isn't on a time of use rate; they are billed at a blended rate. She invited the Board to attend their municipal meeting on March 24th.

RESIDENT

Mr Reid Cole of the First United Methodist Church asked if the Village could remove the snow on Platt Street and East State Street. Trustee Miller will discuss the request with Superintendent of Public Works, Dale Brooks.

CDBG GRANT

Ms Kathy Dear from Stuart I Brown Associates discussed the Community Development Block Grant (CDBG) Program for 2011. The Village needs to decide what, if anything they want to apply for: Housing/Public Facilities or infrastructure. Municipal housing and public facility projects are limited to \$400,000; municipal infrastructure projects are capped at \$600,000. Ms Dear will provide a sample ad for the Village of Albion to place in the Lake Country Pennysaver asking residents to contact the Village if they are interested in the housing rehab program. The Village of Albion will need to hold two Public Hearings. The first

one can be done at any time and the second one should be held in April or early May. Applications are due by May 27, 2011.

RESIDENT

Moved by Trustee Miller and seconded by Trustee Sheehan approving resident Ms Brenda Cooper-Gabrielson's request for the Village of Albion to pay for her sewer invoice from Albion Bower Plumbing & Heating in the amount of 75.99. Ms Cooper-Gabrielson had complained of low water pressure in her home. It was discovered that the water line was broke in front of her home which was the Village's responsibility.

CARRIED

5 Ayes 0 Nays

APPROVED ASBESTOS BID

Moved by Trustee Miller and seconded by Trustee Sheehan approving Superintendent of Public Works, Dale Brooks recommendation to award low bid to ECG for the asbestos removal project. ECG will remove the asbestos at 61 Brown Street, 19 North Main Street and the third floor area of the Village complex for \$27,290.00.

CARRIED

5 Ayes 0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Miller and seconded by Trustee Sheehan accepting the Treasurer's Report for January 2011.

CARRIED

5 Ayes 0 Nays

Trustee Miller would like the number of FOI requests added under the "Transactions for the Month".

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Sheehan that in as much as each member received copies of the January 19, 2011 and January 26, 2011 minutes and there being one error or omission, minutes are hereby approved as written with the following corrections:

January 26, 2011, page 1, under Department Head Reports-Public Works

Upstate Roofing did repairs on the roof at 121 North Main Street, they thought they fixed the problem, but it's still leaking. Need to know status on the chimneys

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Banker and seconded by Trustee Sheehan approving the payment of the following Village bills:

General Fund	voucher #8481	\$61,989.20
Water Fund	to #8655	\$11,021.69
Sewer Fund		\$ 6,569.78

CARRIED

5 Ayes 0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO DONEGAN

Moved by Trustee Riley and seconded by Trustee Banker approving payment to Bernard P Donegan Inc for services rendered.

Sanitary Sewer Project 12/06/10-
12/30/10 \$4,121.66
\$333,130 Bond Anticipation Note 1/31/2011
\$2,224.38

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO MC GILL

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment of \$1,460.86 to Timothy R McGill, Bond Counsel for the issuance of the \$333,130 Bond Anticipation Note.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT CAN AM

Moved by Trustee Miller and seconded by Trustee Banker approving payment to CanAm Environmental Safety Inc for the following invoices:

#257	Training	\$ 780.00
#258	Prepare bid documents	\$2,826.00

CARRIED

5 Ayes 0 Nays

CEMETERY DEED APPROVED

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the following Cemetery Deed:

Barbara J Kihlmire S.G. 351 and 352 Zephyr Avenue

CARRIED

5 Ayes 0 Nays

APPLICATION ACCEPTED

The following application was accepted and will be place on file for future reference:

David Rice PT Summer Parks Labor

APPOINTMENT

Moved by Trustee Sheehan and seconded by Trustee Miller appointing Mr Aric Albright as "Chief Sewage Treatment Plant Operator" from the Civil Service list with a three month probationary period.

CARRIED

5 Ayes 0 Nays

RESIGNATION LETTER

The Board of Trustees accepted, with regret the resignation of Mr Gary Moore from the Zoning Board due to the conflict from his recent election as Town of Albion Justice.

CARRIED

5 Ayes 0 Nays

APPOINTMENT TO ZONING BOARD

Mayor Theodorakos appointed Mr Christopher Kinter to the Village of Albion Zoning Board to finish the term left by Mr Gary Moore's resignation. Term will expire on April 1, 2013.

IDA LEASE

The Board of Trustees received a correspondence from Mr Whipple, Orleans County IDA regarding the 5 one year lease amounts that are needed for their recently approved lease agreement for 121 North Main Street. Mayor Theodorakos will contact Mr Whipple to discuss the request.

CORRESPONDENCE

Correspondence received for New York Canal Corporation regarding the 6th Annual Canal Clean Sweep which will be held on April 15-17, 2011.

CORRESPONDENCE

Correspondence received from Go Art.

ALBION STRAWBERRY FESTIVAL

Moved by Trustee Riley and seconded by Trustee Miller approving the following request from the Strawberry Festival Committee for their 25th Annual Festival to be held on June 10, 2011 and June 11, 2011:

Use of the picnic tables at Bullard Park

Close East State Street and East Bank Street between Main Street and Platt Street

Use of the Police Department and DPW as in the past

CARRIED

5 Ayes 0 Nays

AFSCME

The Board of Trustees received a correspondence from AFSCME requesting information for the upcoming contract negotiations. Payroll Clerk has provided the information to AFSCME. The current agreement expires on May 31, 2011.

PBA

The Board of Trustees received a correspondence from the Police Benevolent Association regarding the upcoming contract negotiations. The current agreement expires on May 31, 2011.

FIRE FLIES DRILL TEAM REQUEST

The Board of Trustees tabled the request from the Albion Fire Flies Drill Team to add their equipment to the Village's insurance. Trustee Sheehan will discuss request with Fire Department member Harry Papponetti.

SHORLINE PROJECT

Moved by Trustee Miller and seconded by Trustee Riley approving payment to New York State Department of Environmental Conservation for the Water Treatment Plant Shoreline Project in the amount of \$31,695.54. The invoice will be paid out of the Water Treatment Plant Capital Reserves funds.

CARRIED

5 Ayes 0 Nays

COMPREHENSIVE PLAN

Moved by Trustee Sheehan and seconded by Trustee Banker approving Stuart I Brown Associates to provide services for the Comprehensive Plan update per the Comprehensive Plan Committee's recommendation for a fee of \$23,400. Village of Albion and Town of Albion will each be responsible for one half of the cost.

CARRIED

5 Ayes 0 Nays

EMPLOYEE REQUEST

The Board of Trustees tabled employee Mr William Logan's request to received ½ pay for 30 days after all the donated time is exhausted, at which time he can resubmit his request.

HEALTH DEPT CORRESPONDENCE

Per Chief of the Water Treatment Plant Kevin Miller, Chatfield Engineers

is responding to the Orleans County Health Department letter dated January 24, 2011 regarding the 2010 Water System Inspection that was done on November 8, 2010.

SHARE SERVICES

Moved by Trustee Sheehan and seconded by Trustee Miller approving the Town of Albion's request for the Village of Albion to support them in having the Center of Governmental Research do a study of the two highway departments.

CARRIED

5 Ayes 0 Nays

TOWER AGREEMENT

The Board of Trustees tabled approving the lease agreement with Crowne Castle. Attorney Gavenda doesn't like the wording in the index.

EXECUTIVE SESSION

Moved by Trustee Sheehan and seconded by Trustee Miller to adjourn to executive session for personnel issues at 9:55 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Banker and seconded by Trustee Miller to come out of executive session 10:14 PM.

CARRIED

5 Ayes 0 Nay

APPROVE PURCHASE

Moved by Trustee Miller and seconded by Trustee Riley approving Superintendent of Public Works, Dale Brooks request to purchase two new vehicles out of the CHIPS funds for the fiscal year June 1, 2010 through May 31, 2011.

CARRIED

5 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 10:15 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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February 23, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, February 23, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance were Department Heads Aric Albright, Dale Brooks, Dean London, Kevin Miller, Ronald Vendetti and Jason Zicari.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING DISCUSSED

Trustee Miller gave Attorney Gavenda suggestions on the wording of the Public Hearing regarding residency requirements. The Clerk will check minutes to see if the Public Hearing is scheduled for April 13, 2011.

DEPARTMENT HEAD REPORTS

Cemetery - presented the Board of Trustees with a tax map of the surrounding properties of Mt Albion Cemetery

Pollution Control Facility - Discussed the grease, debris and pharmaceutical problems at the plant. The Board suggested contracting the alleged party first and then follow up with a letter.

Police Department - Officer Fuller should be back to work on Friday. He has been off due to the automobile accident he was involved in

Water Plant - presented the Board of Trustees with a quote from Systems of New York for security/surveillance for the Water Treatment Plant in the amount of \$9,950.00

In the process of doing studies with shut down and hopefully will be able to go to two shifts in April

Code Enforcement - will be in training May 14 through May 17

Board would like to see a monthly report showing number of permits, violations, etc. Ron refused to do a report, stating that it's not part of his job description

Discussed having the pay for the Planning, Zoning and Historic Preservation Boards be consistent

DPW - the quarter pipe has been delivered and assembled for Bullard

Park

The loader is in Rochester until February 25th for repairs

Discussed the Town of Gaines reading cycles and bills

All equipment repairs that need to be done by his department, should go through Dale

Village Office - discussed the Fire Chief's vehicles and who they should

be titled to
Animal Control - received January report

APPROVED PAY ESTIMATE #20 AND CHANGE ORDER #7

Moved by Trustee Riley and seconded by Trustee Sheehan approving Pay Estimate #20 in the amount of \$78,528.04 to Sergi Construction for work related to the Sanitary Sewer Project. Also, approved Mayor Theodorakos sign Change Order #7 for the Sanitary Sewer Project as provided by Chatfield Engineers. The Change Order addresses the quantity adjustments for the original base bid contract.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session to discuss personnel matters at 8:47 PM.

CARRIED

5 Ayes 0 Nays

Attorney Gavenda took the minutes from this point.

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session at 9:41 PM.

CARRIED

5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as each member received copies of February 9, 2011 minutes and there being one error or omission, minutes are hereby approved as written with the following correction:

Page 6 under Shared Services - the company is Center of Governmental Research

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT

Moved by Trustee Sheehan and seconded by Trustee Miller approving the payment of \$3,600.00 to Keeler Construction for work related to the McKinstry Street Road Project.

CARRIED

5 Ayes 0 Nays

CDBG AD APPROVED

Moved by Trustee Riley and seconded by Trustee Sheehan authorizing an advertisement be put in the Lake Country Pennysaver stating the Village of Albion's intention to apply for the 2011 Community Development Block Grant for residential rehabilitation. The Village is looking for property owners who would be interested in the grant.

CARRIED

5 Ayes 0 Nays

SPECIAL MEETINGS SCHEDULED

Moved by Trustee Banker and seconded by Trustee Sheehan approving to schedule the following Special Meetings:

Tuesday, March 1, 2011 at 6:00PM for preliminary budget review

Wednesday, March 2, 2011 at 6:00PM for AFSCME contract review

Saturday, March 5, 2011 at 1:15PM for PBA contract review

CARRIED

5 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned 9:55 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 01, 2011: Special Board Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, March 1, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Sheehan.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:10 PM.

Trustee Riley entered meeting at 6:25 PM.

JOB/SALARY REVIEW

Code Enforcement Officer, Ron Vendetti asked about the salary review process and requested details. Trustee Banker will provide the information for Mr Vendetti. He may want to meet with review committee.

BUDGET 2011/2012

The Board of Trustees discussed the proposed budget for the fiscal year June 1, 2011 through May 31, 2012.

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Riley that there being no further business, meeting is hereby adjourned at 7:50 PM.

CARRIED

5 Ayes

0 Nays

Minutes taken by Mayor Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

January 18, 2011: Historic Preservation Meeting

Body:

Draft Minutes of the January 18, 2011 Meeting Village of Albion Historic Preservation Commission Village Hall

The meeting was called to order at 7:01 p.m. by vice chairman Jordan Bonafede who led the Pledge of Allegiance Present: Aric Albright, Andrea Rebeck, Linda Smith, Mariadele Theodorakos, and Jordan Bonafede.

Absent: Matthew Ballard

Introductions were made by those present: Commission members; Bob Ballard, recorder;

Mayor Dean Theodorakos, Mary Ann Braumbach, and Richard Nenni.

Public Comment: Dean introduced village resident Richard Nenni who is interested in serving on HPC, as well as Mary Ann Braumbach.

The minutes of the December 21, 2010 meeting were accepted as written after motions by Aric & Andrea. Per Dean's request, Bob will email these to Mary at the office so she can post them on the website.

Old Business:

121 N. Main Street: Dean stated DPW Superintendent Brooks has the estimates on the chimney repairs but has yet to receive them, but that per a verbal discussion with him, that each of the five would carry a cost of \$2,500. It is not known how this compares to the cost of removal and capping but Dean said this could possibly be ascertained from the breakdown of the estimate for roof repair/replacement. It has yet to be determined how many of the five are significant to the historic character of the building.

Updates on Residency/Vacancy: Dean spoke on the public hearing on the proposed local law that would give preference to qualified village residents before considering non-resident property owners. He said Trustees Banker and Miller are working with Attorney Gavenda on wording and should have

it ready by next week's Work Session and then subsequently ready for the next public hearing in February. Jordan stated how HPC make up differs from other committees and referred to CLG and Local HPC Laws that requires the specialized services of an architect and historian to be included, among other criteria listed, as qualifications. He urged Dean to relay this information so to ensure everyone's understanding regarding the HPC.

Blue Forms: Jordan spoke on the need to continue work on creating the historical design criteria, and said this should remain a priority.

New Business:

Goals for 2011:

- Residency issue needs to be finalized so that vacancies can be filled and to allow forward movement.
- Andrea spoke on the Western New York Main Street Alliance that includes the communities of Lyons, Lockport and Albion, and whose purpose is to provide design guidelines for Main Streets in these communities as well as the education of building owners. Grant monies have been earmarked for this project and could benefit Albion immensely. Also, additional funding is being provided for a coordinator that is currently vacant, as well as inclusion to the Genesee Orleans Finger Lakes Planning Council.

Trustee Eileen Banker entered the meeting at this point at 7:17 p.m.

Chairman Matt Ballard relayed a message that stated he will be unable to attend Tuesday evening HPC meetings through the end of the spring semester due to class commitments. Through general consent, it was decided to change the HPC meetings to the third Wednesdays of each month at 7:00 p.m. and to be held in the conference room upstairs. Should handicap access be required for instances such as public hearings, then the meeting shall be held in the regular meeting hall. Dean instructed Bob to let Mary from the office know so she can properly reserve the room.

Dean spoke on his conversation and information received from Mr. Dan Gleason on design guidelines for the Village of Medina that he is willing to share. Dean said he shall forward this information to Matt.

The next HPC meeting will be Wednesday, February 16 at 7:00 p.m. in the upstairs conference room.

The meeting was adjourned at 7:24 p.m. after motions by Aric and Linda.

Respectfully submitted,

Robert F. Ballard,

Recorder

1/19/11

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March 02, 2011: Special Board Meeting

Body:

Cancelled

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March 08, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, March 8, 2011 at 5:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Jeannette Riley.

Also present was Mr Jack Welch from Orleans County Civil Service.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 5:34 PM.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for personnel/labor issues at 5:35 PM.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Banker to come out of executive session at 6:45 PM.

CARRIED

4 Ayes

0 Nay

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 6:46 PM.

CARRIED

4 Ayes

0 Nays

Minutes taken by Mayor Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

March 09, 2011: Regular Board Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, March 9, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

RESIDENT

Ms Diane Palmer discussed with the Board of Trustees the Eastman at the Albion Court House Square Concert Series that will be coming to the Village of Albion. The first concert will be on Saturday, March 12, 2011 at the Holy Family Parish Church.

DEPT HEAD

Moved by Trustee Riley and seconded by Trustee Miller approving Superintendent of Public Works, Dale Brooks request to transfer \$1,100.00 from A 5110.0404-lawn mowing to A 7110.102-PT employees.

CARRIED

4 Ayes 0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Miller accepting the Treasurer's Report for February 2011.

CARRIED

4 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Banker and seconded by Trustee Riley that in as much as each member received copies of the February 23, 2011, March 1, 2011 and March 5, 2011 minutes and there being three errors or omissions, minutes are hereby approved as written with the following corrections:

February 23, 2011 under Code Enforcement Report - include that Ron refused to do a report, stating that it's not part of his job description
March 1, 2011 Attorney Gavenda wasn't in attendance
March 5, 2011 Attorney Gavenda wasn't in attendance

The Board of Trustees also acknowledged that the Special Meeting scheduled for March 2, 2011 was cancelled.

CARRIED

4 Ayes 0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT TO STU BROWN ASSOCIATES

Moved by Riley and seconded by Trustee Miller approving payment to Stuart I Brown Associates for administration of the 2010 CDBG Grant for Improvements to the JMPCF in the amount of \$1,400.

CARRIED

4 Ayes 0 Nays

APPROVED PROPOSAL STU BROWN ASSOCIATES

Moved by Trustee Banker and seconded by Trustee Riley approving the Mayor to sign the proposal from Stuart I Brown Associates to prepare the 2011 Small Cities Grant Application for \$6,500.

CARRIED

4 Ayes 0 Nays

SCHEDULE PUBLIC HEARING CDBG

Moved by Trustee Miller and seconded by Trustee Banker to schedule a Public Hearing for April 4, 2011 at 7:00PM to discuss the community development needs and priorities and to provide residents with information about the Community Development Block Grant Program.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT TO HODGSON RUSS ATTORNEYS

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Hodgson Russ Attorneys in the amount of \$173.59 for services rendered in December 2010.

CARRIED

4 Ayes 0 Nays

APPROVED CHANGE ORDER #3

Moved by Trustee Miller and seconded by Trustee Riley approving Change Order #3 as submitted by Chatfield Engineers for the McKinstry Street Storm Sewer Project.

CARRIED

4 Ayes 0

Nays

APPROVED PAYMENT TO KEELER CONSTRUCTION

Moved by Trustee Miller and seconded by Trustee Banker approving the final payment, Pay Estimate #4, to Keeler Construction for the McKinstry Street Storm Sewer Project in the amount of \$8,846.71 per Chatfield Engineers recommendation.

CARRIED

4 Ayes 0 Nays

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the following Cemetery Deeds:

Theodore Jenney	S.G. 480 Deerfield Avenue
Jeanne D Nenni	S.G. 428 and 429 Deerfield Avenue
Jeanne D Nenni	S.G. 426, 427, 403 and 431 Deerfield Ave
Mark G and Barbara A Parker	S.G. 316, 317 and 318 Deerfield Avenue

CARRIED

4 Ayes 0 Nays

APPLICATIONS ACCEPTED

The following applications were accepted and will be place on file for future reference:

Cemetery
Robert L Neilans

DPW Summer Help
Travis W Klossner

ACCEPT AFD MEMBERS

Moved by Trustee Banker and seconded by Trustee Miller accepting Heather E Johnston, Michael R Robb and Kevin W Tesmer applications to be active members of the Albion Fire Department.

CARRIED

4 Ayes

0 Nays

DOG SHOW

The Board of Trustees tabled the request from the Tonawanda Valley Kennel Club for permission to hold their annual dog show at Bullard Park on September 3 and 4, 2011. They are also requesting permission to start setting up on Tuesday, August 30, 2011. The Board of Trustees would like the Recreation Director, John Gillo and the Superintendent of Public Works, Dale Brooks to discuss what went right/wrong last year and work out the details. The Board of Trustees will readdress the request at the March 23, 2011 Workshop Meeting.

LIQUOR LICENSE

Received notification from the Sheret Post with their intentions of renewing their liquor license for 131 South Main Street.

TOWNS BILLING

Moved by Trustee Riley and seconded by Trustee Miller approving the Clerk's request to switch the Towns monthly water billing back to quarterly. The majority of the Towns do not pay monthly and prefer to be billed quarterly.

CARRIED

4 Ayes

0 Nays

PUBLIC HEARING SCHEDULED

Moved by Trustee Riley and seconded by Trustee Banker approving a Public Hearing regarding residency requirements to be held on April 13, 2011 at 7:30 PM. Attorney Gavenda will provide the Clerk the language for the legal notice.

CARRIED

4 Ayes

0 Nays

CORRES

The Board of Trustees tabled discussion on the correspondence from Mrs Theresa Albanese requesting the General Commercial Zoning district to be extended south to encompass 180 feet along her property at 237 Academy Street, they would like more details.

RESOLUTION

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

WHEREAS, the Board of Trustees approve, Ms Mary Santiago, Deputy Clerk, to reside outside the Village of Albion limits.

CARRIED

4 Ayes

0 Nays

CLARENDON ST BRIDGE MEMORANDUM

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the memorandum request for "No-cost time extension of local/miscellaneous contract" with NYS DOT for the Clarendon Street Bridge Project.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Miller and seconded by Trustee Banker approving the payment of the following Village bills:

General Fund	voucher #8671	\$38,334.11	
Water Fund	to #8872	\$ 8,941.70	
Sewer Fund		\$10,816.41	

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Miller approving the following bills submitted by Chatfield Engineers to be paid:

Green Project Initiative	10-976-12	\$
341.25		
JMIPCF Capital Improvement Plan	09-924-6	
\$6,162.00		
Water System Capital Improvement Plan	09-943-11	
\$2,495.00		
McKinstry Street Storm Sewer/Rd Reconstruction	09-944-17	\$
316.80		
Planning Board Services	98-330-20	\$
130.00		

CARRIED

4 Ayes 0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Riley and seconded by Trustee Banker to hold a Special Meeting on March 29, 2011 at 6:30 PM for contract negotiations with the Albion Benevolent Association and 7:30 PM for contract negotiations with AFSCME.

CARRIED

4 Ayes 0 Nays

INTEGRATED AGREEMENT APPROVED

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the Professional Service Agreement with Integrated Systems for 50 hours at a rate of \$85.00 per hour.

CARRIED

4 Ayes 0 Nays

DEPARTMENT HEAD REQUEST

Moved by Trustee Miller and seconded by Trustee Banker approving Police Chief Dean London to sign the paperwork with Glatfelter Claims Management regarding the 2006 Dodge Durango.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT ATTORNEY LIPPITT

Moved by Trustee Banker and seconded by Trustee Riley approving payment to David W Lippitt for services rendered in January 2011 for \$33.00.

CARRIED

4 Ayes

0

Nays

ADOPT RESOLUTION ATTORNEY LIPPITT

The following resolution was proposed by Trustee Riley who moved its adoption and seconded by Trustee Miller:

WHEREAS, the Village Board of the Village of Albion previously appointed David W Lippitt Esq., a sole practitioner, as legal counsel for labor and employment matters at the rate of \$165 per hour;

WHEREAS, Mr Lippitt will be joining the law firm of Osborn, Reed & Burke,

LLP on March 1, 2011 in an "of Counsel" relationship;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Albion hereby appoints the law firm of Osborn, Reed & Burke, LLP, David W. Lippitt, Esq., of Counsel, as legal counsel labor and employment matters at the rate of \$165 per hour effective March 1, 2011.

CARRIED

4 Ayes

0 Nays

DEPARTMENT HEAD REQUEST

Moved by Trustee Riley and seconded by Trustee Banker approving Cemetery Foreman, Jason Zicari to provide a letter of intent to Robert Green Truck Division for the purchase of a 2011 Chevrolet 3500 HD stake body truck. The current truck couldn't pass inspection.

CARRIED

4 Ayes

0 Nays

Jason will need to contact Dale about using a DPW truck until his new one comes in.

SPECIAL MEETING SCHEDULED

Moved by Trustee Banker and seconded by Trustee Riley to hold a Special Meeting on Tuesday, March 15, 2011 at 6:00 PM for budget review.

CARRIED

4 Ayes

0 Nays

DEPT HEAD REQUEST

Moved by Trustee Riley and seconded by Trustee Banker approving Cemetery Foreman, Jason Zicari to purchase a computer, amount not to exceed \$1,000.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session for personnel issues at 8:13 PM.

CARRIED

4 Ayes

0 Nays

Mayor Theodorakos took the minutes from this point.

EXECUTIVE SESSION CLOSED

Moved by Trustee Banker and seconded by Trustee Miller to come out of executive session 8:50 PM.

CARRIED

4 Ayes

0 Nay

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Banker that there being

no further business, meeting is hereby adjourned at 8:51 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 15, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Monday, March 15, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Kevin P Sheehan.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:03 PM.

Trustee Riley entered meeting at 6:12 PM

SCHEDULED SPECIAL MEETING

Moved by Trustee Banker and seconded by Trustee Sheehan approving the regular scheduled Workshop Meeting for Wednesday, March 23, 2011 to start at 5:30 PM for discussion on capital improvements at the Water Treatment Plant and Pollution Control Facility. Mayor Theodorakos will contact Mr Paul Chatfield to invite him to come to the meeting.

CARRIED

5 Ayes 0 Nays

SCHEDULED SPECIAL MEETING

Moved by Trustee Banker and seconded by Trustee Miller approving a Special Meeting to be held on Monday, March 21, 2011 at 7:30 PM for budget review.

CARRIED

5 Ayes 0 Nays

SCHEDULED SPECIAL MEETING

Moved by Trustee Banker and seconded by Trustee Sheehan approving a Special Meeting to be held on Thursday, March 24, 2011 at 7:30 PM for budget review.

CARRIED

5 Ayes 0 Nays

VETERANS/EXEMPT VOLUNTEER FIREMEN SURVEY

The Board of Trustees discussed doing a veterans and exempt volunteer fireman study of Village employees. The survey will be put in with their paychecks as soon as possible.

Trustee Sheehan left the meeting at 6:45 PM.

APPROVE APD LETTER OF INTENT

Moved by Trustee Miller and seconded by Trustee Banker approving Police Chief Dean London send a letter of intent to purchase the vehicle that will be used for the K-9 unit.

CARRIED

4 Ayes 0 nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 7:36 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 21, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Monday, March 21, 2011 at 7:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley and Kevin P Sheehan.

Also in attendance was Superintendent of Pollution Control Aric Albright, Superintendent of Public Works Dale Brooks, Superintendent of the Water Treatment Plant Kevin Miller from Chatfield Engineers Mr Paul Chatfield and Mr Jason Foote.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:35 PM.

OPERATIONS/CAPITAL IMPROVEMENTS

There was a discussion on the operations and capital improvements for the Pollution Control Facility and the Water Treatment Plant.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:34 PM.

CARRIED

5 Ayes

0 Nays

Minutes taken by Mayor
Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 23, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, March 23, 2011 at 5:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley and Kevin P Sheehan.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 5:34 PM.

Trustee Miller entered the meeting at 5:41 PM.

SPECIAL MEETING SCHEDULED

Moved by Trustee Sheehan and seconded by Trustee Banker to hold a Special Meeting on Thursday, March 30, 2011 at 6:00 PM for budget review.

CARRIED

5 Ayes

0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Sheehan and seconded by Trustee Banker to hold a Special Meeting on Wednesday, April 6, 2011 at 6:00 PM for budget review.

CARRIED

5 Ayes

0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Sheehan and seconded by Trustee Banker to hold a Special Meeting on Saturday, April 16, 2011 at 1:30 PM for budget review.

CARRIED

5 Ayes

0 Nays

Attorney Gavenda entered the meeting at 6:55 PM.

CHATFIELD ENGINEERS

Mr Jason Foote from Chatfield Engineers was present to discuss the problem on the Albion Central School property and whose responsibility it is to correct it. The Superintendent of Public Works Dale Brooks will locate the lateral that is broke and Mr Foote will schedule a meeting to get all the parties involved together to discuss how to remedy the problem.

RESIDENT

The Board of Trustees received a correspondence from resident, Mrs Angie Fleming who lives at 3 Clover Lane. She alleges that ever since the project was completed on her street, she has had a serious water problem on her property and in her basement. Superintendent of Public Works Dale Brooks and Mr Jason Foote will meet to look into her complaint.

TOWN OF ALBION REQUEST

Town of Albion Councilperson Mr Ryan Miller addressed the Board of Trustees about a joint effort between the Village and Town of Albion to fund a movie night at Bullard Park. He estimates that each municipality would need to contribute approximately \$1,500.00 for the event. The

Board of Trustees tabled the approval, stating the Village budget is being worked on now for the fiscal year June 1, 2011 - May 31, 2012 and it's very tight. Mayor Theodorakos will talk with Recreation Director John Grillo and get his thoughts on the event.

DEPARTMENT HEAD REPORTS

Cemetery - Cemetery Foreman, Mr Jason Zicari provided the Board of Trustees with his report for the month of February. He also informed them that he has ordered the new truck for the cemetery. He also stated that the seasonal employees will start coming back as soon as the weather permits. Mr Zicari provided Mayor Theodorakos with a reminder notice on the general rules of residents who own or tend to the gravesites that will be put in the next Village newsletter.

Police - Chief London provided his report and the K-9 report for the month of January. He also discussed the following:

Two officers trying to place a resident under arrest were bit by his dog and had to receive treatment.

The K-9 vehicle has been ordered, it's a 2011 Chevy Tahoe, and delivery will be in approximately 12 weeks. The Village mechanics will install the equipment, saving approximately \$5,000.

Chief London would like to thank the Fire Department for donating Albion 67 to the Albion Police Department.

Public Works - Superintendent of Public Works, Dale Brooks provided his monthly report. Also discussed:

Problems with meters - Attorney Gavenda will send a letter to Data Matic expressing the Villages concerns

East State Street storm/road project that the DPW will be doing

The third floor asbestos abatement is completed and eventually will need to install electric and heat

Who will be doing the demolition of the two properties (61 Brown Street/19 North Main Street the Village owns. Mayor Theodorakos will send a letter to Orleans County requesting use of county vehicles if the Village employees do the demolition on the Main Street building. Dale will provide the approximate cost estimate for the Village employees to do the work

Need to add funds to the 2011/2012 budget to finish the park grant for Carosol and Veterans Parks. Trustee Miller will discuss with Office Clerk Stacey Andrews what needs to be done to finish the project

Tonawanda Dog Show - discussed parking, having an agreement for them to sign, the possibility of setting an hourly charge for any damage the Village will have to take care of after the show, providing them with the form that the residents receive when renting out a pavilion. Attorney Gavenda will help draft the agreement

Pollution Control Facility -

Superintendent of Pollution Control, Aric Albright provided the Board of Trustees will his February report

Water Plant - Superintendent of the Water Treatment Plant, Kevin Miller provided his report for February. He also provided the Board of Trustees will copies of the proposal for the security/surveillance for the WTP as provided by Systems of New York

Village Office - Village Clerk, Linda Babcock provided her report for the month of February. The Village Office recently had a computer station crash. A new computer has been ordered at the state bid price

Animal Control - Animal Control Officer, Harry Papponetti provided his report for February

APPROVED TRANSFERS

Moved by Trustee Riley and seconded by Trustee Miller approving the following transfers as requested by the Village Clerk-Treasurer:

A1325.403 Computer programs to A1325.202 Computer
\$1,000.00

A1910.401 Insurance to A1325.202 Computer
\$2,251.64
(new comp) (\$2,079 - server; \$172.64 -

F8310.403 Computer Maint to F8310.201 Computer
\$1,500.00

G8110.403 Computer Maint to G8110.201 Computer
\$1,500.00

Also, approved the Village Clerk to use the Office Equipment Capital Reserves for the purchase of new computer for Village Office, \$926.14 is in the reserves. Cost for new computer is \$1,098.78, State Bid price.

CARRIED

5 Ayes 0 Nays

Code Enforcement - Code Enforcement Officer, Ron Vendetti was absent

FIRE FLIES

Members of the Albion Fire Department and Mr Mike Pilon from Albion Agencies were present to discuss the Albion Fire Flies. Discussion on who's name the vehicles should be in (Village of Albion or Albion Fire Department), who should be paying the insurance

for the department vehicles, adding a line in the Fire Department budget for insurance, having the Fire Flies sign some kind of a waiver and how many calls the members of the Fire Flies Team are responding to.

Moved by Trustee Miller to add to the Fire Contract line item money for insurance for the Fire Department pending Attorney Gavenda approval. There was no second, so motion died.

It was decided to table decision on putting the Fire Flies equipment of the Village's Insurance policy until the March 29, 2011 Special Meeting. Attorney Gavenda will research request.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session to discuss personnel matters at 9:02 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Miller to come out of executive session at 9:48 PM.

CARRIED

5 Ayes 0 Nays

ADOPT BOND RESOLUTION FOR JMIPCF

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

BOND RESOLUTION DATED MARCH 23, 2011 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS

TO FINANCE JOINT MUNICIPAL INDUSTRIAL POLLUTION CONTROL FACILITY 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 the Joint Municipal Industrial Pollution Control Facility (JMIPCF) Improvement Project, authorized to be undertaken by the Village Board of Trustees pursuant to the Village Law;

WHEREAS, the Village has, on February 25, 2009, 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 thereunder ("SEQRA") which will not result in any significant adverse environmental impacts and such purpose is not subject to any further environmental review under SEQRA; now therefor, 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 capital improvements to the Joint Municipal Industrial Pollution Control Facility located at 14740 Densmore Street, Albion, New York, including, without limitation, the rehabilitation of existing concrete tanks and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other site and 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 \$5,200,000 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 \$5,200,000 and said amount is hereby appropriated therefor. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

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 Clerk of 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.

The motion having been duly seconded, it was adopted and the following votes were cast:

CARRIED

5 Ayes 0 Nays

COVA

Moved by Trustee Banker and seconded by Trustee Riley approving COVA to hold an Easter Egg Hunt at Bullard Park on Friday, April 1, 2011. Recreation Director, John Grillo has been notified of the event.

CARRIED

5 Ayes 0 Nays

EMPLOYEE DISCUSSED

Moved by Trustee Banker and seconded by Trustee Miller approving the recommendation of Police Chief Dean London for summary discipline with respect to a certain Police Officer, and authorize the Police Chief to impose that discipline.

CARRIED

4 Ayes 0 Nays

Trustee Banker

Trustee Miller

Trustee Sheehan

Mayor Theodorakos

1 Abstained

Trustee Riley

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned 9:51 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 24, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Thursday, March 24, 2011 at 7:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Jeannette Riley.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:30 PM.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for collective bargaining and personnel issues at 7:31 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Banker to come out of executive session at 9:50 PM.

CARRIED

4 Ayes 0 Nay

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:51 PM.

CARRIED

4 Ayes 0 Nays

Minutes taken by Mayor Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 29, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, March 29, 2011 at 6:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Kevin P Sheehan.

Also in attendance were Staff Sergeant Timothy Boyer and Sergeant Joseph Fuller representing the Police Benevolent Association.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:34 PM.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Sheehan to adjourn to executive session for collective bargaining issues at 6:35 PM.

CARRIED

4 Ayes 0 Nays

Trustee Jeannette Riley arrived at 7:30 PM.

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Banker to come out of executive session at 8:25 PM.

CARRIED

5 Ayes 0 Nay

APPROVE WTP PROPOSAL

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the proposal from Systems of New York for the security/surveillance for the Water Treatment Plant pending Attorney John C Gavenda's approval. Cost for the project is \$9,950.00 for the hardware, software licensing, installation services and training; \$3,209.92 for the firewall, installation and setup of the monitoring system. Recurring systems monitoring is \$50.00 per month with the annual fee to be \$600.00.

CARRIED

5 Ayes 0 Nays

PBA AGREEMENT APPROVED

Moved by Trustee Miller and seconded by Trustee Banker approving the new labor agreement with the Police Benevolent Association for June 1, 2011 through May 31, 2012 with the following:

- 1. Agreement is for one year
- 2. 0% raise increase
- 3. Other terms and conditions remain the same as current agreement

CARRIED

4 Ayes 0 Nays

Trustee Miller
Trustee Banker
Trustee Sheehan 1 Abstained
Mayor Theodorakos Trustee Riley

AMSA REPORT REQUESTED

Trustee Miller asked to request from AMSA a copy of the latest operating/financial report that was given to National Trust.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:40 PM.

CARRIED

5 Ayes

0 Nays

Minutes taken by Mayor Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 30, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Wednesday, March 30, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:03 PM.

FIRE FLIES DISCUSSED

The Board of Trustees discussed how to handle the insurance for the Albion Fire Department and the Fire Flies. Attorney Gavenda will contact Mr Mike Pilon and Mr Chris Haines from Albion Agencies to discuss the Village of Albion and the Albion Fire Department Inc's insurance policies. The Board of Trustees would like to know what the relationship between the Village of Albion and the Albion Fire Department is.

Trustee Miller entered meeting at 6:17 PM.

REVIEW PROPOSED BUDGET

The Board of Trustees reviewed the proposed budget for the fiscal year June 1, 2011-May 31, 2012.

RECREATION APPLICATION APPROVED

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the program application for the Youth Recreation Program for the 2011 season.

CARRIED

4 Ayes

0 Nays

RECREATION RESOLUTION ADOPTED

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

WHEREAS, for a number of years, the Village of Albion participated in and funded the activities of the Youth Recreation Program, and

WHEREAS, the accounting and bookkeeping requirements have resulted in the Village of Albion becoming the administrative body for the activities of the Youth Recreation Program through the collection and disbursement of monies for the payment of invoices, assuming responsibility for employee payroll and the handling of other accounting and administrative responsibilities,

NOW THEREFORE BE IT RESOLVED, that the Village of Albion agrees to participate in the Youth Recreation Program for the Year 2011 and agrees to be responsible for paying funds toward the operation of the programs planned, and has budgeted funding for such, as it has in the past.

CARRIED

4 Ayes

0 Nays

CDBG

The Village Clerk will check with Stuart I Brown Associates office to see how long the application deadline for the residential rehabilitation program can be extended for.

POLICE CHIEF REQUEST

Moved by Trustee Banker and seconded by Trustee Sheehan approving Police Chief Dean London's request allowing him to have a couples Health Insurance policy through the Village of Albion after his retirement. Under the Managerial/Non-Union Employee General Policies and Guidelines he is eligible to receive single coverage of health insurance for 10 years. Chief London will pay the difference between the two person coverage and the single coverage plus the contribution rate of a single plan as long as his policy is in effect.

CARRIED

4 Ayes

0 Nays

RETIREMENT SUBMITTED

Correspondence received from Police Chief Dean London with his intentions of retiring effective April 29, 2011.

Moved by Trustee Miller and seconded by Trustee Sheehan regrettably accepting Police Chief Dean London's letter notifying the Board of Trustees that he will be retiring from the Albion Police Department effective April 29, 2011. The Board of Trustees would like to thank Chief London for his years of service.

CARRIED

4 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:15 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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April 04, 2011: Organizational Meeting

Body:

The Organizational Meeting of the Board of Trustees of the Village of Albion was held Monday, April 4, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York. Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker and Kevin P Sheehan. Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM. Trustee Fred Miller entered meeting at 7:03 PM.

PUBLIC HEARING CDBG PROGRAM

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

This is the first of two Public Hearings. The Board of Trustees discussed:

Housing Rehabilitation

Paving the streets that have already had the infrastructure replaced. Superintendent of Public Works Dale Brooks will need to get an approximate cost for the paving.

PUBLIC HEARING CLOSED

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as everyone who wished to speak regarding the community needs and priorities, the Public Hearing is hereby closed at 7:06 PM.

CARRIED

4 Ayes 0 Nays

APPOINT FAIR HOUSING OFFICER

Moved by Trustee Banker and seconded by Trustee Miller approving Mayor Theodorakos appointment of Linda K Babcock as the Fair Housing Officer for a term of one year.

CARRIED

4 Ayes 0 Nays

APPOINT PLANNING BOARD MEMBER

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos appointment of Clifford Thom to the Planning Board for a term of five years.

CARRIED

4 Ayes 0 Nays

TABLE APPOINTING ZONING BOARD MEMBER

The appointment to the Zoning Board was tabled.

APPOINT RECREATION COMMITTEE MEMBERS

Moved by Trustee Banker and seconded by Trustee Miller approving Mayor Theodorakos appointments of Paula Knaak, Laura Harvey, Annette Finch, Bernard Baldwin and Kathy LaLonde to the Recreation Committee for a term of one year each.

CARRIED

4 Ayes 0 Nays

APPOINT HISTORIC BOARD MEMBER

Moved by Trustee Banker and seconded by Trustee Miller approving Mayor Theodorakos appointment of Richard Nenni to the Historic Preservation Committee for a term of four years.

CARRIED

4 Ayes 0 Nays

APPOINT HISTORIC BOARD MEMBER

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos appointment of Mary Ann Braunbach to the Historic Preservation Committee for a term of two years.

CARRIED

3 Ayes 1 Nay
Trustee Banker Trustee Miller
Trustee Sheehan
Mayor Theodorakos

ADOPT PROCUREMENT POLICY

Moved by Trustee Miller and seconded by Trustee Sheehan adopting the Village's Procurement

Policy (Chapter 66 of the Village of Albion Code) for goods and services which are not required by law to be publicly bid.

CARRIED

4 Ayes

0 Nays

RESOLUTION ADOPTING INVESTMENT POLICY

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

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 Deposits 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 the 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 RESOLVED, no investments will be made in a Savings and Loan Bank.

CARRIED

4 Ayes

0 Nays

RESOLUTION FOR BANKS

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

WHEREAS, the Board of Trustees has determined that the Village Law Section 4-412 (3) (2) requires the designation of banks or trust companies for the deposit of all Village monies:

NOW THEREFORE BE IT RESOLVED:

Section 1. That the Board of Trustees designates the following institutions as depositories of all moneys received by the Village Treasurer, Clerk and Receiver of taxes: First Niagara Bank, HSBC, Bank of America and JP Morgan Chase.

CARRIED

4 Ayes

0 Nays

RESOLUTION APPROVING EARLY PAYMENT

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

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, leases, schooling fees, credit cards, charge cards (ex. Home Depot) and medical bills and reimbursements, 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 the Board of Trustees disallows.

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 rental fees, pager fees, schooling fees, credit cards, charge cards and 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.

CARRIED

4 Ayes

0 Nays

RESOLUTION FOR MILEAGE RATE

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

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 on behalf of the Village;

Section 1. That the Board of Trustees shall approve reimbursement to such officers and employees at the rate of .45 cents per mile.

CARRIED

4 Ayes 0 Nays

RESOLUTION TO ATTEND SCHOOLS

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

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

- 1. The New York State Conference of Mayors Annual Meeting and Training School;
- 2. The New York State Conference of Mayors Fall Training School for Fiscal Officers and Municipal Clerks;
- 3. The New York State Conference of Mayors, Public Works School, and

WHEREAS, attendance by certain municipal officials and employees at one or more of these meetings, conferences or schools benefit the municipality;

NOW THEREFORE BE IT RESOLVED:

Section 1. That the following officers and employees are authorized to attend the following schools:

- A. Board of Trustees, Mayor, Clerk-Treasurer and Deputy Clerk-Treasurer are hereby authorized to attend the NYS Conference of Mayors Annual Meeting and the NYS Conference of Mayors Fall Training School for Fiscal Officers and Municipality Clerks
- B. Superintendent of the DPW is hereby authorized to attend the NYS Conference of Mayors Public Works School

CARRIED

4 Ayes 0 Nays

OFFICIAL NEWSPAPER

Moved by Trustee Miller and seconded by Trustee Banker approving the Medina Journal Register Newspaper as the official newspaper for the Village of Albion.

CARRIED

4 Ayes 0 Nays

ADOPT DISASTER MANUAL

Tabled adopting the amended Emergency Preparedness Disaster Manual for the Village of Albion until the April 13, 2011 Regular Board Meeting.

APPOINT DISASTER COORDINATOR

Tabled appointing a Village of Albion Disaster Coordinator until the April 13, 2011 Regular Board Meeting.

APPROVE MEETING DATES

Moved by Trustee Banker and seconded by Trustee Sheehan setting the official meeting dates for the Village Board of Trustees as the 2nd Wednesday of every month for the Regular Meeting and 4th Wednesday of every month for the Workshop Meeting.

CARRIED

4 Ayes 0 Nays

Mayor Theodorakos appointed the Trustees to the following departments:

<u>Trustee Banker</u>	<u>Trustee Miller</u>	<u>Trustee Riley</u>	<u>Trustee Sheehan</u>
Attorney	Animal Control	Cemetery	Animal Control
Cemetery	Police Department	Codes	Attorney
Codes	Recreation	Insurance	Fire Department
Fire Department	Streets Department	Police Department	Insurance
HPC	Trailer Parks	Public Relations	Recreation
Planning Board	Village Office	Streets Department	Water/Sewer
Office		Trailer Parks	Village
Water/Sewer			

Water/Sewer

*Mayor Theodorakos to serve as ex-officio member of each committee as prescribed.

WORKSHOP MEETINGS

The Board of Trustees decided that the Department Heads don't have to attend the monthly Workshop Meetings. They will still meet with their Trustees, who can bring their requests/concerns to the rest of the Board of Trustees. The Department Heads are to have their monthly reports into the Clerk-Treasurer by the Monday before the Workshop Meeting so that the Board of Trustees will have time to review them. If a Board member or the Department Head feel they should attend the meeting, let the Clerk-Treasurer know.

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 7:39 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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January 19, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Wednesday, January 19, 2011 at 5:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Attorney John C Gavenda.

Also in attendance was Code Enforcement Officer Ronald Vendetti.

Attorney Daniel Spitzer by conference call.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 5:30 PM.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for litigation discussion at 5:35 PM.

CARRIED

3 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Banker to come out of executive session at 6:07 PM.

CARRIED

3 Ayes

0 Nays

FENCE APPROVED

Moved by Trustee Miller and seconded by Trustee Banker approving a fence be installed at 106 South Clinton Street.

CARRIED

3 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 6:10 PM.

CARRIED

3 Ayes

0 Nays

Minutes taken by Mayor Theodorakos

Respectfully submitted,

Linda K Babcock

Clerk-Treasurer

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January 26, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, January 26, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance were Department Heads Aric Albright, Dale Brooks, Dean London, Kevin Miller, Ronald Vendetti and Jason Zicari.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Mayor Theodorakos reopened the Public Hearing that was recessed on January 12, 2011 regarding Section 3-300 of the Village Law of the State, in which the Village Board of Trustees may provide in lieu of any other residency requirement imposed by law, that any appointed village officer may reside within the County in which the Village is wholly or partially situated to any office, board, committee or commission.

Prior to said appointment due consideration and preference will be given to any Village of Albion resident expressing a desire to fill the position in said office, board, committee or commission.

The Public Hearing will have to be re-advertised if any changes are made. Trustee Miller would like to exclude the word "preference". He feels the current Law could just be reworded. Also, mentioned was looking at the communities who already went through changing the law. Trustee Banker, Trustee Miller and Attorney Gavenda will meet on Saturday, January 29, 2011 to review the wording.

PUBLIC HEARING RECESSED

Moved by Trustee Riley and seconded by Trustee Sheehan to recess the Public Hearing regarding Section 3-300 of the Village Law of the State at 7:25 PM until Wednesday, February 9, 2011 at 7:00 PM.

CARRIED

5 Ayes

0 Nays

DEPARTMENT HEAD REPORTS

Police -

Receive the December 2010 and 2010 Yearly Report

The Department has been doing night training

Public Works -

Upstate Roofing did repairs on the roof at 121 North Main Street, they thought they fixed the problem, but it's still leaking. Need to know status on the chimneys

Equipment replacement (802, 804, loader) and using CHIPS money to purchase equipment. Dale will provide an inventory of the equipment

Dale, Tracy, Marty and Quincy met regarding the AMR's that are not working properly. They will be having a conference call with Carlos and Corey from Datamatic on Thursday morning

Pollution Control Plant -

license Aric now has his Grade 4A Wastewater Treatment Plant Operator

Met with Paul Chatfield regarding upgrades at the plant

Code Enforcement -

Discussed payment to the Planning and Zoning Boards and how they should be consistent. Also brought up paying the HPC members

Batavia Fence Company will be installing the fence around 106 South Clinton Street Thursday, January 27, 2011

APPROVE SCHOOL

Moved by Trustee Riley and seconded by Trustee Banker approving Code Enforcement Officer, Ron Vendetti to attend the annual FLBOA Training in March and giving him permission to stay at the Hotel for three nights.

CARRIED

5 Ayes

0 Nays

Water Plant -

Security at the plant is being evaluated by Officer Nenni

Discussed water meeting with Health Department regarding going to two shifts

APPROVE SICK TIME TRANSFER

Moved by Trustee Riley and seconded by Trustee Miller approving the Village employees be allowed to donate sick time to Mr William Logan after his sick, vacation and personal time has been depleted.

CARRIED

5 Ayes

0 Nays

Cemetery -

Discussion on using the interest money to purchase the new one ton for the Cemetery. The amount will be added to the budget for the fiscal year 2011-2012

Village Office -

After nearly two weeks the new server has been installed at the Village Office. Integrated Systems still needs to set up the departments that remotely enter their purchase orders and finish a few minor things

Trustee Miller feels the Village should look into hiring a Finance Officer

Animal Control -

Receive the December 2010 and 2010 Yearly Report

APPROVE MINUTES

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as each member received copies of the December 29, 2010 and January 12, 2011 minutes and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPOINT MINORITY/WOMENS OFFICER

Moved by Trustee Riley and seconded by Trustee Sheehan appointing Linda K Babcock as the "Minority and Women's Business-Equal Opportunity Program" Officer.

CARRIED

5 Ayes

0 Nays

HPC APPOINTMENT

Mayor Theodorakos appointed Ms Mary Anne Braunbach to the Historic Preservation Commission to finish the term of Mr Lou Becker. Mr Becker had previously resigned from the HPC. The term will expire April 2013.

APPROVE MAYOR TO SIGN

Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Mayor Theodorakos to sign the "Signature Page" of the CWSRF Application as provided by Bernard P Donegan Inc.

CARRIED

5 Ayes

0 Nays

APPROVE INTERFUND BORROWING

Moved by Trustee Miller and seconded by Trustee Banker authorizing the Village of Albion to seek reimbursement for any inter-fund borrowing needed for the Joint Municipal Industrial Pollution Control Facility project.

CARRIED

5 Ayes

0 Nays

POLICY/PROCEDURES

Mayor Theodorakos suggested that the Board of Trustees start reviewing the Policies and Procedures for the Village of Albion.

SHARE SERVICE

Councilperson, Clifford Thom would like the Town and Village of Albion to form a small committee to look at sharing services.

EXECUTIVE SESSION

Moved by Trustee Sheehan and seconded by Trustee Banker to adjourn to executive session to discuss personnel matters at 9:35 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Banker to come out of executive session at 10:24 PM.

CARRIED

5 Ayes

0 Nays

SALARY REVIEW

Moved by Trustee Sheehan and seconded by Mayor Theodorakos approving the base pay upgrade of 2½% effective January 27, 2011 and 2½% effective May 31, 2011 for the Code Enforcement Officer.

CARRIED

4 Ayes

1 Nay

Trustee Sheehan

Trustee

Miller

Mayor Theodorakos

Trustee Banker

Trustee Riley

Department Heads will be informed that if they wish to discuss their Salary Review with the Board of Trustees, they may do so individual at the February 23, 2011 meeting.

MEETING ADJOURNED

Moved by Trustee Miller and seconded by Trustee Riley that there being no further business, meeting is hereby adjourned 10:27 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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March 16, 2011: Planning Board

Body:

Village of Albion
Planning Board

**March 16, 2011
MEETING MINUTES**

PRESENT: Members: Clifford Thom, Daniel Gleason , John Andrews
and
Steven Watkins
Absent: Steven Corrigan

Clifford Thom opened the meeting at 7:00 pm with the
Pledge of Allegiance

APPROVAL Moved by John Andrews and seconded by Dan Gleason,
that

OF in as much as each member received copies of the
minutes from
MINUTES the November 17, 2010 meeting and being that there were
no errors or omissions, the minutes are hereby approved as
submitted.

Motion passed unanimously

GCASA Don Aubrecht addressed the board concerning the plan for
the
Abuse - or
located at
Special Use
board a
programs.
He stated that the Albion clinic has 12 employees and sees
on average about 50 - 75 people a day. Clients are seen
for both addiction and mental health issues. The hours of
operation are: Monday through Thursday 9 am to 9 pm.
and Friday from 9 am to 4 pm. The clinic is not open on the
weekends.

The floor plan for the new offices was discussed. Some
interior

an changes will need to be made to convert the building from assembly hall to an office building. The parking lot will be paved and four (4) new light poles will be added. The light poles will not exceed 20 feet in height and will have sharp cutoffs. Jason Foote of Chatfield Engineers has recommended drainage modification due to the paving of the parking lot. He suggested utilizing the current catch basins if possible. GCASA will be using the current water/sewer connection for the building. No additional lines will be needed.

The adjacent properties were also discussed. There are residences to the north, west and east. There are some existing trees on the north side of the property and more will be added.

A hedge buffer will be added on the northwest side of the property . The Planning Board recommended fencing on the east side.

GCASA will also be installing a sign in the front. They are not sure if the sign will be lit at this time. If it is, it will probably be lit from the ground.

Concern was expressed by the board for the safety of students, since there is such a close proximity to the school. Mr. Markham assured the board that they do not foresee a problem.

The Planning Board asked that GCASA submit a full plan no later than April 13, 2011 if they would like it reviewed at the next meeting to be held April 20, 2011. They also suggested submitting a sign application at that time if possible.

ALTERNATES Nothing further on the appointment of an alternate to the board

NEXT The next regularly scheduled meeting will be held on Wednesday

MEETING April 20, 2011 at 7:00pm (this will be the annual organizational meeting).

ADJOURN: A motion was made by Dan Gleason, seconded by Steve Watkins that there being no further business, the meeting is hereby adjourned at 7:44 pm.

Motion passed unanimously



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April 13, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, April 13, 2011 at 6:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

The minutes were taken by Mayor Theodorakos.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:05 PM.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session for personnel issues at 6:06 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session 6:55 PM.

CARRIED

5 Ayes 0 Nay

The Clerk-Treasurer entered the meeting to take minutes.

PUBLIC HEARING

Mayor Theodorakos opened the 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, 2011.

Mayor Theodorakos read the figures of the Tentative Budget:

GENERAL FUND

Appropriations	Estimated Revenue	Fund Balance	Tax Levy
\$3,661,253.14	\$ 937,695.81	\$200,000.00	\$2,523,557.33

WATER FUND

Appropriations	Estimated Revenue	Fund Balance
\$1,547,533.05	\$1,470,500.00	\$ 77,033.05

SEWER FUND

Appropriations	Estimated Revenue	Fund Balance
\$1,317,756.70	\$1,057,900.00	\$259,856.70

The assessed valuation for this year is \$144,562,658.00. The tax rate for the proposed budget is \$17.46 per 1000 which is an increase of \$1.83 per 1000.

PUBLIC HEARING CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan that in as much as no one wished to speak regarding the tentative budget, the Public Hearing was closed at 7:03 PM.

CARRIED

5 Ayes 0 Nays

RESIDENT

Moved by Trustee Sheehan and seconded by Trustee Miller approving the request from Mr Sanford Church to remove the \$1,000.00 tampering fee that will be going on his June 2011 Village tax bill. There was no police report done so that the Village could go after the tenant that moved out. The Attorney will review the \$1,000 fee in the

Village Code. Trustee Riley feels we should recoup the cost of replacing the meter. The Clerk-Treasurer will ask the Superintendent of Public Works Dale Brooks for the cost of the meter.

CARRIED

4 Ayes
Trustee Sheehan
Trustee Miller
Trustee Riley
Trustee Banker

1 Nay
Mayor Theodorakos

RESIDENT

Residents Mr and Mrs Mark Parker addressed the Board of Trustees about the recent complaint they filed regarding the Code Enforcement Officer Ron Vendetti. Mr Parker asked that Mr Vendetti be immediately suspended. Trustee Riley and Trustee Banker will have a meeting with the Parkers and then they will meet with Mr Vendetti about the complaint.

DEPT HEAD

Moved by Trustee Miller and seconded by Trustee Sheehan approving the Clerk-Treasurer's request to remove the water/sewer bill from the billing system for 61 Brown Street in the amount of \$146.84.

CARRIED

5 Ayes
0 Nays

DEPT HEAD

Moved by Trustee Riley and seconded by Trustee Banker authorizing Attorney Gavenda to look into a Civil Suit against the tenant/owner who left a \$5,839.96 water/sewer bill at 134 West Bank Street when they abandon the home.

CARRIED

5 Ayes
0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Banker accepting the Treasurer's Report for March 2011.

CARRIED

5 Ayes
0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the payment of the following Village bills:

General Fund	voucher #8909	\$68,782.93
Water Fund	to #9206	\$20,426.06
Sewer Fund		\$11,751.63

CARRIED

5 Ayes
0 Nays

STRAWBERRY FESTIVAL REQUEST

Moved by Trustee Banker and seconded by Trustee Sheehan approving the request from the Strawberry Festival Committee to use the Village's Platt Street parking lot during the Festival which will be held on June 10, 2011 and June 11, 2011.

CARRIED

5 Ayes
0 Nays

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing that consistent with section 3-300 of the Village Law of the State of New York, the Village Board of Trustees may provide by resolution in lieu of any other residency requirement imposed by law, that any appointed village officer may reside within the county in which the Village is wholly or partially situated to any office, board, committee or commission.

Prior to said appointment due consideration and preference will be given to individuals seeking appointment in the following order:

- a.) Applicants who reside within the Village of Albion;
- b.) Applicants who reside within the County in which the Village is wholly or

member received copies of the minutes of March 8, 2011; March 9, 2011; March 15, 2011; March 21, 2011; March 23, 2011; March 24, 2011; March 29, 2011; March 30, 2011; April 4, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Miller and seconded by Trustee Banker approving the following bills submitted by Chatfield Engineers to be paid:

McKinstry Street Storm Sewer/Rd Reconstruction	09-944-18	\$ 158.40
Meadowbrook Road Reconstruction	09-943-12	\$ 300.00
Water System Capital Improvement Plan	09-943-12	\$2,994.00
Water System Capital Improvement Plan	09-943P&S1	\$ 192.00
JMPCF Capital Improvement Plan	09-924-7	\$8,216.00
General Engineering Services	94-193-163	courtesy discount

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILL

Moved by Trustee Sheehan and seconded by Trustee Banker approving the following bill submitted by Chatfield Engineers to be paid:

Green Project Initiative	10-976-13	\$1,244.75
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CARRIED

4 Ayes

0 Nays

Trustee Sheehan

Trustee Banker

1 Abstained

Trustee Riley

Trustee Miller

Mayor Theodorakos

APPROVE PAYMENT TO CANAM

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to CanAm Environmental Safety Inc for asbestos sampling as submitted by Superintendent of Public Works Dale Brooks. The invoices will be paid out of the un-appropriated Capital Reserves and Small Cities Funds.

Village Hall Attic	\$2,874.00
Village Hall 3 rd floor	\$2,395.00
19 North Main St	\$1,437.00
61 Brown Street	\$ 479.00

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT TO SYSTMS OF NY

Moved by Trustee Banker and seconded by Trustee Riley approving payment to Systms of New York as submitted by the Water Treatment Plant Operator Kevin Miller. The invoices will be paid out of the Water Treatment Plant Capital Reserves.

Security/Surveillance	\$9,950.00
Firewall and Systems Monitoring Installation	\$3,209.92

CARRIED

5 Ayes

0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO DONEGAN

Moved by Trustee Miller and seconded by Trustee Riley approving payment to Bernard P Donegan Inc for services rendered.

\$2,361.36 for financial management services for the Sanitary Sewer Project in January

\$931.14 for financial management services for the Sanitary Sewer Project in February

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO HODGSON RUSS ATTY

Moved by Trustee Miller and seconded by Trustee Riley approving payment to Hodgson Russ Attorneys for the following invoices:

January \$1,331.80

February \$4,003.14

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT DAVID LIPPITT

Moved by Trustee Riley and seconded by Trustee Banker approving payment to David W Lippitt Esq. in the amount of \$346.50 for services rendered in February.

CARRIED

5 Ayes 0 Nays

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the following Cemetery Deeds:

Shanya Beasley	S.G. 392 Zephyr Avenue
Todd Efung	S.G. 444 Deerfield Avenue
Catherine L Greene	S.G. 269 Deerfield Avenue
Marsha H Shaw	#20 Evergreen Columbarium
Mary Swiercznski	S.G. 390 Deerfield Avenue

CARRIED

5 Ayes 0 Nays

APPLICATIONS ACCEPTED

The following applications were accepted and will be place on file for future reference:

<u>Seasonal</u>	Matthew J Blanar	Casey
A Busenbark	Russell W Calkins	Daniel G
Deibel	Cory L Fitzwater	Wade J Muscarella
Mark J Nenni	Mark W Preston	Justin P
Preston	Joseph O Rotoli	Kevin P Soule

Water/Sewer/DPW

Donald B Thering

DPW

Ricky E Meise

Eric C VanDorn

Recreation Director

John Grillo

APPROVED MUNICIPAL PAY

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the MunicipiPay Application/Agreement. This will allow the residents to pay their water/sewer bills by credit card. There will be no cost to the Village of Albion for providing this service.

CARRIED

5 Ayes 0 Nays

APPROVED AMOUNT ADDED TO TAX BILL

Moved by Trustee Riley and seconded by Trustee Miller approving the following outstanding water/sewer/lawn mowing charges be added to the June 2011 Village of Albion tax bills:

<u>TAX MAP #</u>	<u>WATER</u>	<u>SEWER</u>	<u>OWNER</u>
62.13-1-1	858.28	528.28	OAK ORCHARD MHC
62.18-1-6	30.02	30.02	ALBRIGHT, ARIC
62.18-1-17	85.96	55.96	STIRK, MORGAN
62.18-1-38.1	158.85	188.85	WHITTIER, DEBORAH
62.18-2-43	87.30	62.30	LUTES, NOEL
62.18-2-52	59.30	59.30	PERAGINE, ANGELA
62.18-2-71	166.15	141.15	FOSTER, GREG
62.18-3-35	58.36	75.96	JENKS, MICHAEL
62.19-1-1	71.04	16.04	ALBION MOBILE HOMES
62.19-1-7	67.32	64.64	PRESTON, AARON
62.19-1-11.31	51.84	26.84	BURLEY, THERESA
62.19-1-24	67.08	67.08	DINGMAN, CHUCK
62.19-2-22.1	154.58	154.58	DERWICK, GARY
62.19-2-22.3	83.32	83.32	DERWICK, GARY
62.19-3-7	104.68	79.68	HICKS, SR. DAVID
62.19-3-33	87.67	62.67	PEREZ, JOSE
62.19-3-41	53.64	28.64	UPDYKE, STEVEN
62.20-2-10	1084.80	1090.50	MILLER, DANA
62.20-2-47	139.04	139.04	DUGAN, DEWAIN
73.5-1-11	97.97	97.97	PERAGINE, ANGELA
73.5-1-15	26.04	26.04	PANEK, JAMES
73.5-1-18	108.94	83.94	STRITZINGER, PETER
73.5-2-22	264.89	154.89	LUTES, SCOTT
73.5-2-27	125.92	95.92	FRIEDL, MARIA
73.5-2-30	428.57	289.25	HOWARD, DONALD
73.5-2-59	114.18	96.31	COLONNA, RICHARD
73.5-3-8	100.72	70.72	COLONNA, RICHARD
73.5-3-18	184.25	154.25	COLONNA, DAVID
73.5-3-41	90.08	90.08	SMITH, GERALDINE
73.5-3-47.11	118.77	95.85	COLONNA, RICHARD
73.5-4-22	267.07	267.07	STARKWEATHER, JEFF
73.5-4-28	40.41	96.11	CORRIGAN, STEVE
73.5-4-30	103.91	53.91	THEODORAKOS, J
73.5-4-38	326.00	276.00	ZARAGOZA, LORENZO
73.5-4-49	100.98	70.98	COOK, DONALD
73.6-2-53	107.34	107.34	PULLEY, HENRI
73.6-2-54	51.04	26.04	PATHSTONE CORP
73.6-3-3	123.28	95.96	WITTMAN, WILLIAM
73.6-3-4	259.45	234.45	LAINE, LORA
73.6-3-25	43.32	16.04	SCHLEEDE, DALE
73.6-3-37	26.04	26.04	COLONNA, RICHARD
73.6-3-38	58.56	58.56	KINTER, CHRIS
73.6-3-75	100.72	70.72	WITTMAN, WILLIAM
73.6-4-32	52.08	52.08	CAPWELL, JOSHUA
73.6-5-24	121.28	96.28	HOME BUYER FUNDING
73.6-6-21	43.16	48.72	OTTO, GAIL
73.6-6-25	33.22	33.22	PERAGINE, ANGELA
73.6-6-49	113.40	113.40	SAJ, GARY
73.6-7-16	57.44	57.44	PARKER, MARK
73.6-7-23	53.64	28.64	HILDRETH, ARTHUR
73.6-7-39	61.66	61.66	RYAN, RICHARD
73.6-7-66	111.83	86.83	COLONNA, DAVID
73.6-7-72	169.02	94.02	COLONNA, JEFFREY
73.6-7-73	99.19	99.19	COLONNA, JEFFREY
73.6-7-85	74.68	44.68	HOLT, JAMES

73.6-7-89	172.76	117.76	FLANNERY, MOIRA
73.7-1-13	162.30	157.30	GLEASON, DANIEL
73.7-2-35	82.59	27.59	MCPHERSON, ED
73.8-1-22.13	79.68	54.68	MARTINEZ, MARIA
73.9-2-51	306.19	226.49	HILLCREST HOMES
73.11-1-16	622.29	622.29	FLANNERY, MOIRA
73.13-2-4.1	39.94	41.34	ALBANESE, DEAN
73.13-2-27	136.14	72.97	LAUBACHER, SARAH
73.23-1-7	375.27	345.27	PULLEY, HENRI
73.23-1-21	79.68	54.68	WITTMAN, WILLIAM

TOTAL \$9,785.12 \$8,145.82

TAX MAP #	AMOUNT	OWNER
62.15-1-22	\$ 525.00	WALL,
WILLIE		
62.18-2-42	\$ 150.00	MATTISON,
WAYNE		
62.20-2-5	\$ 600.00	PAWLACZYK,
LUCY		
73.5-2-22	\$ 150.00	LUTES,
SCOTT/CHRISTINE		
73.5-2-30	\$ 225.00	HOWARD,
DONALD		
73.5-3-44	\$ 525.00	STEPHENS,
WILLIAM/CRYSTAL		
73.6-2-1	\$ 375.00	SHAW,
SCOTT		
73.6-2-3	\$ 300.00	GRITSAY, BOGDEN
73.6-3-9	\$1,125.00	HAMZA, JEROLD J
73.6-3-74	\$ 112.50	COTE, ESTATE OF
73.6-3-84	\$1,050.00	MC CLARY, STEVEN M
73.6-5-59	\$ 450.00	DUBOIS, SUSAN
73.6-5-68	\$ 225.00	BENNETT, PAMELA
73.6-7-21	\$ 787.50	HUNT JR, CHARLES H
73.6-7-77	\$ 675.00	HUNT JR, CHARLES H
73.6-7-80	\$ 900.00	VANDEGENACHTE, DANIEL
73.6-7-81	\$ 900.00	VANDEGENACHTE, DANIEL
73.7-1-13	\$ 375.00	GLEASON, DAN
73.7-1-36	\$ 225.00	DEHULLER, ROBERT/HAYES,P
73.7-2-3	\$ 300.00	KUYAL, GARY/KIMBERLY
73.7-2-55	\$1,950.00	DUCKETT,GILBERT LIVING TRUST
73.9-2-12	\$ 225.00	SAVAGE, DAVID
73.10-1-53	\$ 675.00	HUNT JR, CHARLES H
73.11-1-52	\$ 75.00	MOSHER, VIRGINIA/RIBBLE, B
73.13-1-7	\$1,275.00	RUSHING, ROBERT
73.13-2-27	<u>\$1,725.00</u>	LAUBACHER,
SARAH		
	\$15,900.00	

CARRIED

5 Ayes

0 Nays

APPROVE AMOUNT ADDED TO TAX BILL

Moved by Trustee Miller and seconded by Trustee Sheehan approving \$44,468.04 for invoices that the Village of Albion paid referencing 106 South Clinton Street to be added to James and Cheryl McCarthy's June 2011 Village tax bill. This amount includes the additions of the invoices for January and February 2011 from Hodgson Russ Attorneys.

CARRIED

5 Ayes

0 Nays

TABLED LEASE AGREEMENT

Tabled approving the supplemental lease agreement as submitted by The Assembly for State of New York for the office at 121 North Main Street. The Village Clerk-Treasurer will check to see what they are currently paying in rent. The Board of Trustees will readdress the lease renewal at the Special Meeting on April 20, 2011 at

6:30PM.

APPROVED SWAN LIBRARY REQUEST

Moved by Trustee Miller and seconded by Trustee Sheehan approving the request from Swan Library to close West State Street between Main Street and Liberty Street on June 28, 2011 for their Summer Reading Kick Off Program and August 25, 2011 for their Annual Ice Cream Social from 4:00PM to 8:00PM. Superintendent of Public Works Dale Brooks will provide them with the cones to use for those days.

CARRIED

5 Ayes 0 Nays

NFAVO MEETING NOTICE

Correspondence from Northwestern Frontier Association of Village Officials regarding the dinner meeting that will be held on April 20, 2011 at the Shelridge Country Club.

FIRE DEPARTMENT REQUEST

Moved by Trustee Riley and seconded by Trustee Sheehan approving the Fire Department's request to transfer \$500.00 from A 3410.0422 OSHA Training to A3410.0201 Fire Gear to cover the remaining amount due on five sets of fire gear.

CARRIED

5 Ayes 0 Nays

APPROVED ROLL OVER/SELL BACK

Moved by Trustee Riley and seconded by Trustee Banker accepting the rollover/sell back vacation for the managerial/non-union staff as submitted:

EMPLOYEE	HOURS ROLLOVER	HOURS SELL
BACK		
Aric Albright	56	80
Stacey Andrews	68.75	0
Linda Babcock	70	70
Dale Brooks	0	48
Kevin Miller	80	80
Mary Santiago	0	35
Ronald Vendetti	0	80
Tracy VanSkiver	0	40
Jason Zicari	80	80

CARRIED

5 Ayes 0 Nays

APPROVED MEDICAL OPT OUT

Moved by Trustee Riley and seconded by Trustee Sheehan accepting the medical opt out request from William Downey, William Logan, Dale Snyder and Jason Zicari for the 2011-2012 fiscal year.

CARRIED

4 Ayes 1 Nay
Trustee Riley Trustee Banker
Trustee Sheehan
Trustee Miller
Mayor Theodorakos

APPROVED PAYMENT TO ECG

Moved by Trustee Miller and seconded by Trustee Banker approving payment to the Environmental Construction Group (ECG) for the asbestos removal for:

35-37 East Bank Street	\$17,650.00
19 North Main Street	\$ 9,190.00
61 Brown Street	\$ 450.00

CARRIED

5 Ayes 0 Nays

APPROVED REQUEST

Moved by Trustee Miller and seconded by Trustee Sheehan approving the request from

The Lord's House Inc to use the East Bank Street parking lot on May 1, 2011 from 2:00 PM to 6:00 PM for their five year celebration.

CARRIED

5 Ayes

0 Nays

APPROVED MAYOR TO SIGN EFC LETTER

Moved by Trustee Sheehan and seconded by Trustee Banker authorizing Mayor Theodorakos to sign the letter to NYS Environmental Facilities Corporation (EFC) approving the conversion of \$86,870 from EFC BAN to Local share BAN. This is for the 2007 Sanitary Sewer Improvement Project.

CARRIED

5 Ayes

0 Nays

CORRESPONDENCE

The Board of Trustees received a correspondence from Staff Sergeant Timothy Boyer regarding using the Board Room April 26, 2011 at 10:00 AM to further discuss the development of the Orleans County Multi-Agency SWAT Team.

CORRESPONDENCE

The Board of Trustees received a correspondence from the Strawberry Festival with an application for them to participate in the parade on June 11, 2011.

POLICE CHIEF

The Board of Trustees discussed having an exit interview with Police Chief London before he retires on April 29, 2011.

CDBG DISCUSSED

Discussed the CDBG grant. The Board OF Trustees was working on applying for the housing rehab for \$400,000, but at this point there are not enough applications to submit a strong application. The Clerk- Treasurer will check with Stuart I Brown's Office to see if the Village can apply for a smaller amount. Also discussed at looking into applying for the paving of the streets that had recent infrastructure work done or doing East State Street from Platt Street to the east (infrastructure /paving). Superintendent of Public Works Dale Brooks has already done the core sample for East State Street.

PARKS PROGRAM

The Board of Trustees slightly touched on the new rules from the State regarding recreation programs.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session for personnel issues at 8:27 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Banker to come out of executive session 9:02 PM.

CARRIED

5 Ayes

0 Nay

ACCEPT AFD MEMBER

Moved by Trustee Miller and seconded by Trustee Banker to accept Jeff A Gifaldi as a new member into the Albion Fire Department.

CARRIED

5 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:03 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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April 19, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, April 19, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York for budget review.

Present were Mayor Dean A Theodorakos, Trustees Fred Miller and Kevin P Sheehan.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

BUDGET 2011/2012

The Board of Trustees reviewed/discussed the proposed budget for the fiscal year June 1, 2011 through May 31, 2012.

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:22 PM.

CARRIED

3 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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AMSA RESOLUTION GRANT

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

WHEREAS, the Town of Albion Albion Main Street Alliance intends to make application for the 2011 Preservation League of New York Grant for a cultural resource survey of the Town of Albion and the Village of Albion; and

WHEREAS, the Village of Albion and the Town of Albion are currently engaged in a joint effort to update their comprehensive plan;

WHEREAS, as an accredited program of the National Trust for Historic Preservation, the Albion Main Street Alliance (hereinafter referred to as AMSA) is entrusted to help find funding opportunities for and conduct cultural resource surveys of our historic building stock; and

WHEREAS, funding from the 2011 Preservation League of New York Grant could significantly strengthen the comprehensive plan update by identifying those buildings and structures of historical value in the two municipalities;

WHEREAS, the survey will identify those historic structures worth consideration for addition to historic registers and inform building owners of opportunities available for tax credits and incentives;

WHEREAS, the 2011 Preservation League of New York Grant will not require tax payer funding and has the potential for tax payer savings;

WHEREAS, the Town of Albion, as the lead agency on the grant application, and AMSA as the professional consultant, request the nonmonetary support of the Village of Albion Board of Trustees in its application for the 2011 Preservation League of New York Grant;

NOW, THEREFORE BE IT RESOLVED, the Village of Albion Board of Trustees does hereby support the Town of Albion and AMSA's application for the 2011 Preservation League of New York Grant.

CARRIED

3 Ayes 0 Nays

CDBG

Moved by Trustee Miller and seconded by Trustee Sheehan approving to extend the deadline date for the CDBG housing rehab applications to May 6, 2011. At this point there isn't enough interest from home owners to make a strong application for the \$400,000 grant. According to Stuart I Brown Associates and Chatfield Engineers applying for upgrading East State Street would not make for a strong application.

CARRIED

3 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Sheehan and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 6:50 PM.

CARRIED

3 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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April 27, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, April 27, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Deputy Mayor Kevin P Sheehan, Trustees Jeannette Riley, Fred Miller and Attorney John C Gavenda

Deputy Mayor Sheehan opened the meeting with the pledge of allegiance at 7:00 PM.

RESIDENT

Resident Joe Martillotta addressed the Board of Trustees regarding the re-zoning of East State Street on the North side between Community Action and the Crooked Door.

Moved by Trustee Riley and seconded by Trustee Miller authorizing to start the process of looking into re-zoning the north side of East State Street between Community Action and The Crooked Door from residential to commercial.

CARRIED

3 Ayes

0 Nays

POLICE REQUEST

Moved by Trustee Miller and seconded by Trustee Riley authorizing the Albion Police Department to apply for an armored Humvee from the Federal 1033 Program. There will be no cost for acquiring the vehicle; the Defense Logistics Agency would still maintain ownership. The Village would be responsible to cover the maintenance cost for the vehicle while in their possession.

CARRIED

3 Ayes

0 Nays

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Cemetery Foreman, Mr Jason Zicari; Police Chief Dean London; Superintendent of Public Works, Mr Dale Brooks; Code Enforcement Officer, Mr Ron Vendetti; Animal Control Officer, Mr Harry Papponetti; Village Clerk-Treasurer, Ms Linda Babcock and Superintendent of the Water Treatment Plant, Mr Kevin Miller.

RESIDENT

Deputy Mayor Sheehan will have Superintendent of Public Works Dale Brooks look at Mr Don Wilsons complaint of a drainage problem on his property at 234 East Park Street.

RESIDENT

Deputy Mayor Sheehan will set a meeting up with Mayor Theodorakos, Code Enforcement Officer Ron Vendetti, Mr Howard Becker and himself to discuss 88 Caroline Street. Mr Becker recently bought 88 Caroline Street assuming it could still be a two family home. Due to the Village

of Albion Law the Village, it reverted back to a single family home.

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of April 6, 2011; April 13, 2011; April 16, 2011; April 19, 2011 and April 20, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

3 Ayes 0 Nays

APPROVE COBRA ENROLLMENT

Moved by Trustee Miller and seconded by Trustee Riley approving Ms Terry Miller's request to enroll in the Village's CORBA's health insurance plan. Ms Miller will need to pay the single coverage premium in advance to the Village Office.

CARRIED

3 Ayes 0 Nays

PUBLIC HEARING SCHEDULED

Moved by Trustee Miller and seconded by Trustee Riley to hold a Public Hearing on May 11, 2011 at 7:00 PM regarding the Community Development Block Grant (CDBG) Program.

CARRIED

3 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned 7:55 PM.

CARRIED

3 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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May 04, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 4, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley and Kevin P Sheehan.

Also present were Officer Jeffrey Gifaldi, Sergeant Joseph Fuller and Attorney for the PBA Mr Dan Debolt.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session for personnel issues at 7:01 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Miller to come out of executive session 8:15 PM.

CARRIED

5 Ayes 0 Nay

FIREWORKS

The Board of Trustees will invite Recreation Director Mr John Grillo to attend the May 11, 2011 Regular Board Meeting to discuss the Fireworks. Items to be discussed are:

- 1. Status of donations/commitments that will pay for the event
- 2. How the total funds need to be in place first for the event to happen

STRAWBERRY FESTIVAL INSURANCE

The Village of Albion will provide the insurance certificate for the Strawberry Festival, like it has done in the past.

TOWN OF BARRE REQUEST

Moved by Trustee Riley and seconded Banker authorizing Mayor Theodorakos to sign the amended agreement between the Town of Barre and Village of Albion for the Sale of Surplus Water to include the recently established Town of Barre Water District #5.

CARRIED

5 Ayes 0 Nays

PERSONNEL ISSUE

Moved by Trustee Miller and seconded by Trustee Banker accepting Police Chief London's handling of a personnel issue.

CARRIED

4 Ayes 0 Nays

Trustee Miller

Trustee Banker

1 Abstained

Trustee Sheehan Trustee Riley
Mayor Theodorakos

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:40 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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May 11, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 11, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing to consider applying for a 2011 Community Development Block Grant (CDBG) to implement a Village wide housing rehabilitation program to serve low and moderate income homeowners. The public is invited to attend this public hearing and to offer comments on the Village's proposals or to suggest other activities for the Village to consider.

PUBLIC HEARING CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan that in as much as everyone who wished to speak regarding the community needs and priorities, the Public Hearing is hereby closed at 7:06 PM.

CARRIED

5 Ayes

0 Nays

CDBG RESOLUTION

The following resolution was proposed by Trustee Miller who moved its adoption and seconded by Trustee Riley:

RESOLVED, that the Mayor of the Village of Albion, Orleans County, New York, is hereby authorized as the official representative of the Village of Albion to execute and submit a Community Development Block Grant application to the administrative agency for the Fiscal Year 2011 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 may be required.

CARRIED

5 Ayes

0 Nays

RESIDENT

The First Presbyterian Church requested a meeting to discuss purchasing the Village owned land on Main Street. The Board of Trustees is willing to talk to the church members about the request. Mr Vinnie Navarra spoke against selling the land.

RESIDENT

Residents Mr and Mrs Mark Parker addressed the Board of Trustees about a complaint they filed against Code Enforcement Officer, Ron Vendetti.

RESIDENT

Correspondence received from Christ Episcopal Church requesting to salvage the glass blocks from the property the Village of Albion owns at 19 North Main Street. Attorney Gavenda will respond to Christ Church regarding their request. Unfortunately, removal of the windows would be hard to do and time consuming.

RESIDENT

Correspondence received from Ms Laurie Gregori informing the Board of Trustees that her residence isn't hooked up to the Village sanitary sewer system, therefore she is requesting reimbursement for the sewer bills she has paid since 2009.

Moved by Trustee Sheehan and seconded by Trustee Miller approving Ms Laurie Gregori's request to be reimbursed for her sewer bill, but only from the date Superintendent of Pollution Control Facility Aric Albright inspected her home going forward.

CARRIED

5 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Banker and seconded by Trustee Sheehan accepting the Treasurer's Report for April 2011.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of April 27, 2011 and May 4, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

	Meadowbrook Road Reconstruction	09-952-
13	\$ 200.00	
	Water System Capital Improvement Plan	09-943-
13	\$1,247.50	
	2007 Sanitary Sewer Improvements	06-765-
42	\$ 360.00	
	JMIPCF Capital Improvement Plan	09-924-
8	\$8,216.00	
	JMIPCF Capital Improvement Plan	09-924P&S2
\$ 25.00		
	Green Project Initiative	10-976-
14	\$ 962.00	
	Planning Board Services	98-330-
21	\$ 32.50	
	General Engineering Services	94-
193158	\$ credit	
	(for base map of parking lot on N Main St was \$130.00)	
	N Main St Façade	08-888-
8	\$ 780.00	
	(original inv 7/31/10 was put on hold)	

CARRIED

5 Ayes 0 Nays

Trustee Miller abstained from approving payment for invoice 10-976-14 in the amount of \$962.00.

CHATFIELD PROPOSAL

Moved by Trustee Miller and seconded by Trustee Sheehan approving the engineering service proposal as submitted by Chatfield Engineers for the East State Street Storm and Road Reconstruction project in the amount of \$4,948.00.

CARRIED

5 Ayes 0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO HODGSON RUSS ATTY

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Hodgson Russ Attorneys for the following invoice:

Invoice 723919 \$1,079.60

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OSBORN, REED & BURKE

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Osborn, Reed & Burke in the amount of \$1,402.50 for services rendered.

CARRIED

4 Ayes 0 Nays

Trustee Miller
Trustee Banker 1 Abstained
Trustee Sheehan Trustee Riley
Mayor Theodorakos

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the following Cemetery Deeds:

Donald E & Beverly A Bates S.G. 934 and 935 Greenbank Avenue
Tod Clements Lot 48 Persimmon Path SE#1
Roger J Gibson S.G. 330/331 Zephyr Avenue
John McNall Lot 573 Heath Path E#2
Stephen Ugorek S.G. 250/251 East Greenbank Avenue

CARRIED

5 Ayes 0 Nays

APPLICATIONS ACCEPTED

The following applications were accepted and will be place on file for future reference:

Seasonal Parks/Recreation
Robert C Snell Tiffany E Curtiss James
Dragon

McKinstry Street \$ 96.00
JMIPCF \$ 224.00

CARRIED

5 Ayes 0 Nays

CLARENDON ST BRIDGE

The Board of Trustees received approval from New York State Department of Transportation extending the local/miscellaneous contract for the Clarendon Street Bridge Project to July 31, 2016.

CEMETERY LEASE APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the Cemetery tenant lease agreement.

CARRIED

5 Ayes 0 Nays

RESIDENT

Ms Cindy Lou Lee addressed the Board of Trustees about her concerns at the Water Treatment Plant. Discussed: how it's a business decision to go to two shifts, overtime issue needs to be worked through the union and there's no intention of closing the plant.

EMPLOYEE

Mr Bill Logan thanked the Board of Trustees for allowing the Village employees to donate sick time during his illness.

FIREWORKS

Recreation Director John Grillo and Mr Bernie Baldwin addressed the Board of Trustees about the Fireworks. They are looking at holding the event at the Elks Club (better parking, safer lighting, huge pavilion, four directions to exit from).

Moved by Trustee Riley and seconded by Trustee Banker to support the Fireworks with the condition it will be of no cost to the Village. The Board of Trustees also approved the Clerk-Treasurer to set up a separate account to put the donations in. Attorney Gavenda will look into how the insurance will be handled.

CARRIED

4 Ayes 1 Nay
Trustee Riley Trustee

Miller

Trustee Banker
Trustee Sheehan
Mayor Theodorakos

CROWNE CASTLE AGREEMENT APPROVED

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the Crowne Castle Agreement extending the term for 15 years, agreement will now expire in 2036.

CARRIED

5 Ayes 0 Nays

CONSOLIDATION STUDY

Mr Thomas Low provided the Board of Trustees with a summary and recommendation for the Town of Albion and Village of Albion to consolidate some or all of the sewer, water and/or highway operations. Mayor Theodorakos, Trustee Miller and Superintendent of Public Works Dale Brooks will meet to discuss the recommendation. The Village needs to do homework, get questions together first and then have a meeting with the Town of Albion.

COVA REQUEST

Moved by Trustee Banker and seconded by Trustee Miller approving COVA to use the picnic tables from Bullard Park for their event June 3, 2011 at their base.

CARRIED

4 Ayes	0 Nay
Trustee Banker	
Trustee Miller	1 Abstained
Trustee Riley	Trustee

Sheehan

Mayor Theodorakos

RESIDENT

Resident, Mr Larry Harvey addressed the Board of Trustees about the McCarthy house across the street from him on Meadowbrook Drive. He also inquired as to who paid for the fence at 106 South Clinton Street. The Board of Trustees assured him that everything is being done that can be at this point.

TONAWANDA KENNEL CLUB AGREEMENT

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the agreement as provided by Attorney Gavenda with the Tonawanda Valley Kennel Club to use Bullard Park for their annual dog show.

CARRIED

5 Ayes	0 Nays
--------	--------

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session for personnel issues at 8:47 PM.

CARRIED

5 Ayes	0 Nays
--------	--------

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session 9:32 PM.

CARRIED

5 Ayes	0 Nay
--------	-------

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:32 PM.

CARRIED

5 Ayes	0 Nays
--------	--------

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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April 20, 2011: Planning Board

Body:

Village of Albion
Planning Board

April 20, 2011 MEETING MINUTES

PRESENT: Members: Clifford Thom, John Andrews and Steven Watkins
Absent: Steven Corrigan, Dan Gleason
Also in attendance: CEO Ron Vendetti

Clifford Thom opened the meeting at 7:10 pm with the Pledge of Allegiance

APPROVAL Moved by John Andrews and seconded by Steve Watkins, that

OF in as much as each member received copies of the minutes from
MINUTES the March 16, 2011 meeting and being that there were no errors or omissions, the minutes are hereby approved as submitted.

Motion carried

CHAIR April is the organizational meeting for the Planning Board.
A motion was
SELECTED by John Andrews, seconded by Steve Watkins to nominate Clifford Thom

as the Planning Board Chair. The meetings will continue to be held on the third Wednesday of each month at 7:00pm.

Motion carried

ALTERNATES Chris Marks has submitted a letter of interest to serve on one of the

Boards (Zoning or Planning) as an alternate. The Village Board would need to make this appointment .

SUB-DIVISION Mr. Shaun Cobb purchased 71 Brown Street (#62.19-3-6). The garage associated with this property is 14.4 ft. north of the actual property

71 BROWN line. The adjacent property is owned by Frances Nayman . He has agreed to the subdivision of his land . Mr. Cobb will purchase 0.11acre

of Mr. Nayman's property and combine this with his current parcel. The subdivision would not result in any setback violations. A motion was made by Steve Watkins, seconded by John Andrews to approve the subdivision.

Motion carried

GCASA Don Aubrecht addressed the board concerning the site plan review for the

Genesee/Orleans Council on Alcohol and Substance Abuse - or GCASA, to move into the Knight's of Columbus building located at

249 East Avenue. The plans were initially reviewed at last month's meeting, but not for a formal site plan review. Members discussed the floor plan, interior remodeling, surrounding properties (fencing and natural barriers), driveways, parking and paving. The initial presentation showed the parking lot as paved, however due to the fact that McKinstry Street was just repaved, Jason Foote of Chatfield engineers suggested not paving the lot. There would be an issue with the drainage of the lot - connecting to current catch basins could require cutting into the newly paved road. CEO Vendetti recommended the lot be paved. Cliff stated that the code also suggests that paving needs to occur.

A motion was made by Steve Watkins, seconded by John Andrews to

accept the Site Plan for 249 East Avenue as "complete enough" to send to

the County Planning Board for review. The Planning Board advises that

paving of the parking lot be included in the plan when returning here for final approval.

Motion carried

A motion was made by John Andrews, seconded by Steve Watkins to grant a Special Use Permit to GCASA for use as "office space". This will also be sent to the County for approval.

Motion carried

111 WEST Orleans County is interested in purchasing a parking lot on the south

AVENUE side of West Avenue currently owned by LDC Albion Associates. The

lot was intended to be used as parking for this property, but there is

already enough parking available. The County has been using this lot

and would like to make the purchase. Bob Flannigan of LDC Associates

provided documentation showing that there is enough

parking for employees without this lot . The sale of this lot will not cause any code violations in regard to the number of parking spaces required. A formal request for the subdivision will be submitted next month.

LETTER OF The Planning Board is the lead agency for the Comprehensive Plan

SUPPORT upgrade. Katelin Olson of AMSA has asked for a letter from the

Comprehensive Plan Committee supporting the Town of Albion as lead agency in a grant application for identifying, upgrading and documenting

historic buildings an areas. The application will be made to the NYS

Preservation League for this grant. A motion was made by John

Andrews, seconded by Cliff Thom to write a letter of support for this grant application.

Motion carried

ACADEMY Theresa Albanese has requested the General Commercial (GC) district

ST. ZONING located at the corner of West Avenue and West Academy Street be

extended to the south by 180 ft. to include her property at 309 West

Academy Street, and east to her back property line. David Snell stated

that there is currently nothing on the market for sale already zoned GC at

this time. CEO Vendetti reminded the board that the zoning change

would be a long term change and over time any other GC use would have

to be permitted.

A motion was made by John Andrews, seconded by Steve Watkins to

recommend to the Village Board and County Planning Board that the Albanese property be changed to General Commercial.

Motion carried

465 - 469 Joe Martillotta requested the properties he owns at 465, 467 & 469

E. STATE East State Street be rezoned from residential to general commercial.

ZONING A zoning change in this area would result in "spot zoning" . John Andrews

stated that he is not in favor of any spot zoning changes as this is what

the Village is trying to avoid. After a brief discussion the board determined

meeting. that the matter should be tabled until next month's

NEXT The next regularly scheduled meeting will be held on
Wednesday

MEETING May 18, 2011 at 7:00 pm

ADJOURN: A motion was made by John Andrews, seconded by Steve
Watkins

that there being no further business, the meeting is hereby
adjourned at 8:03 pm.

Motion passed unanimously

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May 18, 2011: Planning Board

Body:

**Village of Albion
Planning Board
May 18, 2011
MEETING MINUTES**

PRESENT: Members: Clifford Thom, John Andrews and Steven Watkins
Steven Corrigan, Dan Gleason
Also in attendance: CEO Ron Vendetti
Mayor Theodorakos

Clifford Thom opened the meeting at 7:00 pm with the Pledge of Allegiance

APPROVAL Moved by John Andrews and seconded by Steve Watkins, that
OF in as much as each member received copies of the minutes from

MINUTES the April 20, 2011 meeting and being that there were no errors or omissions, the minutes are hereby approved as submitted.

Motion passed unanimously

ALTERNATE The Planning Board had requested an alternate member .
Christine

Marks had expressed interest in serving on the Planning or
Zoning

Board. She was present at the meeting. Mayor
Theodorakos will

appoint Ms. Marks as an alternate for the Planning Board
at the Village

Workshop meeting to be held on May 25, 2011.

Any current member who is unable to attend a regular
monthly meeting

should notify either Cliff Thom or Ron Vendetti as soon as
practical so that

Chris can be informed that she will need to attend the meeting in their
place.

GCASA There was nothing new on the agenda for GCASA. They
are still

working on the drainage and water retention for the
parking lot. The

Planning Board has recommended the parking lot be
paved.

ACADEMY Theresa Albanese had requested the General Commercial
(GC) district

ST. ZONING located at the corner of West Avenue and West Academy

Street be extended to the south by 180 ft. to include her property at 309 West Academy Street, and east to her back property line. The Village Planning Board reviewed this at their last meeting and made a motion to recommend the change to the County Planning Board. The County Planning Board reviewed the request and stated that they had no problem with the change but felt the Village Board should be aware that this change would permit any allowable use within the GC district guidelines to occupy the property. A motion was made by John Andrews, seconded Steve Corrigan to recommend to the Village Board that the GC district be extended to include this property.
Motion passed unanimously

465 - 469 Joe Martillotta had requested the properties he owns at 465, 467 & 469
E. STATE East State Street be rezoned from residential to general commercial.
ZONING A zoning change in this area would result in "spot zoning" . The board was given some information about forming a Canal Overlay District. This information would need to be reviewed further before any type of decision could be made. The Mayor and members of the Planning Board would like to discuss this with Barb Johnston from Stu Brown's office. Barb is currently working with the Village and Town on revisions to their Comprehensive Plan. She had provided the information about the Canal Overlay District to them. There could also be special restrictions imposed on such a district. At this time, the Canal Overlay District is being tabled pending more information. Resident Ted Scharping discussed the zoning of 469 East State with the Board. He would like to see the zoning changed to GC since there has been a bar at that location for some time.

320 -332 CEO Vendetti addressed the board concerning the signs located at the
WEST AVE Save A Lot Plaza on West Avenue. The businesses in the plaza would like to rehab the current signage. The new signage would be in the same location but might be smaller. Mr. Vendetti asked if a the board would require a new site plan review if the signs remained where they were and were smaller. The board stated that a new site

plan review

would not be necessary.

NEXT The next regularly scheduled meeting will be held on
Wednesday

MEETING June 15, 2011 at 7:00 pm

ADJOURN: A motion was made by Steve Watkins, seconded by Dan
Gleason

that there being no further business, the meeting is hereby adjourned at
7:40 pm.

Motion passed unanimously

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May 25, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 25, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley, Fred Miller, Kevin P Sheehan and Attorney John C Gavenda

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Cemetery Foreman, Mr Jason Zicari; Staff Sergeant Timothy Boyer; Superintendent of Public Works, Mr Dale Brooks; Code Enforcement Officer, Mr Ron Vendetti; Village Clerk-Treasurer, Ms Linda Babcock and Superintendent of the Water Treatment Plant, Mr Kevin Miller.

Mayor Theodorakos pointed out the preparation of 19 North Main Street is ready for demolition which will begin on June 1, 2011.

Attorney Gavenda is working on the easement that is needed for the area of East Bank Street and East State Street.

The Board of Trustees would like Staff Sergeant Timothy Boyer to come to the next Regular Board Meeting on June 8, 2011.

CLARENDON STREET BRIDGE PROJECT

Discussion on the status of the Clarendon Street Bridge Project. Clerk-Treasurer will contact Mr Chris Sheridan from NYS Department of Transportation regarding the status of the reimbursement that was submitted for \$17,980.82. She will also ask Mr Sheridan what the next step should be to keep the project moving forward.

CANAL PARK GRANT

Mayor Theodorakos will discuss with Chatfield Engineers the status of the 2007 Canal Grant Project.

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of May 11, 2011 and there being three errors or omissions, minutes are hereby approved as written with the following corrections:

Page 3 - RESIDENT - delete last sentence

Page 4 - IDA include "at a 2.8% increase

Page 5 - COVA REQUEST - Trustee Sheehan abstained from

vote

CARRIED

5 Ayes

0 Nays

FIREWORKS

Brief discussion on the Fireworks which is scheduled for July 2, 2011.

8340.4-\$3000					
F 9060.8	Insurance	\$ 61.48	F 9055.8		
Disability					
F 9710.7	Debt Service	\$.01	F 9055.8		
Disability					
		\$ 9,372.68			
G 1320.4	Auditor	\$ 249.83	G 1440.4		
Engineer					
G 1325.1	Clerk-Treasurer	\$ 75.29	G 8120.1	Sewer	
Personnel					
G 1430.1	Personnel	\$ 299.52	G 8120.1	Sewer	
Personnel					
G 8110.4	Sewer Administration	\$ 6,606.04	G 1440.4		
Engineer					
G 9060.8	Insurance	\$ 52.73	G 9055.8		
Disability					
G 9710.7	Debt Service	\$19,999.56	G 8130.4		
Electrical					
		\$27,282.97			

CARRIED

5 Ayes 0 Nays

APPOINT PLANNING BOARD ALTERNATE

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos appointment of Ms Christine Marks as an alternate on the Planning Board.

CARRIED

5 Ayes 0 Nays

REQUEST POLICE CHIEF LIST

Moved by Trustee Banker and seconded by Trustee Miller authorizing Mayor Theodorakos to request the Certification of Eligible's List for Police Chief from Orleans County Civil Service.

CARRIED

5 Ayes 0 Nays

VEHICLE USE

Moved by Trustee Miller and seconded by Trustee Banker to deny the Police Officer's request to take a Village police vehicle to GCC in Batavia to teach a class.

CARRIED

5 Ayes 0 Nays

APPROVE PAYMENT TO OSBORN, REED & BURKE

Moved by Trustee Miller and seconded by Trustee Banker approving payment to Osborn, Reed & Burke LLP for services rendered in March for \$1,023.00.

CARRIED

4 Ayes 0 Nays
Trustee Miller
Trustee Banker 1 Abstained
Trustee Sheehan Trustee Riley
Mayor Theodorakos

COMMITTEE SET UP

Mayor Theodorakos would like to form a committee consisting of the Superintendent of Pollution Control Plant Aric Albright, Trustee Banker, Trustee Sheehan and Clerk-Treasurer Linda Babcock so they can discuss the sewer fund finances. The committee will need to review fund

balances, appropriations and revenues.

DPW TOWN/VILLAGE

There was a brief discussion on the Town/Village of Albion Department of Public Works proposal. Mayor Theodorakos, Trustee Miller and Superintendent of Public Works Dale Brooks will get their questions together that they want to discuss with the Town of Albion.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session for personnel issues at 7:44 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session 8:25 PM.

CARRIED

5 Ayes 0 Nay

APPROVE TO ELIMATE POSITION

Moved by Trustee Banker and seconded by Trustee Sheehan approving to eliminate one full time position at the Water Treatment Plant, effective June 17, 2011. The Board of Trustees also approved the letter provided by Attorney Gavenda that will be given to the employee in the position that is being eliminated.

CARRIED

5 Ayes 0 Nay

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned 8:30 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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June 08, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, June 8, 2011 at 5:30 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance were Mr Charles Bastian from Bernard P Donegan's office, Mr Paul Chatfield/Mr JP Schepp from Chatfield Engineers and the Superintendent of the Pollution Control Facility Mr Aric Albright.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 5:30 PM.

JMIPCF PROJECT

Mr Charles Bastian, Mr Paul Chatfield, Mr JP Schepp and Mr Aric Albright were in attendance to discuss the Joint Municipal Industrial Pollution Control Plant's upcoming project. Mr Chatfield will send two scenarios for Environmental Facility Corporation to review. The Board of Trustees would like to obtain what the anticipated principle forgiveness from EFC for each option would be.

Option 1 would be the items that need to take place immediately (within the next 1-2 years), which include the Equalization Tank, Raw Sewage Pumps, Headwork's Improvements, Blowers, and miscellaneous building improvements.

Option 2 would include all of the items in Option 1 PLUS additional items that we deem as necessary (within the next 2-4 years).

APPROVE PAYMENT TO SERGI

Moved by Trustee Riley and seconded by Trustee Sheehan approving the payment of \$2,578.47 to Sergi Construction for Pay Estimate #21 for work performed for the Green Grant.

CARRIED

5 Ayes

0 Nays

APPROVED ENGINEERING AMENDMENT

Moved by Trustee Sheehan and seconded by Trustee Banker approving the Engineering Amendment in the amount of \$6,500.00 for the Green Project as submitted by Chatfield Engineers.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Banker approving the following bills submitted by Chatfield Engineers to be paid:

	Meadowbrook Road Reconstruction	09-952-
14	\$ 150.00	
	McKinstry Street Storm Sewer	09-944-
19	\$ 316.80	

	2007 Sanitary Sewer Improvements	06-765-
43	\$ 300.00	
	JMIPCF Capital Improvement Plan	09-924-
9	\$8,744.00 Green Project	
	Initiative	10-976-15 \$1,121.25
	Planning Board Services	98-330-
22	\$ 97.50	
	General Engineering Services	94-193-
164	\$ 150.00	

CARRIED

5 Ayes 0 Nays

Trustee Miller abstained from paying the Green Project Initiative for \$1,121.25.

DISCUSSION ON WATER/SEWER RATES

There was a brief discussion on the water/sewer rates. The Clerk-Treasurer will get more concrete numbers. Mayor Theodorakos would like the committee to get together to discuss further.

APPROVED PAYMENT OF BILLS

Moved by Trustee Miller and seconded by Trustee Riley approving the payment of the following Village bills:

General Fund	voucher #9629	\$91,424.44
Water Fund	to #9703	\$15,030.06
Sewer Fund		\$17,275.70

CARRIED

5 Ayes 0

Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Banker accepting the Treasurer's Report for May 2011.

CARRIED

5 Ayes 0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT TO BERNARD P DONEGAN INC

Moved by Trustee Riley and seconded by Trustee Miller approving payment to Bernard P Donegan Inc:

Sanitary Sewer Project	\$4,495.05
CDU	99.15
JMIPCF Project	\$ 694.09

CARRIED

5 Ayes 0 Nays

CEMETERY DEED APPROVED

Moved by Trustee Banker and seconded by Trustee Miller approving

Mayor Theodorakos to sign the following Cemetery Deed:
Elizabeth A Corgan 1900 Crescent Avenue

SW1/4

CARRIED

5 Ayes

0 Nays

APPLICATIONS ACCEPTED

The following applications were accepted and will be place on file for future reference:

	<u>Parks/Recreation</u>	
Kathleen Adduci Armstrong	Kylie Armstrong	Mark
Joshua Budde DeSmit	Lynette De Palma	Dylan
William R Francis Jr	Sierra Freas	
Iaisha Harrison		
Nathaniel Lester	Ashley Pahura	
Spencer Plummer		
Rebecca Remus	Hannah Sugar	

Labor/MEO - Andrew C Michalak

APPROVED COMPUTER TECH

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the agreement with SYSTMS of NY Inc for computer support subject to Attorney Gavenda's approval. Attorney Gavenda stated the address needs to be corrected.

CARRIED

5 Ayes

0 Nays

ADOPT TOBACCO FREE PARK RESOLUTION

Moved by Trustee Miller and seconded by Trustee Banker adopting the following resolution for tobacco free park and playgrounds:

The Village of Albion agrees to the adoption of the following policy designating all parks, beaches and recreation spaces under its jurisdiction to be 100% tobacco-free.

WHEREAS, smoking is responsible for the premature deaths of over 430,000 Americans each year from lung cancer, heart disease, respiratory illness and other diseases; and

WHEREAS, secondhand smoke is responsible for over 50,000 deaths among nonsmokers each year; and

WHEREAS, tobacco kills more Americans each year than alcohol, cocaine, crack, heroin, homicide, suicide, accidents, fires, and AIDS combined; and

WHEREAS, 80% of smokers started smoking before the age of 18, and the average initiation age is 12 years old; and

WHEREAS, everyday an estimated 3,900 young people under the age of 18 try their first cigarette and one-third of these children will die prematurely from tobacco-related illnesses; and

WHEREAS, to help role model non-smoking behavior to children and youth; to provide children, youth and their families with a safe, smoke-free environment;

THEREFORE BE IT RESOLVED that the Village of Albion, State of New York, is committed to providing a high quality of living to all residents. And be it further resolved that the Village of Albion believes:

- 1. There is no safe level of exposure to secondhand smoke. It can cause asthma, respiratory infections, cancer and

cardiovascular disease. Children should be able to play and exercise in the Village of Albion Parks without being exposed to harmful effects of secondhand smoke.

- 2. Tobacco product use in the proximity of children, youth and adults engaging in or watching recreational activities is unhealthy and detrimental to the health of both the participants and observers.
- 3. Tobacco products, once consumed in public spaces, are often discarded on the ground, thus posing a risk of ingestion to children and causing a litter problem.

AND BE IT FURTHER RESOLVED that all of the Village of Albion parks, beaches and recreation areas will adopt a 100% tobacco free policy.

Compliance

The enforcement of this policy is through voluntary compliance.

Appropriate Village park land, park facilities and open space will have signage indicating that the designated areas are tobacco-free.

The Commissioner of Parks and Recreation will communicate with parks employees and officials, community organizers, leaders and coaches to discuss the policy and to distribute information.

The Village of Albion parks staff will be responsible for promoting awareness of this policy.

CARRIED

5 Ayes

0 Nays

RESIDENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving the request from resident Ms Joyce Bensley for a break on the sewer portion of her water/sewer bill and removal of the penalties. The balance of the bill will be due immediately.

CARRIED

5 Ayes

0 Nays

RECESS

Moved by Trustee Riley and seconded by Trustee Sheehan to recess for a five minute break at 6:54 PM.

CARRIED

5 Ayes

0 Nays

RESUME MEETING

Moved by Trustee Banker and seconded by Trustee Sheehan to resume the meeting at 7:01 PM.

CARRIED

5 Ayes

0 Nays

RESIDENT

Mr Mark Parker addressed the Board of Trustees about the complaints he filed regarding the Code Enforcement Officer. Attorney Gavenda provided Mr Parker with a letter dated June 6, 2011 addressing his complaints.

RESIDENT

Resident Ms Rhonda Parker addressed the Board of Trustees about the Code Enforcement Officer.

RESIDENT

Resident Mr Eric Hess addressed the Board of Trustees about sidewalks and Code Enforcement issues. Mayor Theodorakos informed Mr Hess that he should put his complaints in writing, at which time the Board of Trustees will address them.

RESIDENT

Tabled Ms Tammy Davey's request for a break on her catch up water/sewer bill for 115 Temperance Street. The AMR was not working properly over a two year period. The Board would like documentation on how the other residents with catch up bills were handled. Ms Davey also discussed the codes that require a building permit to install a blow up pool.

RESIDENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving the request from resident Ms Anita McCarthy for a break on the sewer portion of her water/sewer bill, per Dale's recommendation. The water from the leak went into the ground.

CARRIED

5 Ayes 0 Nays

DISSCUSSION ON RAILROAD STREET

There was a brief discussion on Railroad Street. The first step will be to dedicate the street. Attorney Gavenda will look into how to proceed and bring back to the Board of Trustees for further discussion.

APPROVED PAYMENT OSBORN, REED & BURKE

Moved by Trustee Riley and seconded by Trustee Banker approving payment to Osborn, Reed & Burke in the amount of \$198.00 for services rendered in May.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for personnel issues at 7:55 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Miller to come out of executive session 9:02 PM.

CARRIED

5 Ayes 0 Nays

AUTHORIZING LETTERS FOR POLICE CHIEF

The Board of Trustees received the Certification of Eligible's List for Police Chief. Letters will be sent asking the candidates to call to schedule interviews with the Board of Trustees if they are interested in the position.

CARRIED

5 Ayes 0 Nays

APPROVED ASBESOS SURVEY

Moved by Trustee Sheehan and seconded by Trustee Banker approving the Code Enforcement Officer to get an asbestos survey quote for 106 South Clinton Street. Cost not to exceed \$3,000.

CARRIED

5 Ayes 0 Nays

RECREATION PROGRAM

The Board of Trustees would like more information on the recreation programs new regulations that need to be adhered to and if the Village will be in compliance for the upcoming summer program.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:08 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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July 13, 2011: Workshop Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, July 13, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance was Code Enforcement Officer, Ron Vendetti.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

RESIDENT

Moved by Trustee Sheehan and seconded by Trustees Riley approving the request from Ms Katelin Olson, AMSA to use the Canal Park on August 13, 2011 for the Pirate-Palooza they will be having in conjunction with a weekend of activities sponsored by New York called Canal Splash. The event will be 10:00 AM to 5:00 PM.

CARRIED

4 Ayes

0 Nays

RESIDENT

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mr Gary Allen, First United Methodist Church's requesting to close Platt Street from East State Street north to the corner of their church on Sunday, August 14, 2011 from 2:00 PM to 5:00 PM for an event they will be having. Superintendent of Public Works, Dale Brooks will provide the barricades for them to use.

CARRIED

4 Ayes

0 Nays

RESIDENT

Moved by Trustee Miller and seconded by Trustee Riley approving to forgive the penalty and interest amounts for the Village taxes of 1993-1997 for 48 North Liberty Street subject to Attorney Gavenda checking into whether the Village can legally even collect the old taxes. Attorney Douglas Heath will discuss with his client whether they will accept the offer, as they were looking to having the taxes removed. There are six properties that have taxes due before 1997.

CARRIED

4 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Riley accepting the Treasurer's Report for June 2011.

CARRIED

4 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of June 22, 2011 and

there being two errors or omissions, minutes are hereby approved as written with the following corrections:

Page 2 Canal Park Grant under the vote change one of Sheehan's to Riley
Page 3 Hawley Lease under the Aye vote change Banker to Riley

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Riley and seconded by Trustee Miller approving the payment of the following Village bills:

\$71,742.02	General Fund	voucher #9789	
	Water Fund	to #10020	\$24,282.79
	Sewer Fund		\$10,335.82

CARRIED

4 Ayes

0

Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bill submitted by Chatfield Engineers to be paid:

16	Green Project Initiative	10-976-
\$ 685.75		

CARRIED

3 Ayes

0 Nays

Trustee Riley

Trustee Sheehan

Mayor Theodorakos

1 Abstained

Trustee

Miller

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Miller approving the following bills submitted by Chatfield Engineers to be paid:

15	Meadowbrook Road Reconstruction	09-952-
\$ 100.00		
20	McKinstry Street Storm Sewer	09-944-
\$ 396.00		
44	2007 Sanitary Sewer Improvements	06-765-
\$ 60.00		
10	JMIPCF Capital Improvement Plan	09-924-
\$3,403.60	Planning Board	
Services		98-330-23
	General Engineering Services	\$ 65.00
165		94-193-
\$ 300.00		
1	East State Street Storm/Road Reconstruction	11-1008-
\$2,372.00		
4	West Bank Street Storm Sewer	04-652-
\$ 94.00		

CARRIED

4 Ayes

0 Nays

APPROVED SERGI PAYROLLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the

Sanitary Sewer Project.

CARRIED

4 Ayes

0 Nays

BOND COUNSEL AGREEMENT

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the agreement with Timothy R McGill, to serve as Bond Counsel for the EFC financing for the Joint Municipal Pollution Control Plant project.

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO TIMOTHY R MCGILL

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to Timothy R McGill for the following services rendered:

1. \$846.68 for services rendered for the Amendment #2 to the ARRA Project Finance Agreement dated May 26, 2011
2. \$1,382.31 for services rendered for the \$333,130 Bond Anticipation Note
3. \$4,049.23 for services rendered for the \$845,000 Public Improvement Bond

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO DONEGAN

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to Bernard P Donegan Inc for services rendered:

Sewer Lines	\$2,513.05
JMIPCF	\$ 928.00
FMS	\$ 480.00

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO STUART I BROWN

Moved by Trustee Miller and seconded by Trustee Riley approving payment to Stuart I Brown Associates for preparation of the 2011 CDBG Grant Application in the amount of \$6,500.00.

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO HODGSON RUSS ATTORNEYS

Moved by Trustee Riley and seconded by Trustee Miller approving payment of \$225.50 to Hodgson Russ Attorneys for services rendered April 22, 2011 to May 31, 2011.

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO CAN AM

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to CanAm Environmental Safety Inc for an asbestos survey for the 121 North Main Street Façade Project in the amount of \$750.00.

CARRIED

3 Ayes

1 Nay

Trustee Riley

Trustee

Miller

Trustee Sheehan

Mayor Theodorakos

APPROVED PAYMENT TO CAN AM

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment to CanAm Environmental Safety Inc for an asbestos demolition survey and report for 106 South Clinton Street in the amount of \$2,495.00.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT TO NIAGARA REFUSE

Moved by Trustee Miller and seconded by Trustee Riley approving payment to Niagara County Refuse Disposal in the amount of \$6,984.87 for debris from 19 North Main Street and 61 Brown Street.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT TAX BILL

Moved by Trustee Miller and seconded by Trustee Sheehan approving payment of the delinquent County tax bill for 61 Brown Street in the amount of \$870.77.

CARRIED

4 Ayes 0 Nays

SURPLUS PROPERTY

Moved by Trustee Sheehan and seconded by Trustee Miller authorizing 61 Brown Street be declared surplus property.

CARRIED

4 Ayes 0 Nays

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos to sign the following Cemetery Deeds:

Harry and Charlotte Fischer	S.G. 332 Deerfield Avenue
Roger J Gibson	S.G. 332 Zephyr Avenue
Robert J Hill	S.G. 288/289 Deerfield Avenue
Jonathan P and Sharon W Martino	S.G. 376/377 Deerfield Avenue
Michelle L Pickett	S.G. 470 Deerfield Avenue
Donald Rosario	S.G. 403 Deerfield Avenue
Jay and Kelly M Kovaleski	S.G. 583, 584 and 585 Deerfield Avenue

CARRIED

4 Ayes 0 Nays

APPLICATION ACCEPTED

The following application was accepted and will be place on file for future reference:

Cemetery - Brian J Baker

APPROVED ROYAL EMPLOYER SERVICES

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the contract with Royal Employer Services for July 1, 2011 to June 30, 2012.

CARRIED

4 Ayes 0 Nays

GLATFELTER INS GROUP

Tabled the recommendation from Glatfelter Insurance Group regarding an electrical/mechanical equipment testing service for the deep well pumps over 100hp. The Board of Trustees would like the Chief Water Treatment Plant Operator, Kevin Miller's approval before signing the

recommendation.

CORRESPONDENCE

Correspondence received from the State of New York Public Relations Board notifying the Board of Trustees that a conference is scheduled for July 20, 2011 at 10:00 AM regarding the separation from AFSCME. Correspondence received from AFSCME advising the Village of Albion that the authority to represent Local 1436 rests exclusively with Administrator Cullen and Deputy Administrator Eames.

HONDA-TECH SHOW

Moved by Trustee Sheehan and seconded by Trustee Riley approving the request from Dan/Lisa DeCarlo (Arnolds Auto Parts) to hold the Honda-Tech Show at Bullard Park, date to be determined, and denied their request to use the Village's Insurance. They will need to fill out an event form that will be provided by Code Enforcement Officer Ron Vendetti. They will also need to contact Recreation Director John Grillo to inform him of the date the event will be held.

CARRIED

4 Ayes

0 Nays

CORRESPONDENCE

Moved by Trustee Riley and seconded by Trustee Miller approving the request from The Holy Family Parish to close off East State Street from the Presbyterian Church to Platt Street on July 17, 2011 from 11:30 AM to 3:00 PM for the Ecumenical Picnic in the Court House Square.

CARRIED

4 Ayes

0 Nays

CORRESPONDENCE

Correspondence received from the Historic Preservation Commission regarding a Special Public information forum to be held on July 14, 2011 from 7:00PM to 9:00PM to discuss the historic district designation process.

NYS 1033 FEDERAL EXCESS PROPERTY

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the Memorandum of Agreement for the NYS 1033 Federal Excess Property Program per Chief Nenni's request.

CARRIED

4 Ayes

0 Nays

KENNEL CLUB AGREEMENT

Moved by Trustee Riley and seconded by Trustee Miller approving to cap the repairs the Tonawanda Valley Kennel Club will be responsible for at \$2,000, if there is damage at Bullard Park due to their dog show. The Superintendent of Public Works Dale Brooks will control where they are allowed to park their vehicles. The Board of Trustees also noted that the Village of Albion will not be responsible to tow out any vehicles that may get stuck. Attorney Gavenda will prepare the amended contract for the Club to use Bullard Park this year's dog show.

CARRIED

4 Ayes

0 Nays

PROJECT STATUS REPORT 201 CDBG

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the Project Status Report for the 2010 CDBG Grant as prepared by Stuart I Brown Associates.

CARRIED

4 Ayes

0 Nays

PUBLIC HEARING SET

Moved by Trustee Riley and seconded by Trustee Miller to hold a Public Hearing on August 10, 2011 at 7:00PM to consider changing the zoning for the three parcels on East State Street. Code Enforcement Officer Ron Vendetti will provide the language for the notice.

CARRIED

4 Ayes

0 Nays

LIQUOR LICENSE ELKS

The Board of Trustees received notification from the Albion Lodge 1006 PBO Elks with their intention to renew their liquor license for 428 West State Street.

APPROVED PAYMENT TO SERGI

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign and the payment of Pay Estimate #22 in the amount of \$74,845.10 to Sergi Construction for work completed as part of the Green Initiative Project.

CARRIED

4 Ayes

0 Nays

APPROVED ENGINEERING AGREEMENT

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the "Engineering Services Agreement Amendment No.1" for the JMIPCF Improvement Project as submitted by Chatfield Engineers.

CARRIED

4 Ayes

0 Nays

CHATFIELD UPDATE

Correspondence from Chatfield Engineers with the Status Report for the following projects:

2007 Sanitary Sewer Project

- 1. All work is completed with the exception of a few minor punch list items.
- 2. Sergi to mill and re-pave transition at the west end of West Bank Street next week.

Green Initiative Project

- 1. Holy Family Church corrections are complete except for final restoration.
- 2. Remaining work includes 57 North Main Street, 25 East Bank Street, 20 East Bank Street, 10 East Park Street
- 3. All remaining work will be completed by the end of July.

Televising of Interceptor Sewer

- 1. Sergi was unsuccessful in their attempt to install a line through the inverted siphon sanitary sewer located under the Canal on Ingersoll Street. The line was to be used to pull the televising camera through the pipe. Therefore, no more televising will take place.

Visitor's Center Facade Renovations Project

- 1. The Facade portion of the project is currently out for bids. Bid opening is July 22, 2011.
- 2. Construction is expected to begin around late August 2011.

East State Street Road & Storm Sewer Improvements Project

- 1. Surveying for road and storm sewer is 100% complete.
- 2. Design for road and storm sewers is about 80% complete.
- 3. We plan to meet with Dale in the next week or so to review plans and finalize design.
- 4. Maps and descriptions have been sent to Village Attorney for

his use in obtaining the required easements.

JMIPCF Improvements Project

- 1. Design of raw water pump station modifications is at about 90% complete.
- 2. Design of new turbo-blowers is about 75% complete.
- 3. Meeting with Rick Albright and Electrical Engineer on July 27, 2011 to resolve final control system questions.
- 4. Electrical and control design is expected to be completed shortly thereafter.
- 5. Structural engineer has completed analysis of equalization tank east wall and proposed improvement options.
- 6. Structural plans and specifications should be complete along with above items early in August.
- 7. Paul has been addressing scoping and budget with EFC and Chuck Bastian.

RESIDENT

Resident Mr Larry Harvey asked the Board of Trustees for an update on the property at 50 Meadowbrook Drive owned by Mr and Mrs James McCarthy. The Mayor assured Mr Harvey that the Village is doing everything they can to get his properties cleaned up, it's a process.

SEWER RATE INCREASE APPROVED

Moved by Trustee Sheehan and seconded by Trustee Miller approving to increase the sewer rates by .25 cents per thousand, starting with the next billing. A notice will be included in the next billing explaining why the increase will take place.

	OLD	NEW
Inside residents	\$2.86	\$3.11
Outside users	\$3.75	\$4.00
Correctional Facility	\$3.75	\$4.00

CARRIED

4 Ayes

0 Nays

LAFAYETTE PARK PROGRAM

Discussion on Recreation Director John Grillo's request to have the Park Directors at Lafayette Park move to Bullard Park due to lack of participants. The Board of Trustees are not in favor of the idea and suggested that Mr Grillo try to promote the park program in that area. Not having a park program at Lafayette can be discussed for next year.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session for pending litigation issues at 8:20 PM.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Riley to come out of executive session 9:19 PM.

CARRIED

4 Ayes

0 Nays

APPROVED ASBESTOS SURVEY

Moved by Trustee Riley and seconded by Trustee Sheehan approving CanAm Environmental Safety Inc to prepare bid specs for the removal of asbestos at 106 South Clinton Street, not to exceed \$2,500.

CARRIED

4 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:20 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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June 22, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, June 22, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley, Fred Miller and Kevin P Sheehan

Also present was Officer Roland Nenni.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:00 PM.

EXECUTIVE SESSION

Moved by Trustee Banker and seconded by Trustee Sheehan to adjourn to executive session for personnel issues at 6:01 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Banker to come out of executive session 6:58 PM.

CARRIED

5 Ayes

0 Nay

Attorney John Gavenda entered the meeting.

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Cemetery Foreman, Mr Jason Zicari; Staff Sergeant Timothy Boyer; Superintendent of Public Works, Mr Dale Brooks; Code Enforcement Officer, Mr Ron Vendetti; Village Clerk-Treasurer, Ms Linda Babcock and Superintendent of the Water Treatment Plant, Mr Kevin Miller.

Attorney Gavenda will be setting up a meeting regarding Railroad Street.

REZONING OF PROPERTY

Moved by Trustee Riley and seconded by Trustee Banker recommending the three properties owned by Mr Joe Martillotta on East State Street be re-zoned commercial. The next step is for the Code Enforcement Officer Ron Vendetti to send it to the Orleans County Planning Board for their approval. Then it will come back to the Board of Trustees for the final decision. The Attorney will check into whether signs will need to be put on the property notifying the public. The Village Planning Board has already approved Mr Martillotta's request.

CARRIED

5 Ayes

0 Nays

There was a brief discussion on the unsafe building that Mr James Theodorakos owns. Code Enforcement Officer Ron Vendetti has the asbestos report that was performed on the building.

Mr Corey Black entered meeting.

EXECUTIVE SESSION

Moved by Trustee Banker and seconded by Trustee Miller to adjourn to executive session for personnel issues at 7:30 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session 7:55 PM.

CARRIED

5 Ayes

0 Nay

RESIDENT

Moved by Trustee Sheehan and seconded by Trustee Miller approving the request from Ms Laurie Gregori for reimbursement of her sewer bill in the amount of \$480.18. She has been getting a bill for sewer when she apparently wasn't hooked up to the sanitary system. The amount to be refunded is \$480.18.

CARRIED

5 Ayes

0 Nays

RESIDENT

Moved by Trustee Riley and seconded by Trustee Banker denying resident Ms Davey's request for a break on her water/sewer catch up bill. Ms Davey will have until December 31, 2011 to pay the outstanding amount in full.

CARRIED

5 Ayes

0 Nays

CANAL PARK GRANT

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the "Initial Project Proposal/Final Design Report" approval sheet as submitted by NYSDOT for the "Enhancements to the Albion Visitors Center and Signage Project". The Mayor will talk with Superintendent of Public Works Dale Brooks regarding an old sign Mr Gary Kent has that could possibly go by the gazebo at the canal. Code Enforcement Officer Ron Vendetti will also need to look at where it could be placed.

CARRIED

4 Ayes

1 Nay

Trustee Banker

Trustee Miller

Trustee Riley

Trustee Sheehan

Mayor Theodorakos

APPOINT DISASTER COORDINATOR

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos appointment of Mr Eric Bradshaw as the Disaster Coordinator for the Village of Albion.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as each member received copies of the minutes of May 25, 2011 and June 8, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPLICATIONS

The following applications were accepted and will be place on file for future reference:

Park Supervisor: Jennifer Knaak
Cemetery: Thomas A Gilman

PARK SUPERVISORS APPROVED

Moved by Trustee Sheehan and seconded by Trustee Riley approving the following as park supervisors for the summer recreation program as recommended by Recreation Director John Grillo: Kathleen Adduci, Kylie Armstrong, Mark Armstrong, Tiffany Curtis, Lynette DePalma, Dylan DeSmit, James Dragon, Carrie Ebbs, Caitlin Francis, Will Francis, Sierra Freas, Nathaniel Lester and Lyndsay Moore. Jean Knaak - 1st sub and Spencer Plummer - 2nd sub.

CARRIED

5 Ayes 0 Nays

GHI RENEWAL

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the renewal with GHI for dental insurance for the contract period of September 1, 2011 to August 31, 2011, with no rate increase.

CARRIED

5 Ayes 0 Nays

CORRESPONDENCE

Correspondence received from UNISON regarding the cell tower at 301 Washington Street. The Board of Trustees is not interested in their program at this time.

INSURANCE

Correspondence received from D.R. Johnson Agency regarding municipal insurance. The Village had Brown and Brown review the Village's policy last year. At this time no action will be taken.

CORRESPONDENCE

Received a correspondence from Brandt, Roberson and Brandt PC regarding their interpretation for the consolidation of the Village/Town highway departments. Mayor Theodorakos and Trustee Miller will put together questions regarding the study for the company who provided the results. Topics that were brought up were: what would the total cost to the Village be, what would be the risks/benefits, the Unions and what kind of manpower would have to be added to the Village DPW.

HAWLEY LEASE

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos to sign the lease agreement for Assemblyman Hawley's office at 121 North Main Street. New rent amount \$1,236.00 (3% increase) per month for a term of two years.

CARRIED

3 Ayes 1 Nay
Trustee Sheehan Trustee Miller
Trustee Riley
Mayor Theodorakos 1 Abstained
Trustee

Banker

CERTIFICATE OF INDEBTEDNESS

Moved by Trustee Sheehan and seconded by Trustee Riley acknowledging

that the certificate of the State Comptroller authorizing the exclusion of sewage indebtedness is on file at the Village Clerk's Office.

CARRIED

5 Ayes

0 Nays

POLICE CHIEF APPOINTED

Moved by Trustee Riley and seconded by Trustee Miller hiring Officer Roland Nenni from the Certification of Eligible's List for Police Chief with a probationary period of six months(same as Chief Dean London had) effective June 26, 2011. When Chief Nenni retires he will be eligible to receive one year of single health insurance coverage for every year he's a Police Chief with the maximum coverage allowed to be ten years.

Chief Nenni's salary will be \$65,000, longevity included, then after his probationary period of six months he will receive \$67,000, longevity included.

CARRIED

5 Ayes

0 Nays

WATER PLANT

The Board of Trustees tabled Chief Water Treatment Plant Superintendent Kevin Miller's request to purchase two pumps for the Water Treatment Plant. Mr Miller will need to call Attorney Gavenda to discuss purchase.

MEETING ADJOURNED

Moved by Trustee Miller and seconded by Trustee Riley that there being no further business, meeting is hereby adjourned 9:30 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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August 10, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, August 10, 2011 at 7:00 PM, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing to consider changing the zoning from R-1 to General Commercial for 465, 467 and 469 East State Street.

There was no one present to speak.

CLOSED PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Miller that in as much as everyone who wished to speak regarding consideration of changing the zoning from R-1 to General Commercial for 465, 467 and 469 East State Street were heard, the Public Hearing is hereby closed at 7:02 PM.

CARRIED

5 Ayes

0 Nays

APPROVED ZONING CHANGE

Moved by Trustee Riley and seconded by Trustee Miller approving to change the zoning from R-1 to General Commercial for 465, 467 and 469 East State Street.

CARRIED

5 Ayes

0 Nays

RESIDENT

Resident, Mr Ed Fitzsimmons informed the Board of Trustees that the Superintendent of Public Works Dale Brooks and the DPW workers should be commended for the outstanding job they did in front of his home. He thanked the Board of Trustees, Dale Brooks and the men who were working in front of his home.

RESIDENT

Resident, Mr Larry Montello addressed the Board of Trustees about the 911 event he will be doing at the Court House. The ceremony will be at 6:00 PM. He is requesting to close (partially close) Main Street in front of the Court House for approximately one hour so the American flag can be hung from the two ladder trucks. Superintendent of Public Works Dale Brooks will contact the New York State Department of Transportation to check into Mr Montello's request.

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Miller accepting the Treasurer's Report for July 2011.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Banker that in as much as each member received copies of the minutes of July 27, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving the payment of the following Village bills:

General Fund	voucher #10028	\$111,967.04
Water Fund	to #10273	\$ 14,862.46
Sewer Fund		\$ 6,399.69

CARRIED

5 Ayes

0

Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

2007 Sanitary Sewer Improvements	06-765-45	\$
240.00		
JMIPCF Capital Improvement Plan	09-924-11	
\$6,807.20		
Green Project Initiative	10-976-17	\$
455.00		
East State St Storm & Road	11-1008P&S1	\$
63.00		
East State St Storm & Road	11-1008-2	
\$2,576.00		
West Bank Street Storm Sewer	04-652P&S2	\$
28.00		

CARRIED

5 Ayes

0 Nays

APPROVE PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

121 North Main Street Façade	08-888-9	\$
852.50		
121 North Main Street Façade	08-888P&S3	\$
480.00		

CARRIED

4 Ayes

1 Nay

Trustee Riley

Trustee

Miller

Trustee Sheehan

Trustee Banker

Mayor Theodorakos

APPROVED SERGI PAYROLLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the payrolls of Sergi Construction for the Sanitary Sewer Project.

CARRIED

5 Ayes

0 Nays

BALDWIN LEASE APPROVED

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the lease agreement with Bernard Baldwin for 121 North Main Street. The lease agreement will be for two years with a 2 ½% rent increase each year.

CARRIED

5 Ayes

0 Nays

NYS EFC CORRESPONDENCE

Correspondence received from NYS Environmental Facilities Corporation accepting the JMIPCF Improvements Project Engineering Agreement with the Village dated October 13, 2010.

CEMETERY DEEDS APPROVED

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the following Cemetery Deeds:
Shirley A Abron S.G. 580 Deerfield Avenue
Donald R & Sylvia A Harris S.G. 586 and 587 Deerfield Avenue

CARRIED

5 Ayes

0 Nays

APPROVED FINAL PAY ESTIMATE

Moved by Trustee Miller and seconded by Trustee Banker approving the Final Pay Estimate #23 to Sergi Construction in the amount of \$18,502.39 for work performed on the Sanitary Sewer Project subject to Superintendent of Public Works Dale Brooks approval.

CARRIED

5 Ayes

0 Nays

APPROVED CHANGE ORDER #8 & #9 SANITARY SEWER

Moved by Trustee Sheehan and seconded by Trustee Miller approving Change Order #8 and #9 for the Sanitary Sewer Project as submitted by Chatfield Engineers subject to Superintendent of Public Works Dale Brooks approval.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OSBORN, REED & BURKE

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Osborn, Reed & Burke for services rendered in June 2011 and July 2011 in the amount of \$412.50.

CARRIED

5 Ayes

0 Nays

JMIPCF

New York State Environmental Facilities (NYSEFC) sent information for the Board of Trustees to review adding more improvement work to the project without increasing the bottom line of the CWSRF long term financing.

Moved by Trustee Sheehan and seconded by Trustee Banker approving adding the additional work to the project without increasing the bottom line of the CWSRF long term financing. Mayor Theodorakos will check with NYSEFC to see if the additional work can be treated as a separate project and would the Village still have the option to take a lesser

amount.

CARRIED

5 Ayes

0 Nays

PUBLIC HEARING 7:30 PM

Mayor Theodorakos opened the Public Hearing to consider adding Chapter 126 title Recreational Vehicle and Motor Home Ordinance. Discussed the 30 day period, what does set up mean and there was a suggestion of giving a warning notice first.

PUBLIC HEARING CLOSED

Moved by Trustee Banker and seconded by Trustee Miller that in as much as everyone who wished to speak regarding adding Chapter 184 to the code of the Village of Albion were heard, the Public Hearing is hereby closed at 7:43 PM.

CARRIED

5 Ayes

0 Nays

LOCAL LAW #2

The following Local Law #2 was proposed by Trustee Riley who moved its adoption and seconded by Trustee Sheehan:

LOCAL LAW #2

FOR 2011

CHAPTER 184

RECREATIONAL VEHICLE AND MOTOR HOME ORDINANCE

Title.

This chapter shall be known as the "Recreational Vehicle and Motor Home Ordinance."

Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

RECREATIONAL VEHICLE or MOTOR HOME

Any vehicle used, designed for use or capable of being used as sleeping or living quarters, whether propelled by its own power or by the power of another vehicle to which it may be attached.

Restrictions on use.

A. No recreational vehicle or motor home shall be used within or on any property within the village limits for use as sleeping or living quarters or for any other purpose in connection with such sleeping or living quarters.

B. It shall be unlawful for any person to set up any recreational vehicle or motor home on any public way in the Village of Albion.

C. It shall be unlawful for any person being the owner or occupant of any land or premises within the village to use or permit the use of any mobile home, recreational vehicle or motor home for any of the prohibited uses thereof as set forth in this chapter.

Exceptions:

- 1. Permitted uses in the Village Parks associated with a sanctioned event.
- 2. No more than 2 recreational vehicles or motor homes may be used on a developed lot in the Village

Penalties for offenses.

A. Criminal penalty. Any person who violates any provision of this chapter shall, upon conviction thereof, be subject to a fine not to exceed \$250 or to imprisonment for a term not to exceed 15 days, or both. Each day of non-compliance shall be considered a separate offense.

B. Civil penalties; construal.

(1) Obedience to the provisions set forth herein may be enforced by criminal information for the penalties herein prescribed, as well as by prosecution of the offender as provided in Subsection A of this section, or by civil action for a penalty or by civil remedy at law or equity by way of injunction or otherwise to abate or prevent a violation of the provisions of this chapter.

(2) Neither a judgment in nor the pendency of a criminal prosecution for an alleged violation of the provisions of this chapter nor a judgment in or the pendency of a civil action of law or in equity shall be a bar to the other form of proceeding.

(3) The imposition of a penalty for a violation of this chapter shall not excuse the violation or permit it to continue, and the remedies herein provided for penalties and civil action to enjoin or abate a violation shall be cumulative.

CARRIED

5 Ayes

0 Nays

RESOLUTION ADOPTED

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

WHEREAS, the Pullman Memorial Universalist Church of Albion, New York intends to submit a grant application to the Office of Parks, Recreation and Historic Preservation;

WHEREAS, the Pullman Memorial Universalist Church was formally dedicated January 31, 1895;

WHEREAS, boaters whom travel the Erie Canal are interested in seeing the historic built architectural heritage in the Village of Albion;

WHEREAS, the Church has housed numerous community events over the years such as musical entertainment and meetings for discussions on social and economic issues; and

WHEREAS, damage from the severe roof leaks has rendered their main meeting space unusable for the past few years, thus forcing the use of the sanctuary for these events;

WHEREAS, funding from the Office of Parks, Recreation and Historic Preservation could significantly help with the roof and masonry repairs that the Church so desperately needs;

NOW, THEREFORE BE IT RESOLVED, the Village of Albion Board of Trustees does hereby support the Pullman Memorial Universalist Church's application for the Office of Parks, Recreation and Historic Preservation Grant.

CARRIED

5 Ayes

0 Nays

CLARENDON STREET BRIDGE PROJECT

Discussed the Clarendon Street Bridge Project. The Village Clerk-Treasurer will put together a list of events that have taken place for the project so far and the steps that need to happen in the future.

CANAL GRANT

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Banker to come out of executive session 10:25 PM.

CARRIED

5 Ayes

0 Nays

SPECIAL MEETING SCHEDULED

Moved by Trustee Riley and seconded by Trustee Sheehan to hold a Special Meeting on September 7, 2011 at 6:00 PM to discuss the Village finances.

CARRIED

5 Ayes

0 Nays

48 LIBERTY STREET OLD TAX BILLS

The Board of Trustees discussed the old tax bills for 48 North Liberty Street. Attorney Gavenda will check with Attorney Doug Heath to see if his client will accept the Village's offer to forgive the interest/penalties on the house they are interested in purchasing through the County auction. Also discussed was sending a letter to the Orleans County Treasurer informing her of the other old Village taxes the Village has.

FIRE TRUCK SPECS

Trustee Sheehan asked the Board of Trustees if they had any problems with a truck committee getting specs for a new fire truck. The Fire Department will eventually be applying for a grant to purchase the vehicle. The Board has no issues with the committee getting the specs together.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 10:45 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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July 27, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, July 27, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley, Fred Miller and Attorney John C Gavenda.

Also in attendance was Mr John Welch Director of Orleans County Civil Service, Superintendent of Public Works Dale Brooks and Code Enforcement Officer Ron Vendetti.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:00 PM.

Trustee Sheehan entered the meeting at 6:03 PM.

MR JOHN WELCH, CIVIL SERVICE

Mr John Welch was present to discuss the Civil Service end of the consolidation of the Town and Village Highway Departments.

REQUEST CIVIL SERVICE LIST

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the letter to Orleans County Civil Service requesting the "Certification of Eligible's" list for Police Officer per Police Chief Nenni's recommendation.

CARRIED

5 Ayes

0 Nays

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Cemetery Foreman Jason Zicari; Police Chief Roland Nenni; Code Enforcement Officer Ron Vendetti; Village Clerk-Treasurer Linda Babcock and Superintendent of the Water Treatment Plant Kevin Miller. The Superintendent of Public Works Dale Brooks will e-mail his report Thursday, July 28, 2011. The Superintendent of the Pollution Control Plant Aric Albright needs to submit his report for July 27, 2011. The Board of Trustees would like monthly reports from the Fire Department.

The following were discussed with Code Enforcement Officer Ron Vendetti:

- 1. Vacant property on Knapp Street that the current owner no longer wants
- 2. Railroad Street which should be surveyed within the next two weeks
- 3. Ron will put together a recommended minimum fines schedule for the next Board Meeting for the Board to review

SCHOOLING APPROVED

Moved by Trustee Riley and seconded by Trustee Banker approving Code Enforcement Officer Ron Vendetti's request to attend the New York Planning Federation conference October 9 through October 11, 2011 at

the Crowne Plaza in Albany.

CARRIED

5 Ayes

0 Nays

PUBLIC HEARING SCHEDULED

Moved by Trustee Miller and seconded by Trustee Sheehan approving a Public Hearing be held on August 10, 2011 at 7:30 PM to discuss the proposed Local Law - Chapter 126 "Recreational Vehicle and Motor Home Ordinance".

CARRIED

5 Ayes

0 Nays

CLEANING SERVICES

Moved by Trustee Miller and seconded by Trustee Banker approving the Superintendent of Public Works Dale Brooks hire ARC to do the initial cleaning for the Police Station, 121 North Main Street and the Village Office for a total cost of \$225.00. Mr Brooks will discuss with ARC different cleaning options to get the cost down for the weekly cleaning. Mr Brooks will ask the DPW cleaner if she is interested in cleaning those areas. If she's not interested, the Village will need to hire someone part time.

CARRIED

5 Ayes

0 Nays

AFD 31

Moved by Trustee Banker and seconded by Trustee Sheehan authorizing the Superintendent of Public Works Dale Brooks have AFD 31 fixed. The approximate cost is \$30,000.

CARRIED

5 Ayes

0 Nays

Mr Brooks is looking into financing the repair through Real Lease. He will provide the Board of Trustees with the details.

LADDER TRUCK

Moved by Trustee Banker and seconded by Trustee Riley authorizing the Superintendent of Public Works Dale Brooks to look into having the ladder truck looked at to see if the stabilizer beam assemblies are cracked. Pierce Manufacturing sent a bulletin out stating that there is a potential problem with the assemblies. Attorney Gavenda will send another letter to Nova Bus Inc inquiring about their company going through their own insurance carrier to cover the cost of the repair.

CARRIED

5 Ayes

0 Nays

EMPLOYEE RETIRING

Moved by Trustee Banker and seconded by Trustee Sheehan accepting Mr Edward Walczak Sr notification of his intentions to retire as MEO for the Department of Public Works on September 30, 2011. The Board of Trustees would like to thank Mr Walczak for his 26 years of service.

CARRIED

5 Ayes

0 Nays

EAST STATE ST PROJECT

Discussed the easements needed for the East State Street Storm/Road Project. The Department of Public Works will be doing the drainage this year.

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of July 13, 2011 meeting and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes 0 Nays

CORRESPONDENCE

Moved by Trustee Sheehan and seconded by Trustee Miller approving Glatfelter Insurance Group to perform an electrical/mechanical equipment testing service for the deep well pumps over 100hp per Chief Water Treatment Plant Operator Kevin Miller's recommendation.

CARRIED

5 Ayes 0 Nays

CORRESPONDENCE

Correspondence received from New York State Department of Environmental Conservation regarding transferring the administration of the Wastewater Treatment Plant Operator Certification to New York Water Environment Association.

CORRESPONDENCE

Correspondence received from New York State Homes and Community Renewal approving the Program Schedule Modification for the NYS CDBG Joint Municipal Pollution Control Facility Project.

ST MARYS LIQUOR LICENSE RENEWAL

The Board of Trustees received notification from the St Mary's Athletic Club Inc with their intentions of renewing their liquor license for 538 Moore Street.

RESIGNATIONS ACCEPTED

Moved by Trustee Banker and seconded by Trustee Miller accepting the resignations of Ms Andrea Rebeck and Mr Mathew Ballard from the Historic Preservation Commission effective immediately. The Board would like to thank Ms Rebeck and Mr Ballard for their years of service on the commission.

CARRIED

5 Ayes 0 Nays

HPC APPOINTMENT

Moved by Trustee Riley and seconded by Trustee Banker approving Mayor Theodorakos appointment of Mr Sanford A Church to the Historic Preservation Commission. Mr Church's term will expire on April 1, 2014.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session for litigation matters at 7:59 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Banker to come out of executive session at 8:19 PM.

CARRIED

5 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 8:20 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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August 18, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Thursday, August 18, 2011 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley and Kevin P Sheehan.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:03 PM.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session for personnel matters at 6:04 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Riley to come out of executive session at 7:00 PM.

CARRIED

4 Ayes 0 Nays

FIREFIIGHTERS GRANT

Moved by Trustee Sheehan and seconded by Trustee Riley to ask Stuart I Brown Associates to apply for the Assistance to Firefighters Grant for purchase of a new pumper on the condition that the Albion Fire Department is able to re-appropriate funds to pay for application.

CARRIED

4 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Banker that there being no further business, meeting is hereby adjourned at 7:20 PM.

CARRIED

4 Ayes 0 Nays

Minutes taken by Mayor Theodorakos
Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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August 24, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, August 24, 2011 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Jeannette Riley, Fred Miller, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance were Police Chief Roland Nenni, Sergeant Tim Boyer and Superintendent of Public Works Dale Brooks.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from the Cemetery Foreman Jason Zicari; Police Chief Roland Nenni; Code Enforcement Officer Ron Vendetti; Village Clerk-Treasurer Linda Babcock, Animal Control Officer Harry Papponetti, Superintendent of the Water Treatment Plant Kevin Miller and Superintendent of the Pollution Control Facility Aric Albright.

Discussed the recent water problem in the Police Station. The Board of Trustees agreed that the Police Department will need to relocate to the Board Room while their station is being redone. The testing for asbestos will be done on 8/25/11; with preliminary results 8/26/11; final results 8/30/11; written report 9/2/11. Superintendent of Public Works Dale Brooks will contact Siemens' to do an evaluation of the Police Station. Discussed the water problem in front of the police station and fire hall, the Department of Public Works is looking into what is causing the flooding.

The Village Clerk-Treasurer will check the availability of the second floor conference room at 121 North Main Street and the LGI Room at the Albion High School to temporarily hold all future Village meetings.

Discussed the pump on North Main Street that the Department of Transportation owns that didn't work properly causing major flooding on Main Street.

Discussed the sanitary sewer problem at 147 Clarendon Street. The Superintendent of Public Works Dale Brooks will check with the owner to see what reimbursement he is requesting. Also discussed having the owner going through his home owners insurance.

Discussed the water problem that Swan Library is having. Superintendent of Public Works Dale Brooks stated that putting a storm sewer in that area is in his plans for the future.

APPROVE CHATFIELD AGREEMENT FOR 121

Moved by Trustee Sheehan and seconded by Trustee Miller authorizing Mayor Theodorakos to sign the Engineering/Architectural Services Proposal with Chatfield Engineers PC for the Visitor's Center Roof and

Chimney Repair project in the amount of \$8,842.50.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Miller that in as much as each member received copies of the minutes of August 10, 2011 meeting and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OTTNEY AND MILLER

Moved by Trustee Riley and seconded by Trustee Miller approving payment to Ottney and Miller LS, PC for the survey of Railroad Street in the amount of \$795.00.

CARRIED

5 Ayes

0 Nays

APPROVED CHATFIELD AGREEMENT

Moved by Trustee Sheehan and seconded by Trustee Banker authorizing Mayor Theodorakos to sign the Engineering Service Agreement Amendment No 2 with Chatfield Engineers for the JMIPCF Improvement Project.

CARRIED

5 Ayes

0 Nays

SCHEDULED PUBLIC HEARING

Moved by Trustee Sheehan and seconded by Trustee Banker approving a Public Hearing be held on September 14, 2011 at 7:30 PM to consider changing the zoning of 465, 467 and 469 East State Street from R-1 to GC.

CARRIED

5 Ayes

0 Nays

APPROVED COMMUNITY DIRECTORY

Moved by Trustee Sheehan and seconded by Trustee Banker approving to place the ad listing the Village of Albion various department's telephone numbers in the Lake Country Pennysaver's Community Directory.

CARRIED

3 Ayes

2 Nays

Trustee Sheehan

Trustee

Miller

Trustee Banker

Trustee Riley

Mayor Theodorakos

WATER METERS

The Board of Trustees tabled the discussion on implementing a fee to replace water meters that are stolen/damaged. Superintendent of Public Works Dale Brooks will provide the Board of Trustees with the cost to replace one and/or both meters and the labor to install them for the September 14, 2011 meeting.

SPECIAL EVENTS PERMIT APPLICATION

The Board of Trustees tabled the approval of the "Special Event Permit Application" as submitted by Code Enforcement Officer Ron Vendetti until the September 14 meeting. They would like more time to review it.

CERT OF ELIGIBLES EXTENSION

Moved by Trustee Miller and seconded by Trustee Sheehan authorizing

Mayor Theodorakos to request from Orleans County Civil Service an extension on the return of the Certification of Eligible's List for Police Officer.

CARRIED

5 Ayes

0 Nays

APPROVE SALE OF WATER

Moved by Trustee Miller and seconded by Trustee Sheehan authorizing Mayor Theodorakos to sign the letter to Town of Carlton approving their request to supply them an approximate daily average of 11,808 gallons water for their water district extensions in the areas along Oak Orchard River Road, the Green Harbor area, Marsh Creek Road, Transit Road and Lakeshore Road.

CARRIED

5 Ayes

0 Nays

PAST DUE TAXES

Moved by Trustee Sheehan and seconded by Trustee Miller authorizing the one time forgiveness of the penalties/interest on the uncollected tax bills for the years 1993-1997 with the stipulation that the outstanding taxes need to be paid by May 31, 2012. Clerk-Treasurer will send letters to the owners informing them of the Board of Trustees decision.

CARRIED

5 Ayes

0 Nays

VACATION PAY

Moved by Trustee Riley and seconded by Trustee Miller to pay Mr Edward Walczak Sr, who is retiring September 29, 2011, his unused vacation June 1, 2012. Per union contract Mr Walczak should have submitted his intention of retiring to the Board of Trustees by April 1st so the funds could have been put in the budget.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Banker to adjourn to executive session for personnel matters at 8:44 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Miller to come out of executive session at 9:03 PM.

CARRIED

5 Ayes

0 Nays

BERGMANN AGREEMENT APPROVED

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the architectural/engineering agreement with Bergmann Associates for the Clarendon Street Bridge project, subject to the Clerk-Treasurer finding out how and when the Village will get reimbursed for any expenses they incurred. Also the Clerk-Treasurer will check with Bergmann Associates to see when the Village would start getting invoices from them.

CARRIED

5 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being

no further business, meeting is hereby adjourned at 9:07 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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583.66	62.19-3-3	Capwell, Thomas	1996-1997	\$
633.28	73.6-2-6	Vanderlaan, Richard	1993-1997	
\$3,072.59	73.6-5-68	Bennett, Pamela	1993-1996	
\$1,583.62	73.10-2-7	Vanderlaan, Richard	1993-1996	
\$4,223.38	73.11-1-50	Vanderlaan, Richard	1993-1997	
\$4,266.89				

CARRIED

5 Ayes 0 Nays

Code Enforcement Officer Ron Vendetti will meet with Orleans County Treasurer Susan Heard to discuss the in-rem procedure and how to get the Village involved in the parcels that go up for auction.

106 S CLINTON ST ASBESTOS ABATEMENT

The Board of Trustees tabled the approval of the low bidder for the asbestos abatement for 106 South Clinton Street. It will be readdressed at the September 14, 2011 meeting.

APPROVED RURAL DEVELOPMENT LETTER

Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Theodorakos to sign the letter to the US Department of Agriculture Rural Development regarding the Village of Albion being able to supply an adequate amount of water to the residents of the Town of Carlton.

CARRIED

5Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:10 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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June 15, 2011: Planning Board Meeting

Body:

**Village of Albion
Planning Board
June 15, 2011
MEETING MINUTES**

PRESENT: Members: Clifford Thom, John Andrews and Steven Watkins
Dan Gleason & Christine Marks (alternate)
Absent: Steve Corrigan
Also in attendance: CEO Ron Vendetti

Clifford Thom opened the meeting at 7:00 pm with the Pledge of Allegiance

APPROVAL Moved by Dan Gleason and seconded by Steve Watkins, that
OF in as much as each member received copies of the
minutes from

MINUTES the May 18, 2011 meeting and being that there were no errors or omissions, the minutes are hereby approved as submitted.

Motion passed unanimously

OVERLAY DISTRICT **CANAL** The board reviewed a suggested Zoning Amendment to accommodate water-oriented commercial uses in the "Canal Overlay" District. The discussion included both short and long term effects such an amendment would have on residential areas along the canal, uses that might be permitted by this change with a Special Use Permit, and other options available to resolve the Crooked Door's current situation at 469 East State Street. It was stated that Mr. Martillotta could not ask the Zoning Board for a variance because of a "self- created hardship". The Planning Board has already approved the parking lot in a residential area.

MOTION FOR ZONING CHANGE A motion was made by Steve Watkins, seconded by Chris Marks to make a recommendation to the Village Board that the zoning for the properties located at 465, 467 & 469 East State Street be changed from Residential (R1) to General Commercial (GC).

3 Ayes

1 Nay

1 Abstained

Gleason

Steven Watkins

John Andrews

Daniel

Christine Marks

Clifford Thom

Motion carried

GCASA GCASA has not submitted any of the requested revisions for their plan

NEXT The next regularly scheduled meeting will be held on Wednesday

MEETING July 20, 2011 at 7:00 pm

ADJOURN: A motion was made by Dan Gleason, seconded by John Andrews

that there being no further business, the meeting is hereby adjourned at 7:39 pm.

Motion passed unanimously

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August 17, 2011: Planning Board Meeting

Body:

**Village of Albion
Planning Board
August 17, 2011
MEETING MINUTES**

PRESENT: Members: Clifford Thom, John Andrews, Daniel Gleason & Steven Watkins
Absent: Steven Corrigan
Also in attendance: CEO Ron Vendetti

Clifford Thom opened the meeting at 7:00 pm with the Pledge of Allegiance

APPROVAL Moved by Dan Gleason and seconded by Steve Watkins, that
OF in as much as each member received copies of the minutes from

MINUTES the June 15, 2011 meeting and being that there were no errors or omissions, the minutes are hereby approved as submitted.

Motion passed unanimously

GCASA The board reviewed the recommendations made by Jason Foote of

FINAL SITE Chatfield Engineers for drainage at the GCASA site to be located at 249 East

PLAN Avenue. There was some concern that the issue of cleanouts and sumps

REVIEW might not be resolved. CEO Vendetti will check with the engineers and Superintendent of Public Works Dale Brooks to make sure everyone agrees on how to proceed with this issue.

A motion was made by Dan Gleason and seconded by Steve Watkins to accept

the final site plan for GCASA with the provision that all of the requirements of the DPW and Chatfield engineers are met.

Motion passed unanimously

KFC The board reviewed the site plan for a Kentucky Fried Chicken restaurant to go

SITE PLAN into plaza located at 172 South Main Street. Sandra Mancuso, architect,

REVIEW addressed the board on behalf of the property owners George and Madeline Hsaio. The board discussed the color choices, entries/exits, parking and signage for the new restaurant - as well as the entire plaza.

A motion was made by Dan Gleason and seconded by John Andrews to send the proposed site plan to the Orleans County Planning Board for

review.

Motion passed unanimously

CARE NET Marsha Rivers of Care Net submitted an application for a Special Use Permit
SPECIAL USE to re-locate their offices from 243 South Main Street to 111 West Avenue. LDC Albion Associates owns the property at 111 West Avenue and previously
PERMIT rented it to Orleans County EDA. Discussion followed.
A motion was made by John Andrews, seconded by Dan Gleason to send the application for a Special Use Permit to the Orleans County Planning Board for review.

Motion passed unanimously

NEXT The next regularly scheduled meeting will be held on Wednesday
MEETING September 21, 2011 at 7:00 pm
ADJOURN: A motion was made by Dan Gleason, seconded by Steve Watkins that there being no further business, the meeting is hereby adjourned at 7:38 pm.
Motion passed unanimously

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September 14, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, September 14, 2011 at 7:00 PM, at 121 North Main Street, Second Floor, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING 7:00PM

Mayor Theodorakos opened the Public Hearing to consider dedicating Railroad Street as a Village Street at 7:00 PM.

Mr Alan Austin asked how many more paper streets there are in the Village. Also discussed was how the Village would look at each paper street case by case.

Attorney Gavenda requested the Board of Trustees recess the Public Hearing until September 28, 2011.

RECESSED PUBLIC HEARING

Moved by Trustee Sheehan and seconded by Trustee Miller to recess the Public Hearing to consider dedication of Railroad Street as a Village Street, until September 28, 2011.

CARRIED

4 Ayes

0 Nays

RESIDENTS

Mr & Mrs Mark Parker addressed the Board of Trustees about the complaints they have in regards to the Code Enforcement Officer Ronald Vendetti. A court stenographer took minutes of the discussion.

RESIDENT

Tabled the request from residents Mr & Mrs Richard Moore for a break on the sewer portion of their water/sewer bill. The Board of Trustees would like the Water Maintenance worker to go into the home to see for a fact that the water didn't go into the sanitary sewer.

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Miller accepting the Treasurer's Report for August 2011.

CARRIED

4 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Miller and seconded by Trustee Sheehan that in as much as each member received copies of the minutes of August 18, 2011, August 24, 2011 and September 7, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Banker and seconded by Trustee Sheehan approving the payment of the following Village bills:

General Fund	voucher #10289	\$81,318.27
Water Fund	to #10511	\$15,846.32
Sewer Fund		\$10,700.93

CARRIED

4 Ayes 0 Nays

APPLICATIONS ACCEPTED

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

Highway Department - Joseph P Russo and Lee P Snyder

ACCEPT AFD MEMBERS

Moved by Trustee Sheehan and seconded by Trustee Banker accepting the following as new members into the Albion Fire Department:

Ferdinand R Piano and Carmen C Quatro

APPROVED PAYMENT AMATO, FOX & CO

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Amato, Fox and Company for the preparation of the June 1, 2010 to May 31, 2011 annual audit in the amount of \$6,000.00.

CARRIED

4 Ayes 0 Nays

PUBLIC HEARING 7:30 PM

Mayor Theodorakos opened the Public Hearing to consider changing the zoning from R-1 to General Commercial for 465, 467 and 469 East State Street at 7:30 PM.

Discussion on why all of the north side of East State Street between Brown Street and Community Action is not being re-zoned.

CLOSED PUBLIC HEARING

Moved by Trustee Miller and seconded by Trustee Sheehan that in as much as everyone who wished to speak regarding the consideration of changing the zoning from R-1 to General Commercial for 465, 467 and 469 East State Street were heard, the Public Hearing is hereby closed at 7:33 PM.

CARRIED

4 Ayes 0 Nays

LOCAL LAW #3

The following Local Law #3 was proposed by Trustee Banker who moved its adoption and seconded by Trustee Sheehan:

WHEREAS, a proposed Local Law No. 3 of the year 2011 for the purpose of amending the Village of Albion Zoning Map was presented to the Village Board of Trustees, and

WHEREAS, the Board of Trustees at a regular meeting of said Board held on August 24, 2011 did adopt a motion that a Public Hearing be held on the aforesaid proposed Local Law at 7:30 PM on September 14, 2011, at 121 North Main Street, Second Floor, Albion, New York, and that said notice thereof be published in the Medina Journal, the official newspaper of the Village of Albion at least seven days before September 14, 2011, and

WHEREAS, a notice of such Public Hearing was duly published in the Medina Journal on August 31, 2011, and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees at 121 North Main Street, Second Floor, Albion, New York at 7:30 PM on September 14, 2011, at which time, all were heard who wished to speak regarding said Local Law,

NOW THEREFORE BE IT RESOLVED, that the following Local Law be hereby made part of the code of the Village of Albion, New

York:

VILLAGE OF ALBION
LOCAL LAW NO. 3, 2011

BE IT ENACTED by the Village Board of Trustees of the Village of Albion, New York as follows:

Section 1) The Zoning Map of the Village of Albion provided for in Chapter 290 of the Code of the Village of Albion "Zoning" and Article IV entitled Establishment of Zoning Districts and Applicability of Regulations, Sub Section 290-21 entitled Zoning Map is hereby amended to change the zoning classification of the following described premises to General Commercial.

Premises described as 465 East State Street (Tax Map No. 73.7-2-16)

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Albion, Village of Albion, County of Orleans and State of New York, distinguished as being part of Lot 35, Township 15, Range 1 of the Holland Land Company's survey, so-called, bounded and described as follows:

BEGINNING at a point in the northerly bounds of East State Street at a distance of 80.28 feet westerly as measured along the northerly bounds of East State Street, from the westerly bounds of Brown Street Road; thence westerly along the northerly bounds of East State Street a distance of 41.00 feet to a point; thence northerly along a line forming an interior angle of 89° 07' 35" with the northerly bounds of East State Street, a distance of 202.88 feet to a point on the southerly bounds of lands, appropriated by the People of the State of New York for the New York Barge Canal; thence easterly along the southerly bounds of said canal lands a distance of 41.21 feet to a point; thence southerly along a line parallel with the second described course above a distance of 206.39 feet to the point or place of beginning and being in accordance with a survey map prepared by George L Miller, L.S. No. 12001 dated November 26, 1996.

Premises described as 467 East State Street (Tax Map No. 73.7-2-17)

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Albion, Village of Albion, County of Orleans and State of New York, being part of Lot 35, Township 15, Range 1, Holland Land Purchase, bounded and described as follows:

BEGINNING at a point on the north street line of East State Street, said point being 68.6 feet west of the center line of Brown Road; thence westerly along the north street line of East State Street, a distance of 43.60 feet to a point; thence northerly at an included angle of 89° 10' 05" a distance of 206.39 feet to a point on the south line of the New York State Barge Canal; thence easterly along the south line of the Canal property at an included angle of 95° 49' 50" a distance of 66.56 feet to a point; thence southerly at an included angle of 78° 5' 41" a distance of 213.72 feet to the point and place of beginning.

Premises described as 469 East State Street (Tax Map No. 73.7-2-18)

ALL THAT TRACT, PIECE OR PARCEL OF LAND, situate in the Town of Albion, Village of Albion, County of Orleans and State of New York, being part of Lot No. 35, Township 15, Range One, bounded and described as follows:

COMMENCING 43-6/10 feet east from the southwest corner of land owned by Martin Jagodsuiski in 1901 and deeded to him by William

Brignall and wife by deed dated March 26, 1901, and recorded in Orleans County Clerk's Office in Book 120 of Deeds at Page 569 on the north side of East State Street; thence east 68-6/10 feet to the center of Brown Street; thence north 404-56/100 feet to the center of the Erie Canal; thence west along the center of said canal 68-6/10 feet; thence south to the place of beginning.

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

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Banker and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

	JMIPCF Capital Improvement Plan	09-924-
12	\$13,614.40	
	JMIPCF Capital Improvement Plan	09-924P&S3
\$ 270.00		
	General Engineering Services	94-193-
166	\$ 197.50	
	Green Project Initiative	10-976-
18	\$ 357.50	
	Village Planning Board Services	98-330-
24	\$ 162.50	
	Meadowbrook Drive & Water Main Replacement	09-
951P&S4	\$ 12.50	

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT CHATFIELD BILL

Moved by Trustee Banker and seconded by Trustee Sheehan approving the following bill submitted by Chatfield Engineers to be paid:

	121 North Main Street Façade	08-888-
10	\$ 450.00	

CARRIED

3 Ayes 1 Nay
Trustee Banker Trustee

Miller

Trustee Sheehan
Mayor Theodorakos

APPROVED PAYMENT DONEGAN

Moved by Trustee Sheehan and seconded by Trustee Banker approving the following payments to Bernard P Donegan Inc for services rendered:

\$2,227.54	Sewer Lines	\$ 679.52	McKinstry Street Sewer
\$1,362.74	JMIPCF	<u>\$1,054.96</u>	McKinstry Street Road
		\$1,734.48	Meadowbrook Dr
Water		<u>\$ 838.60</u>	
\$4,428.88			
\$2,244.05	Sewer Lines	\$ 462.26	\$333,130 Bond Anticipation Note

JMIPCF \$ 429.00
CDU \$ 90.00
\$ 990.26

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT STUART BROWN

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Stuart I Brown Associates for services rendered for the Joint Municipal Industrial Pollution Control Facility (JMIPCF) Project in the amount of \$2,800.00.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT CAN AM

Moved by Trustee Sheehan and seconded by Trustee Miller approving payment to Can Am Environmental Safety in the amount of \$2,500.00 for the asbestos abatement project manual and bid specifications for 106 South Clinton Street and \$1,995.00 for the pre-renovation inspection, testing and final report for the Albion Police Station.

CARRIED

4 Ayes 0 Nays

APPROVED WATER METER FEE SCHEDULE

Moved by Trustee Banker and seconded by Trustee Sheehan approving the following fee schedule as recommended by Superintendent of Public Works Dale Brooks, for the cost to replace stolen/damaged meters:

\$190.00 - inside meter \$285.00 - both meters

CARRIED

4 Ayes 0 Nays

SPECIAL EVENTS APPLICATION

The Board of Trustees liked the Special Events Permit Application as submitted by Code Enforcement Officer Ronald Vendetti. It was discussed if there should be fees and noted that it's a work in progress and anyone who has suggestions should give them to Mr Vendetti.

ALBION EXEMPTS INC LIQUOR LICENSE

Received notification from the Albion Exempts, Inc with their intention of renewing their liquor license.

CEMETERY DEEDS APPROVED

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the following Cemetery Deeds:

Melody A DeCarlo	S.G. 394 and 395 Zephyr Avenue
C.W. Lattin	Lot 9 Ash Avenue C#1
Araceli Rodriguez	S.G. 30 Deerfield Avenue
Randy H Stearns	S.G. 526 Deerfield Avenue

CARRIED

4 Ayes 0 Nays

CEMETERY GHOST WALK

Moved by Trustee Miller and seconded by Trustee Banker approving Ms Sue Starkweather from Albion Central Schools, request to use Mount Albion Cemetery for a ghost walk Saturday October 15, 2011. Tour

times are 1-3PM and 6-9PM. The funds from the event will be donated to Mt Albion Cemetery to finish off the gazebo by putting a pergola on top. The Village Clerk-Treasurer will send the Special Events Permit application to Ms Starkweather which will need to be submitted prior to the event.

CARRIED

4 Ayes 0 Nays

UN-APPROPRIATED CAPITAL RESERVES FUND PROJECT

Moved by Trustee Sheehan and seconded by Trustee Banker authorizing funds from the un-appropriated Capital Reserve be used to renovate the Police Station. The Police Station sustained damage from a recent heavy rain. The amount is not to exceed \$20,000.

CARRIED

4 Ayes 0 Nays

CLEANER APPROVED

Moved by Mayor Theodorakos and seconded by Trustee Sheehan approving Superintendent of Public Works Dales Brooks request to hire ARC to clean the Village Office and 121 North Main Street buildings until May 31, 2011. The amount per month will be \$373.00 and is not to exceed what is left in the Village budget for cleaning.

CARRIED

4 Ayes 0 Nays

APPROVED MASON'S REQUEST

Moved by Trustee Sheehan and seconded by Trustee Banker approving the Mason's request to leave their trailer at Bullard Park for 4 to 5 weeks during the football season. The Mason's will provide proof of insurance with the Village of Albion being additionally named on it.

CARRIED

4 Ayes 0 Nays

RECREATION SUMMARY

Received a summary of the Recreation Meeting that was held on September 8, 2011 which details items that need to be addressed in the parks before the start of next year's program.

APPROVED PAYMENT TO OSBORN, REED & BURKE

Moved by Trustee Banker and seconded by Trustee Sheehan approving payment to Osborn, Reed & Burke LLP in the amount of \$231.00 for services rendered in August 2011.

CARRIED

4 Ayes 0 Nays

UN-APPROPRIATED CAPITAL RESERVES PROJECT

Moved by Trustee Sheehan and seconded by Trustee Miller to use \$4,500 of the un-appropriated Capital Reserve funds to repair the chimney, parapet wall, replace caps, dry-lock wall, tuck point front top section and rebuild back north corner of the Fire Department Building.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT TO M JESSMER

Moved by Trustee Sheehan and seconded by Trustee Miller approving payment to Michael Jessmer Masonry for work performed on the Fire Department Building in the amount of \$4,250.00.

CARRIED

4 Ayes 0 Nays

CHATFIELD CORRESPONDENCE

Received a correspondence from Chatfield Engineers PC with copies of

the "Close Out Documents" for the Sanitary Sewer Project.
CLARENDON STREET BRIDGE PROJECT

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos sign the engineering agreement with Bergmann Associates for the Clarendon Street Bridge Project. Also received a correspondence from NYSDOT regarding the Marchiselli reimbursement that the Village will be receiving.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Banker and seconded by Trustee Sheehan to adjourn to executive session for litigation matters at 8:12 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Banker to come out of executive session 8:52 PM.

CARRIED

4 Ayes 0 Nays

DISTRICT ATTORNEY

District Attorney Joseph Cardone and Chief Nenni were in attendance to discuss the Major Felony Crime Task Force. Orleans County sent a correspondence to the three Villages involved in the Task Force stating there will be a reduction in compensation to the Village's for the budget year 2012. The Village of Albion was getting reimbursed \$50,000 a year. Discuss:

* Getting the whole \$25,000 before June 1, that way it will not effect this year's

fiscal budget

* Doing a six month contract for 2012 instead of a year

* The Board of Trustees will discuss keeping an officer on the Task Force at

budget discussion for fiscal year June 1, 2011 to May 31, 2012

* Asked Mr Cardone to approach the Towns to ask them to pitch into helping fund the Task Force

* Scheduling a joint meeting with the representatives from the County

Legislatures and the other two Villages

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Banker to adjourn to executive session for litigation matters at 9:34 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Banker to come out of executive session 10:19 PM.

CARRIED

4 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 10:21 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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September 28, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, September 28, 2011 at 7:00 PM, at the Albion Fire Hall, Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

DEPT HEAD REPORTS

Albion Police Department -

The Board of Trustees discussed the Police Department switching their phones to Time Warner. The Board wants to make sure a land line isn't needed in case there's an emergency.

CERT OF ELIGIBLE'S LIST

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the Certificate of Eligible's List for Police Officer with no action taken per Police Chief Roland Nenni's recommendation.

CARRIED

5 Ayes

0 Nays

Department of Public Works -

Discussed when the brush pickup will be and how residents should be allowed to put it at the curb a couple of weeks before the pickup without getting a violation letter

APPROVAL TO SEND LETTER

Moved by Trustee Riley and seconded by Trustee Banker authorizing Attorney Gavenda work with the Superintendent of Public Works Dale Brooks to prepare a letter to NYSDOT regarding the cost the Village incurred when the pump on North Main Street did not work properly causing flooding at the Albion Police Station.

CARRIED

5 Ayes

0 Nays

Attorney Gavenda will contact three local realtors to see about listing the property the Village of Albion owns at 61 Brown Street

Discussion on the correspondence from NYS Office of Parks, Recreation and Historic Preservation regarding the Canal Grant for Carousel & Veterans Parks. The State wants the Village of Albion to advise them by October 31, 2011 the status of the following that needs to be completed for the grant by December 31, 2011:

Trees

A sidewalk outside on Caroline Street

A monument

Code Enforcement -

Noted that the number of permits is up from last month - 7 to 14 and there were 181 violation notices issued. Noted that there is painting going on throughout the Village.

DECLARED SURPLUS PROPERTY

Moved by Trustee Riley and seconded by Trustee Sheehan declaring the 1996 Ford - 1 Ton Stake Body as surplus property per Superintendent of Public Works Dale Brooks recommendation.

CARRIED

5 Ayes

0 Nays

Village Office -

Discussed putting a blurb regarding the new sewer rate on the water/sewer bills that will be mailed out in October. The increase will also be in the newsletter.

Water Treatment Plant -

Noted that the security system is coming along and is close to being done. Trustee Sheehan will discuss the overtime budget with the Superintendent of the Water Treatment Plant Kevin Miller.

Pollution Control Facility -

The Board of Trustees would like clarification from the Superintendent of the Pollution Control Facility Aric Albright as to what the reason was for the SPDES Permit exceeding iron as noted in his report.

PUBLIC HEARING

Moved by Trustee Sheehan and seconded by Trustee Banker to open the recessed Public Hearing from September 14, 2011 regarding dedication of Railroad Street as a Village Street.

CARRIED

5 Ayes

0 Nays

RECESSED PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Sheehan recessing the Public Hearing regarding dedication of Railroad Street as a Village Street until the October 26, 2011 Workshop Meeting per Attorney Gavenda's recommendation.

CARRIED

5 Ayes

0 Nays

ENHANCEMENTS TO THE ALBION VISITOR'S CENTER

Moved by Trustee Sheehan and seconded by Trustee Banker approving Chatfield Engineers recommendation to reject all bids for the Visitor's Center Rear Façade Project due to several key items missing from the bidding documents. They will look at re-bidding the project in December 2011 or January 2012.

CARRIED

5 Ayes

0 Nays

RESIDENT

Moved by Trustee Miller and seconded by Trustee Riley approving the request from residents Mr & Mrs Richard Moore for a break on the sewer portion of their water/sewer bill. The Water Maintenance worker confirmed that the water didn't go into the sanitary sewer. The Board of Trustees would like it to be a standard procedure for the water

department to go to the resident and verify the water didn't go into the sanitary sewer system before approving any future requests for breaks.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Miller and seconded by Trustee Banker that in as much as each member received copies of the minutes of September 14, 2011 and there being one error or omission, minutes are hereby approved as written with the following correction:

Page 1 Under Recessed Public Hearing - The motion was made by Trustee Sheehan

CARRIED

5 Ayes

0 Nays

APPROVED HEALTH DEPT PAYMENT

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to the Orleans County Health Department for them to review the plans of the Meadowbrook Drive Water Main Replacement Project in the amount of \$250.00.

CARRIED

5 Ayes

0 Nays

TOWN OF ALBION FIRE CONTRACT

Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Attorney Gavenda to draw up the Fire Contract with the Town of Albion. The terms will be for 5 years, include a built in escalator, retroactive back to January 1, 2011 and include a hardship clause, leaving the door open for the Village to renegotiate.

CARRIED

5 Ayes

0 Nays

The Board of Trustees discussed the Town of Gaines Fire Contract. Attorney Gavenda will review their current contract in regards to when the Village can increase the yearly amount charged to the Town of Gaines.

106 SOUTH CLINTON STREET

The Board of Trustees discussed the asbestos abatement for 106 S Clinton Street. Attorney Gavenda reported that 5 of the 6 surveys on Mr/Mrs James McCarthy's property are done and he is waiting for last one to be completed. Discuss what the next step should be. Attorney Gavenda will look into doing a Special Proceeding simultaneously with doing the asbestos removal. The Board of Trustees stated they need to discuss with the Superintendent of Public Works Dale Brooks when he feels his department could start the demolition and approximately how long it would take to tear the house down. The Board of Trustees will discuss accepting the low bid for the asbestos abatement for 106 S Clinton Street at the October 12, 2011 Regular Meeting.

NWFAVO MEETING

A correspondence was received from the Northwestern Frontier Association of Village Officials regarding the quarterly meeting that will be held on October 19, 2011.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session for personnel matters at 8:30 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session 10:09 PM.

CARRIED

5 Ayes 0 Nays

RE: EMPLOYEE

Moved by Trustee Miller and seconded by Trustee Sheehan authorizing Attorney Gavenda to not accept the offer from the employee's Attorney, but counter offered with 5 vacation days without pay, letter will stay in his file for five years and there will be a 72 hour turnaround time.

CARRIED

3 Ayes 1 Nay
Trustee Miller Trustee

Banker

Trustee Sheehan
Mayor Theodorakos 1 Abstained
Trustee Riley

APPROVED TOWN OF ALBION HOST AGREEMENT

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the Memorandum of Understanding between the Town of Albion and the Village of Albion regarding the Host Community Fee for 16 East Academy Street. The Village will be receiving \$2,046.48 from the Town of Albion for taxes due to the Village prior to the property being granted tax exempt status.

CARRIED

5 Ayes 0 Nays

EMPLOYEE REQUEST

Moved by Trustee Sheehan and seconded by Trustee Banker approving the employee's request to be paid his accrued sick days as according to the Union Contract agreement.

CARRIED

5 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 10:13 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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October 12, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, October 12, 2011 at 7:00 PM, at the Albion Fire Hall, Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

COVA

Representatives from COVA, Mr Gregg Marston, Ms Anna Tower and Attorney Mark Butler addressed the Board of Trustees regarding the company's financial challenges. Their presentation included an explanation of funds needed to continue, which states they would need \$236,078 from the municipalities. They will be sending information within the next couple of weeks asking the Board of Trustees for assistance in forming a Special District with the other municipalities in the area.

MRB GROUP-HOSPICE

Mr Pat Nicoletta from the MRB Group showed the proposed site plan for the new 8500 square foot facility HOSPICE intends on building in the Town of Albion.

Moved by Trustee Sheehan and seconded by Trustee Riley approving HOSPICE's request to tie into the Village's sanitary sewer pending approval from the Superintendent of the Pollution Control Plant Aric Albright. HOSPICE will install/maintain the pump station/forcemain and will need to adhere to the outside sewer user agreement.

CARRIED

5 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Banker accepting the Treasurer's Report for September 2011.

CARRIED

5 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Riley and seconded by Trustee Sheehan that in as much as each member received copies of the minutes of September 28, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Miller and seconded by Trustee Sheehan approving the

payment of the following Village bills:

General Fund	voucher #10562	\$36,603.39
Water Fund	to #10783	\$ 7,033.68
Sewer Fund		\$20,254.09

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

	JMPCF Capital Improvement Plan	09-924-
13	\$3,403.60	
	2007 Sanitary Sewer Improvements	06-
765P&S7	\$ 105.00	
	Visitor's Center Roof & Chimney Repairs	08-888-
11	\$6,242.50	

CARRIED

5 Ayes 0 Nays

APPROVED APD RENOVATION BILLS

Moved by Trustee Sheehan and seconded by Trustee Banker approving the payment of the following Albion Police Station emergency renovation invoices:

Albion Ace Hardware	\$ 296.82
CanAm Environmental Safety	\$1,437.00
Grant E Seaward PE	\$ 300.00
Suburban Electric	\$1,010.84
Volvo Rents	\$ 315.00

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT DONEGAN

Moved by Trustee Sheehan and seconded by Trustee Miller approving the following payments to Bernard P Donegan Inc for services rendered:

\$ 4,843.00 - Professional services for the EFC CWSRF STFP
\$10,957.00 - Professional services for the CWSRF LOAN

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT STUART BROWN

Moved by Trustee Riley and seconded by Trustee Miller approving payment to Stuart I Brown Associates for services rendered for the JMPCF Project in the amount of \$1,400.00.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT MCGILL

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Timothy McGill for services rendered for the Sanitary Sewer Project in the amount of \$5,099.17.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT HODGSON, RUSS

Moved by Trustee Sheehan and seconded by Trustee Banker approving payment to Hodgson, Russ Attorneys for Professional Services rendered

in June 2011 in the amount of \$416.80.

CARRIED

5 Ayes

0 Nays

APPROVED FIRST NIAGARA LEASE APPLICATION

Moved by Trustee Sheehan and seconded by Trustee Banker approving Mayor Theodorakos sign the municipal lease application through First Niagara Bank. The lease will be for 5 years and will cover the costly repairs to the two fire trucks.

CARRIED

5 Ayes

0 Nays

APPROVED SEMI-ANNUAL LABOR REPORT

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the "Semi-Annual Labor Standards Enforcement Report" as submitted by Stuart I Brown Associates for the Joint Municipal Industrial Pollution Control Facility.

CARRIED

5 Ayes

0 Nays

CORRESPONDENCE

The Board of Trustees received a correspondence from Glatfelter Insurance Group regarding the electrical/mechanical equipment infrared thermograph results and repair recommendations for the Water Treatment Plant and Pollution Control Plant. The Board of Trustees tabled informing them of the Village's plan of action until the October 26, 2011 Workshop Meeting. They need to discuss this with the Superintendent of the Water Treatment Plant Kevin Miller and the Superintendent of the Pollution Control Plant Aric Albright to see how they plan on addressing the recommendations.

CORRESPONDENCE

The Board of Trustees received a correspondence from New York State Homes and Community Renewal, regarding the \$600,000 for the Sanitary Sewer Project. The letter states that the Village of Albion has successfully met all contractual obligations therefore, the closeout of the NYS Community Development Block Grant has been approved.

APPROVED CROSSROADS LEASE

Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Attorney Gavenda to do a new lease for Crossroads Abstract for one year with a 2 ½% increase. Their current lease will expire on November 1, 2011.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT OF PUMPS FOR WTP

Moved by Trustee Sheehan and seconded by Trustee Banker approving the emergency purchase of three pumps from the Water Treatment Plant Capital Equipment Reserve Fund. RS Automation will be paid \$25,415.53 for services rendered.

CARRIED

5 Ayes

0 Nays

APPROVE USE OF UN-APPROPRIATED FUNDS

Moved by Trustee Miller and seconded by Trustee Sheehan approving to use an amount not to exceed \$7,000.00 from the un-appropriated Capital Reserves for the Village Office Building brick repairs.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT TO ECG

Moved by Trustee Sheehan and seconded by Trustee Riley approving payment to Environmental Construction Group for the asbestos removal at the Albion Police Station in the amount of \$1,990.00.

CARRIED

5 Ayes 0 Nays

APPROVED CARE NET REQUEST

Moved by Trustee Banker and seconded by Trustee Sheehan approving the request from Care Net to hold their annual Walk for Life fundraiser at Mount Albion Cemetery Saturday, October 15, 2011. The hours for the walk are 8:00 AM to 10:00 AM.

CARRIED

5 Ayes 0 Nays

APPROVED NEW POSITION

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos to sign the "New Duties Statement" creating a part time clerk position for the Police Department, per Chief Nenni's recommendation.

CARRIED

5 Ayes 0 Nays

REQUEST CERTIFICATION OF ELIGIBLE'S LIST

Moved by Trustee Miller and seconded by Trustee Riley authorizing Mayor Theodorakos to request the Certification of Eligible's List for part time office clerk, per Chief Nenni's request.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session for litigation matters at 8:00 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Miller to come out of executive session 8:32 PM.

CARRIED

5 Ayes 0 Nays

RESOLUTION REGARDING 106 S CLINTON ST

Moved by Mayor Theodorakos and seconded by Trustee Miller to commence a special proceeding under General Municipal Law to obtain personal judgments to enable the Village to recoup costs and expenses incurred in connection with all proceedings to remove, demolish, repair, or vacate premises commonly known as 106 South Clinton Street, Albion, New York, which have been determined to be unsafe and a public nuisance.

CARRIED

5 Ayes 0 Nays

ACCEPT BID

Moved by Trustee Sheehan and seconded by Trustee Riley to accept the low bid from Hazardous Removals of Rochester Inc for the asbestos abatement of 106 South Clinton Street, on the condition that they honor the old bid specs with no modifications. The Board of Trustees would like to know what the latest date would be that they can do the project for

the amount of \$17,200.00.

CARRIED

3 Ayes
Trustee Sheehan
Trustee Riley
Trustee Banker

2 Nays
Trustee
Mayor

Miller

Theodorakos

FIRE DEPT POLICIES

The Board of Trustees will discuss the policies for the Fire Department at the October 26, 2011 Workshop Meeting.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:51 PM.

CARRIED

5 Ayes
0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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October 26, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, October 26, 2011 at 7:00 PM, at the Albion Fire Hall, 108 Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Moved by Trustee Sheehan and seconded by Trustee Banker to open the recessed Public Hearing from September 28, 2011 regarding dedication of Railroad Street as a Village Street.

CARRIED

5 Ayes

0 Nays

RECESSED PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Sheehan recessing the Public Hearing regarding dedication of Railroad Street as a Village Street until the November 9, 2011 Regular Meeting per Attorney Gavenda's recommendation.

CARRIED

5 Ayes

0 Nays

DEPT HEAD REPORTS

The Board of Trustees received monthly reports from the Water Treatment Plant Superintendent Kevin Miller, Police Chief Roland Nenni, Department of Public Works Superintendent Dale Brooks, Cemetery Foreman Jason Zicari, Code Enforcement Officer Ronald Vendetti, Animal Control Officer Harry Papponetti, Pollution Control Plant Superintendent Aric Albright and Clerk-Treasurer Linda Babcock. Discussion on filing a claim with National Grid for the recent damage they caused at the Water Treatment Plant due to power outage they caused.

There was a discussion on where to place the two signs that need to go on the canal for the Parks Development Grant. The NYS Canal Authority states there will be a \$50.00 yearly fee to put the signs on their property.

APD PROJECT

Moved by Trustee Sheehan and seconded by Trustee Banker approving an additional \$44,500.00 to be used from the un-appropriated Capital Reserve for the emergency police station renovation project.

CARRIED

5 Ayes

0 Nays

There was a discussion on the Village Office computers and how they still aren't working like they should. There's a meeting with SYSTMS,

Code Enforcement Officer Ronald Vendetti and the Clerk Linda Babcock Thursday, October 27, 2011 to try and work out the problems.

APPROVED ADD'L FUNDS FOR PUMPS

Moved by Trustee Sheehan and seconded by Trustee Banker approving an additional \$29,206.45 to be used from the Water Treatment Plant Equipment Reserve for the balance owed for the emergency purchase of pumps.

CARRIED

5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Miller and seconded by Trustee Riley that in as much as each member received copies of the minutes of October 12, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes 0 Nays

MINISTRY OF CONCERN LEASE

The Board of Trustees received a correspondence from Genesee Orleans Ministry of Concern regarding their lease that is up January 1, 2012.

They are requesting to remove the Newport Room from their lease.

Moved by Trustee Riley and seconded by Trustee Sheehan approving the terms for the lease renewal for Genesee Orleans Ministry of Concern to be:

1 year 3% increase or 2 years 2 ½% increase per year and denied request to remove Newport Room from lease. Attorney Gavenda will have the new lease drawn up.

CARRIED

5 Ayes 0 Nays

CAN AM PAYMENT APPROVED

Moved by Trustee Riley and seconded by Trustee Sheehan approving CanAm Environmental to do the air monitoring of 106 South Clinton Street for a cost not to exceed \$595.00 per day.

CARRIED

3 Ayes 2 Nays

Trustee Riley Trustee

Miller

Trustee Sheehan Mayor

Theodorakos

Trustee Banker

SPECIAL PROCEEDING

Attorney Gavenda informed the Board of Trustees that he is working with Attorney Spitzer on the Special Proceeding to obtain a personal judgments which will enable the Village to recoup costs and expenses incurred in connection with all proceedings to remove, demolish, repair, or vacate premises commonly known as 106 South Clinton Street, Albion, New York, which have been determined to be unsafe and a public nuisance.

REGULAR MEETING TIME CHANGED

Moved by Trustee Miller and seconded by Trustee Sheehan to start the Regular Meeting scheduled for November 9, 2011 at 6:00 PM to discuss the recently filed grievance from the Village of Albion DPW Employees Association, also moved to cancel the Workshop Meeting for November

23, 2011.

CARRIED

5 Ayes

0 Nays

KENNEL CLUB DONATION

A correspondence was received from the Tonawanda Valley Kennel Club asking the Board of Trustees for suggestions as to what to designate their \$2,000.00 donation to for using Bullard Park for their annual dog show. The Board of Trustees agreed that the donation could be used towards Bullard Park repairs.

CORRESPONDENCED

A correspondence was received from Assemblyman Steve Hawley regarding the 2012 Local Government Conference he will be scheduling.

APPROVED LETTER OF SUPPORT

Moved by Trustee Banker and seconded by Trustee Sheehan approving Mayor Theodorakos to sign a letter of support to NYS Office of Parks, Recreation and Historic Preservation for the First United Methodist Church who is applying for a grant through the Preservation League of New York State.

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT JESSMER MASONRY

Moved by Trustee Miller and seconded by Trustee Riley approving payment to Michael Jessmer Masonry for repairs to the Village Office complex building in the amount of \$6,229.50.

CARRIED

5 Ayes

0 Nays

APPROVED LOW BID FOR ROOF

Moved by Trustee Riley and seconded by Trustee Sheehan approving the low bid per Chatfield Engineers recommendation, from Elmer W Davis for the 121 Roof Replacement Project in the amount of \$78,000.

CARRIED

5 Ayes

0 Nays

REQUEST

Trustee Sheehan will talk to Chief Nenni regarding having an officer at the intersection of Main Street and Park Street for the Holy Family Retreat event that will be coming up.

EXECUTIVE SESSION

Moved by Trustee Banker and seconded by Trustee Miller to adjourn to executive session for personnel matters at 8:50 PM.

CARRIED

5 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Miller to come out of executive session 9:28 PM.

CARRIED

5 Ayes

0 Nays

TOWN OF ALBION FIRE CONTRACT

Moved by Trustee Sheehan and seconded by Trustee Miller approving the following terms for the Town of Albion Fire Contract:

2011 0% increase

2012 going forward cost of living increase-not to be more than 5%

Attorney Gavenda will provide the new contract between the Village of Albion and the Town of Albion.

CARRIED

5 Ayes

0 Nays

EMPLOYEE ISSUE

Moved by Trustee Banker and seconded by Trustee Miller approving Attorney Gavenda to go forward with the arbitration for a specific employee.

CARRIED

4 Ayes

0 Nays

Trustee Banker

Trustee Miller

Trustee Sheehan

Mayor Theodorakos

1 Abstained

Trustee Riley

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:35 PM.

CARRIED

5 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock

Clerk-Treasurer

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November 09, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, November 9, 2011 at 7:00 PM, at the Albion Fire Hall, 108 Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Also in attendance were Mr Robert Ballard, Mr James Pahura, Mr Brad Rouse and Mr Jeff VanNostrand representing the Village of Albion DPW Employees Association.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

EXECUTIVE SESSION

Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session for personnel matters at 6:03 PM.

CARRIED

5 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session 6:45 PM.

CARRIED

5 Ayes 0 Nays

DEPT HEAD

The Board of Trustees discussed with Chief Nenni the hiring of a new police officer that hasn't gone through the academy yet. Discussion on opening up the union contract to add language about recouping cost for the academy/salary, if the Village pays to put an officer through the academy and they leave within a certain time frame.

PUBLIC HEARING

Mayor Theodorakos opened the Public Hearing to consider dedicating Railroad Street as a Village Street at 7:03 PM.

RECESSED PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Sheehan recessing the Public Hearing regarding dedication of Railroad Street as a Village Street until the December 14, 2011 Regular Meeting per Attorney Gavenda's recommendation.

CARRIED

5 Ayes 0 Nays

AMSA

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

WHEREAS, Preserve America is a White House initiative developed in cooperation with the Advisory Council on Historic

Preservation, the U.S. Department of the Interior, and the U.S. Department of Commerce; and

WHEREAS, the goals of this initiative include a greater shared knowledge about our Nation's past, strengthened regional identities and local pride, increased local participation in preserving the country's irreplaceable cultural and natural heritage assets, and support for the economic vitality of communities; and

WHEREAS, this initiative is compatible with our community's interests and goals related to historic preservation; and

WHEREAS, designation as a Preserve America Community will improve our community's ability to protect and promote its historical resources;

NOW THEREFORE BE IT RESOLVED, that the Village of Albion Board of Trustees will apply for the designation of Albion, NY as a Preserve America Community; and

BE IT FURTHER RESOLVED, that Village of Albion Board of Trustees will protect and celebrate our heritage, use our historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

CARRIED

5 Ayes 0 Nays

Ms Olson will write the application, which will provide a road sign announcing the Village of Albion status as a Preserve America Community, at no cost. Ms Olson introduced the new Western Erie Canal Alliance Main Street Regional Coordinator, Ms Roxanne Kise. Ms Kise provided the Board of Trustees with a pamphlet outlining what the Western Erie Canal Main Street Program is about.

AFLAC

Mr Joel DeCory from Aflac provided the Board of Trustees with information regarding coverage additional to the Village's health insurance. There would be no cost to the Village for offering the policy to the employees. Trustee Sheehan and Trustee Riley will meet with Mr DeCory to get more details.

ACCEPT TREASURERS REPORT

Moved by Trustee Sheehan and seconded by Trustee Banker accepting the Treasurer's Report for October 2011.

CARRIED

5 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Riley that in as much as each member received copies of the minutes of October 26, 2011 and there being no errors or omissions, minutes are hereby approved as written.

CARRIED

5 Ayes 0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Riley and seconded by Trustee Banker approving the payment of the following Village bills:

General Fund	voucher #10832	\$109,956.58
Water Fund	to #11016	\$ 16,473.83

Sewer Fund

\$

11,113.82

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

General Engineering Services 94-193-167

\$ 113.00

Visitor's Center Roof & Chimney Repairs 11-1018-2 \$

260.00

Visitor's Center Roof & Chimney Repairs 11-1018P&S1 \$

340.50

JMIPCF Capital Improvement Plan 09-924-14

\$1,701.80

CARRIED

5 Ayes

0 Nays

APPROVED APD RENOVATION BILLS

Moved by Trustee Sheehan and seconded by Trustee Miller approving the payment of the following Albion Police Station emergency renovation invoices:

Albion Ace Hardware \$ 181.56

C & M Sheet Metal Inc \$1,835.54

CanAm Environmental Safety \$ 750.00

Home Depot \$ 49.00

M&T Heating, Plumbing & A/C Ser \$5,793.00

Stockham Lumber \$ 920.20

Suburban Electric \$4,715.61

VP Supply Corporation \$ 533.07

Volvo Rents \$ 23.65

CARRIED

5 Ayes

0 Nays

APPROVED PAYMENT DONEGAN

Moved by Trustee Riley and seconded by Trustee Miller approving the following payments to Bernard P Donegan Inc for services rendered:

EFC CWSRF STFP Bond Anticipation Note \$5,024.00

Sewer Lines \$3,020.05

JMIPCF \$1,496.79

Fire Truck \$ 132.00

\$4,648.84

CARRIED

5 Ayes

0 Nays

CEMETERY DEEDS APPROVED

Moved by Trustee Riley and seconded by Trustee Sheehan approving

Mayor Theodorakos to sign the following Cemetery Deeds:

Carrie Crockett S.G. 398 Zephyr Avenue

Kevin Graham S.G. 231 and 232 Deerfield

Avenue

Pamela Lynch #100 Ashwood Way

CARRIED

5 Ayes

0 Nays

APPROVED UNPAID TAXES TO COUNTY

Moved by Trustee Sheehan and seconded by Trustee Banker approving the following unpaid Village taxes for the fiscal year June 1, 2011 to May 31, 2012 be transferred to Orleans County:

<u>TAX MAP #</u>	<u>LOCATION</u>	<u>OWNER</u>
<u>AMOUNT</u>		
62.18-2-23	228 Ingersoll St	Scurry,
John	\$1,153.96	
62.18-2-25	55 Caroline St	Martin,
Dorothy	\$1,192.13	
62.18-2-29	209 N Main St	Button,
Jamie	\$ 756.58	
62.18-2-34	23 Caroline St	Hughson,
David	\$1,199.08	
62.18-2-42	88 Caroline St	Becker, Howard
	\$1,069.31	
62.18-2-43	152 Ingersoll St	Lutes,
Noel	\$1,063.68	
62.18-2-47.1	68 Caroline St	Lake, Douglas
M	\$1,015.14	
62.18-2-53	Caroline St	Hughson,
Robert	\$ 34.71	
62.18-2-71	214 N Main St	DeFilipps,
Jodi	\$1,331.01	
62.18-3-10	25 Erie St	Mulka, Pamela
S	\$1,502.75	
62.18-3-24	111 McClelland St	McCarthy,
James	\$ 433.82	
62.18-3-32	McClelland St	Miller,
Timothy	\$ 298.46	
62.18-3-34	201 Caroline St	Henderson, Barbara
J	\$ 917.97	
62.18-3-39	154 Caroline St	Coville,
Susan	\$ 928.37	
62.18-3-55	149 Caroline St	Judd,
Bruce	\$1,171.31	
62.19-2-4	225 Caroline St	Basis Assets
Corp	\$ 347.06	
<u>TAX MAP #</u>	<u>LOCATION</u>	<u>OWNER</u>
<u>AMOUNT</u>		
62.19-2-5	229 Caroline St	Allen,
Alvin	\$ 694.11	
62.19-2-17	333 Caroline St	Henderson, Barbara
J	\$ 763.52	
62.19-2-23	68 Brown St	Ballard,
Robert	\$1,061.99	
62.19-2-49.1	206 Caroline St	Sanborn, Davette
M	\$1,495.81	
62.19-3-3	101 Brown St	Capwell,
Thomas	\$ 565.70	
62.19-3-26	North Joseph St	Harding,
Kevin	\$ 86.76	
62.19-3-30.1	106 N Joseph St	Rushing, Robert
Timothy	\$ 182.20	

62.20-2-5	Knapp St	Pawlaczyk,
Lucy	\$ 758.12	
62.20-2-25	Joseph St	VanSkiver, Vance
L	\$ 20.82	
62.20-2-26	Joseph St	VanSkiver, Vance
L	\$ 20.82	
62.20-2-27	Joseph St	VanSkiver, Vance
L	\$ 20.82	
62.20-2-28	Joseph St	VanSkiver, Vance
L	\$ 20.82	
62.20-2-29	Joseph St	VanSkiver, Vance
L	\$ 20.82	
62.20-2-58	611 Moore St	Clark,
Tommie	\$ 668.08	
73.5-1-7	409 W State St	Family
Halstead	\$1,419.46	
73.5-1-14	20 West St	US Bank National
Assoc	\$1,068.93	
73.5-1-18	339 W Bank St	Stritzinger, Peter
J	\$ 756.85	
73.5-2-9	328 W Bank St	Ostrowski, Paul
D	\$ 940.52	
73.5-2-10	324 W Bank St	Palacios, Jose
	\$1,317.08	
73.5-2-27	28 N Clinton St	Friedl,
Marla	\$1,598.79	
73.5-2-42	15 W Academy St	Dixon, Ralph
Jr	\$1,202.55	
73.5-2-48	313 W State St	Miller,
Clark	\$1,013.41	
73.5-2-57	343 W State St	Colonna,
Richard	\$ 973.49	
73.5-3-18	318 W Park St	Colonna,
David	\$1,326.84	
73.5-3-23	112 W Academy St	Stratton,
Jay	\$1,343.11	
73.5-3-29	130 W Academy St	Murphy,
Roy	\$ 999.52	
73.5-3-44	118 Day St	Stephens,
William	\$ 745.78	
73.5-3-45	120 Day St	Prest,
Deborah	\$ 737.49	
73.5-3-53	241 Washington St	Parker,
Lilly	\$ 959.61	
73.5-4-1.131	440 W State St	Webster,
Hazel	\$ 720.14	
73.5-4-20	330 W State St	Pike,
David	\$1,206.02	
73.5-4-24.1	318 W State St	Diaz,
Luis	\$ 886.73	
73.5-4-24.2	W State St	McNeil, Latonya
C	\$ 3.47	
73.5-4-30	8 W Academy St	Theodorakos, James T \$
614.52		

Roy	73.5-4-46	345 W Park St	Reid,
		\$ 907.56	
Jack	73.6-2-1	134 W Bank St	Shaw,
		\$ 951.90	
Richard	73.6-2-6	48 N Liberty St	Vanderlaan,
		\$ 865.91	
Joseph	73.6-2-32	21 W Park St	Furness,
		\$1,176.52	
M	73.6-2-52	105 W State St	Bourke, Christopher
		\$1,148.75	
Donna	73.6-2-54.1	109 W State St	Verhagen,
		\$ 802.43	
Lora	73.6-3-5	115 E Bank St	Laine,
		\$ 832.93	
Lora	73.6-3-6	125 E Bank St	Laine,
		\$ 149.23	
J	73.6-3-9	139 E Bank St	Hamza, Jerold
		\$1,486.54	
Michael	73.6-3-17	241 E Bank St	Mack,
		\$ 442.50	
Frank	73.6-3-18	247 E Bank St	Mack,
		\$ 97.17	
Frank	73.6-3-19	251 E Bank St	Mack,
		\$ 275.91	
M	73.6-3-20	255 E Bank St	Fitzak, John
		\$ 659.41	
Dale	73.6-3-25	311 E State St	Schleede,
		\$ 324.99	
	73.6-3-40	219 E State St	St John, Brandon
		\$ 694.11	
Corey	73.6-3-63	59 N Main St	Black,
		\$1,185.20	
LLC	73.6-3-64	12 E Bank St	Park Place Dev
		\$ 694.11	
Phillip	73.6-3-74	102 E Bank St	Cote, Marcel
		\$ 816.74	
M	73.6-3-84	222 E Bank St	McClary, Steven
		\$1,748.38	
Brandon	73.6-3-86	230 E Bank St	Breuilly,
		\$ 642.05	
Marcia	73.6-4-34	257 E Park St	Bowles,
		\$ 952.67	
Lisa	73.6-4-40	239 E Park St	Kingsbury,
		\$1,056.79	
Charles	73.6-5-3	224 E Park St	Northrop,
		\$ 973.49	
	73.6-5-24	128 McKinstry St	Home Buyer Funding LLC
		\$1,252.28	
S	73.6-5-25	132 McKinstry St	Kinsey, Deborah
		\$ 734.03	
Brian	73.6-5-28	252 Chamberlain St	Patronski,
		\$ 794.76	
	<u>TAX MAP #</u>	<u>LOCATION</u>	<u>OWNER</u>
	<u>AMOUNT</u>		

S	73.6-5-29	246 Chamberlain St	Thering, Gail
	\$ 704.52		
Tia	73.6-5-32	226 Chamberlain St	Lusk,
	\$ 536.20		
Rene	73.6-5-34	214 Chamberlain St	Whittier,
	\$ 560.50		
Patricia	73.6-5-36	204 Chamberlain St	Hamilton,
	\$ 555.29		
Jamie	73.6-5-38	127 Temperance St	Rotoli,
	\$ 452.91		
Barbara	73.6-5-47	107 Temperance St	Cain,
	\$ 468.53		
	73.6-5-55	105 Reynolds St	Greer, Andrea
	\$ 798.23		
Joseph	73.6-5-61	261 Chamberlain St	Schafer,
	\$1,006.46		
Pamela	73.6-5-68	235 Chamberlain St	Bennett,
	\$1,060.83		
Scott	73.6-5-75	116 Herrick St	Bradshaw,
	\$ 884.99		
J	73.6-6-8	124 E Park St	Dexter, Pamela
	\$ 765.26		
C	73.6-6-22	Chamberlain St	Moody, Michael
	\$ 260.29		
C	73.6-6-23.1	49 Chamberlain St	Moody, Michael
	\$ 569.18		
J	73.6-6-24.1	147 S Main St	Kitanik, Nancy
	\$ 846.82		
Clifford	73.6-6-41	125 Platt St	Thom,
	\$1,105.37		
James	73.6-7-12	34 S Clinton St	Theodorakos,
	\$1,324.02		
	73.6-7-13	106 S Clinton St	McCarthy, James
	\$49,023.72		
Housing	73.6-7-15	138 W Park St	Rural
	\$ 694.11		
Sherry	73.6-7-20	118 Liberty St	Osborn,
	\$1,110.58		
Jr	73.6-7-21	104 Beaver St	Hunt, Charles H
	\$ 997.20		
	73.6-7-22	14 Beaver St	Lutes, Noel
	\$ 978.70		
	73.6-7-23	12 Beaver St	Hildreth, Eva
	\$ 927.83		
James	73.6-7-24	122 S Main St	Theodorakos,
	\$2,429.39		
M	73.6-7-33	141 S Clinton St	Russo, Nicholas
	\$ 624.70		
LLC	73.6-7-36	136 S Clinton St	Albion Enterprises
	\$ 876.32		
	73.6-7-39	105 Washington St	Ryan, Richard L
	\$ 889.27		
William	73.6-7-45	127 Washington St	Wittman,
	\$ 347.06		

	73.6-7-54	107 W Academy St	Yoder, Stephen
\$	902.35		
	73.6-7-70	218 W Park St	Parker,
Mark		\$ 855.50	
	73.6-7-77	106 Beaver St	Hunt, Charles H
Jr	\$ 879.78		
	73.6-7-80	134 Liberty St	Vandegenachte,
Daniel	\$1,501.58		
	73.6-7-81	136 Liberty St	Vandegenachte,
Daniel	\$1,328.06		
	73.6-7-85	110 Beaver St	Holt, Rubye
\$	980.39		
	73.7-1-36	330 E Park St	DeHuller,
Robert	\$1,263.86		
	73.7-2-3	331 E State St	Kuyal,
Gary	\$1,506.99		
	73.7-2-11	443 E State St	Roach, Rose
Marie	\$ 753.11		
	73.7-2-55	129 Clarendon St	Gilbert,
Duckett	\$2,871.67		
	73.7-2-61	1 Clarendon St	Lamb Assoc of
WNY LLC	\$ 780.88		
	73.7-2-62.2	E State St	Walls,
Jerry	\$ 85.03		
	73.8-1-17	669 E State St	Parker,
Kevin	\$ 725.35		
	73.9-1-3	Washington St	Mietlicki,
Christine	\$ 225.59		
	73.9-1-15	240 Washington St	Blackmon,
George	\$ 954.40		
	73.9-1-26	321 W Ave	Bourke, Christopher
M	\$ 590.00		
	73.9-1-28	206 Hamilton St	Colonna,
Richard	\$3,107.88		
	73.9-1-47	431 W Avenue	Cox,
William	\$ 786.09		
	73.9-2-10	124 Washington St	Vanderlaan,
Richard	\$ 900.61		
	73.9-2-11	120 Washington St	Vanderlaan,
Richard	\$ 52.06		
	73.9-2-12	W Academy St	Savage, David
A	\$ 448.27		
	73.9-2-14	112 Washington St	Moore,
Pamela	\$ 919.70		
	73.10-1-60	27 W Ave	Parker, Mark
E	\$ 938.78		
	73.10-2-17	232 E Ave	Ames,
Steven	\$1,061.99		
	73.10-2-75	50 Meadowbrook Dr	McCarthy,
James	\$1,388.22		
	73.11-1-32	203 Clarendon St	Foos,
John	\$1,837.66		
	73.11-1-41	426 E Ave	Parker,
Lyle	\$1,204.29		

	73.11-1-50.1	327 E Ave	Vanderlaan,
Richard	\$1,341.38		
	73.11-1-52	315 E Ave	Mosher, Virginia
L	\$ 1,697.29		
	73.13-1-2.12	Allen Rd	Page,
John	\$ 204.77		
	73.13-1-7	344 Hamilton St	Rushing,
Robert	\$2,163.68		
	73.13-1-8.1	305 Allen Rd	Tiny Shoes Child
Care	\$3,062.77		
	73.23-1-2	125 Liberty St	Theodorakos,
James	\$ 277.64		
	<u>TAX MAP #</u>	<u>LOCATION</u>	<u>OWNER</u>
	<u>AMOUNT</u> 73.23-1-8	132 N Main St	Theodorakos,
James	\$ 780.88		
	73.23-1-19	17 E Bank St	Gates, David
J	\$ 898.88		
	73.23-1-40	117 W Bank St	McCarthy,
James	\$ 883.26		
	62.15-1-2	23 Lydun Dr	Abron,
Willie	\$1,192.13		
	62.15-1-4	28 Lydun Dr	Green, Frances
L	\$1,089.76		
	62.15-1-7	3 Lydun Dr	Lipscomb,
AJ	\$1,185.20		
	62.15-1-14	35 Brown St	McDonald,
Roberta	\$1,365.66		
	62.15-1-21	40 Lydun Dr	Washington, Rosa
L	\$1,214.70		
	62.15-1-23	42 Lydun Dr	Scott,
Robert	\$1,301.46		
	62.19-1-23	127 Brown St	Jones, Benjamin
C	\$1,070.66		
	62.19-1-24	125 Brown St	Dingman, Charles M
III	\$1,048.58		
	62.19-1-43	228 Linwood Ave	Whittier, Hylan
R	\$1,561.75		
	62.19-1-46	218 Linwood Ave	McCarthy, James
M	\$2,205.54		

CARRIED

5 Ayes 0 Nays

CIVIL SERVICE EXTENSION APPROVED

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Theodorakos request an extension on the return date for the Orleans County Civil Service Certification of Eligible's List for part time clerk.

CARRIED

5 Ayes 0 Nays

MEMBER ITEM FUNDS

Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Theodorakos to sign the Contract Documents for the \$14,000 member item awarded funds. The funds are to be used towards helping with operating assistance in the Village Office. The Clerk-Treasurer will

get the documents ready and list what the funds will be used for.

CARRIED

5 Ayes

0 Nays

LIQUOR LICENSE RENEWAL

Received notification from The Shamrock with their intention of renewing the liquor license for 56 North Main Street.

TONAWANDA KENNEL CLUB REQUEST

Moved by Trustee Banker and seconded by Trustee Sheehan approving the request from the Tonawanda Valley Kennel Club for permission to use Bullard Park for their annual dog show September 1 and September 2, 2012. Also approved them to begin setting up for the show starting Tuesday, August 28, 2012. The Clerk-Treasurer will send them the Special Event Permit Application they will need to complete to use Bullard Park.

CARRIED

5 Ayes

0 Nays

DOUBLE Q AGILITY REQUEST

Moved by Trustee Banker and seconded by Trustee Sheehan approving the request from the Double Q Agility Club of Western New York for permission to use Bullard Park for their annual dog show July 20, 2012 through July 22, 2012. The Clerk-Treasurer will send them the Special Event Permit Application they will need to complete to use Bullard Park.

CARRIED

5 Ayes

0 Nays

CORRESPONDENCE

Correspondence received from Glacial New Biz regarding energy savings. Trustee Sheehan will check on the services they offer.

SKATE PARK RECOMMENDATION

Received a correspondence from Ms Kim Remley regarding the Skate Park at Bullard Park. The Board of Trustees discussed how to use the following donations for Bullard Park: \$6000 from the Town of Albion and \$2,000 from the Tonawanda Valley Kennel Club.

Moved by Trustee Sheehan and seconded by Trustee Banker to use the \$2,000 donation from the Tonawanda Kennel Club towards the picnic table in the Skate Park along with the \$300.00 payable from last year. The balance needed is around \$200.00. Also, approved the \$6,000 from the Town of Albion to be used for park improvements in Bullard Park on whatever is needed the most.

CARRIED

3 Ayes

2 Nays

Trustee Sheehan

Trustee Riley

Trustee Banker

Trustee

Miller

Mayor Theodorakos

Trustee Riley and Trustee Miller would like to see the whole \$8,000 go towards improvements at Bullard Park.

APPROVED FIRE DEPT MEMBER

Moved by Trustee Sheehan and seconded by Trustee Banker accepting Zachery Andrews as a new member into the Albion Fire Department.

CARRIED

5 Ayes 0 Nays

The Board of Trustees suspended the due date for the return of the policies from the AFD members. Trustee Sheehan and Attorney Gavenda will be meeting with them to see what questions/issues they have about the policies.

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:22 PM.

CARRIED

5 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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September 21, 2011: Planning Board

Body:

**Village of Albion
Planning Board
September 21, 2011
MEETING MINUTES**

PRESENT: Members: John Andrews, Daniel Gleason , Steven Watkins
Steven Corrigan and Chris Buongiorne
Also in attendance: CEO Ron Vendetti

Dan Gleason opened the meeting at 7:00 pm with the Pledge of Allegiance

APPROVAL Moved by John Andrews and seconded by Steve Watkins, that
OF in as much as each member received copies of the minutes from

MINUTES the August 17, 2011 meeting and being that there were no errors or omissions, the minutes are hereby approved as submitted.

Motion passed unanimously

CARENET A motion was made by Steve Watkins, seconded by John Andrews to

SPECIAL grant a Special Use Permit to CareNet. They are re-locating their offices

USE PERMIT to 111 West Avenue.

Motion passed unanimously

KFC A motion was made by Steve Corrigan, seconded by John Andrews to

FINAL SITE approve the final site plan for Kentucky Fried Chicken at 172 South Main

PLAN Street with the following provisions:

- There will be 2 monument signs allowed for the entire plaza. The property owner will need to obtain the variances and permits for these signs.
- Each store within the plaza will be allowed 1 sign - following current regulations of 1 square foot for each linear foot of store frontage.
- **All** loading and unloading for all plaza stores will be done in the rear of the plaza.

Motion passed unanimously

NEXT The next regularly scheduled meeting will be held on Wednesday

MEETING October 19, 2011 at 7:00 pm

ADJOURN: A motion was made by Steve Watkins, seconded by John Andrews

that there being no further business, the meeting is hereby adjourned at 7:28 pm.

Motion passed unanimously

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October 06, 2011: Historic Preservation Commission

Body:

VILLAGE OF ALBION
HISTORIC PRESERVATION COMMISSION

October 6, 2011

Public Hearing & Meeting Minutes

Commission Members: Jordan Bonafede, Mary Anne Braunbach, Aric Albright, Sanford Church, Richard Nenni & Linda Smith

Also in attendance: CEO Vendetti

The meeting was called to order at 7:03 pm by Jordan, the Pledge of Allegiance and member introductions followed.

Jordan gave a brief overview of the need for a historic district and an explanation of the proposed district map. The Certificate of Appropriateness application was also reviewed.

PUBLIC HEARING A motion was made by Mary Anne, seconded by Linda to open the

OPENED: public hearing regarding the proposed historic district at 7:15 pm.

Motion passed unanimously

Public Comment:

Amy Sidari (28B West Bank Street): requesting

that her building

not be included in the Historic District. The building

is cinder block

with steel doors and vinyl windows and is of no

significant historic

value to the district.

Tom & Linda Gerhardy (113 South Main Street):

The Gerhardys do

not want their property included in the district due

to the composure

of the building and its current use as residential

property.

They also feel property owners should be allowed

to replace

wooden windows with vinyl.

Vincent Navarra (10 & 20 North Main Street): Mr.

Navarra stated

that replacement windows of any kind should be allowed due to the cost burden property owners might incur. He stated that historic regulations have hurt the downtown property owners in the past.

Michael Bonafede (114-120 North Main Street): Mr. Bonafede supports the proposed district. He feels that the HPC provides protection to property owners and provides them with resources that they might not have if they were not included in the district.

(see attached letter submitted for public record).

Ms. Brenda Bierdeman (27 South Platt Street):

Ms Bierdeman

has no objection to being included in the district.

She expressed

some concern about the vacant lot next to her property and what restrictions might be placed on it in the future if it were included in the district.

Frank Corso (16-28 East Bank Street): Mr. Corso

does not feel his

buildings are of historic value. He expressed his

concern over the

expense involved in maintaining the buildings with

the additional

historic regulations.

Correspondence: Mary Anne read

correspondence received from

Tom & Linda Gerhardy (113 South Main Street)

and Phil Greaser

(31 East State Street).

PUBLIC HEARING A motion was made by Mary Anne, seconded by Linda that

CLOSED

in as much as everyone present who wished to

speak was heard,

the public hearing be closed at 7:51 pm.

Motion passed unanimously

There was a brief recess, meeting reconvened at 8:12 pm.

APPROVE

A motion was made by Mary Anne, seconded by

Linda to approve the agenda with the following addition:

- Add : "vacancy on HPC" to new business for discussion

Motion passed unanimously

MINUTES

A motion was made by Linda, seconded by Aric to

approve

APPROVED

the minutes of the September 1, 2011 meeting as

written.

Motion passed unanimously

NEW

HPC Vacancy: There is currently one vacancy on

the HPC.

BUSINESS:

The vacancy requirement (according to Chapter

173) is for an

architect. If the search for an architect is

exhausted then the

remaining criteria for a seat on the commission will

be followed.

Anyone interested should submit a letter of interest

to the mayor.

AGENDA

**COA
30 W PARK ST**

A Certificate of Appropriateness application was submitted by the First Baptist Church located 30 West Park Street. The application is for an exterior upgrade to a rear entryway. The request is to replace the existing T-111 with brick.

A motion was made by Sandy, seconded by Richard to approve the COA application for 30 West Park Street.
Motion passed unanimously

**COA
submitted by
120 N. MAIN ST
120 North**

A Certificate of Appropriateness application was submitted by Michael Bonafede for a sign for a new business at

120 North Main Street. The new business name will be painted on an existing sign.

A motion was made by Sandy, seconded by Richard to approve the COA application for a sign at 120 North Main Street.

Motion carried 5 - Ayes 1 Abstain (Jordan Bonafede)

**COA
submitted by
28 W. BANK ST**

A certificate of Appropriateness application was submitted by Amy Sidari for a new roof at 28 West Bank Street.

Anne to table the COA application for a roof at 28 West Bank Street.

A motion was made by Sandy, seconded by Mary Anne to table the COA application for a roof at 28 West Bank Street.

Motion carried 5 - Ayes 1 Abstain (Jordan Bonafede)

**EXCLUSION
FROM DISTRICT**

A motion was made by Sandy, seconded by Mary Anne to exclude 28 West Bank Street from the Historical District, as it is of no significant value for the district.

Motion carried 5 - Ayes 1 Abstain (Jordan Bonafede)

OLD BUSINESS: Design Standards:

A motion was made by Sandy, seconded by Linda to un-table the previous discussion on design standards.

Motion passed unanimously

There was continued discussion on SHPO guidelines. It was noted that SHPO will not permit State grant money to be used to replace wooden windows with vinyl. Jordan would like more cost comparison research on the subject. Linda has replaced windows with wood and found the cost to be comparable. Members will continue gathering more information for the standards to be used within the new district as well as continuing their review of SHPO's standards.

A motion was made by Mary Anne, seconded by Sandy to re-table the discussion regarding design standards.

Motion passed unanimously

**FINAL DISTRICT
MAP**

A motion was made by Sandy, seconded by Mary Anne to table consideration of the final district map until the National Register is reviewed.

Motion passed unaniously

ADJOURN:

A motion was made by Mary Anne, seconded by Linda to adjourn the meeting at 8:57 pm.

Motion passed unanimously

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- PRESENT:**
- CALL TO ORDER**
- NO QUORUM**

November 03, 2011: Historic Preservation Commission

Body:

VILLAGE OF ALBION
HISTORIC PRESERVATION COMMISSION
November 3, 2011
Meeting Minutes

Commission Members: Jordan Bonafede, Aric Albright and Sanford Church

Also in attendance: CEO Vendetti

The meeting was called to order at 7:06 pm by Jordan

There was no business conducted as there were only three (3) members present.

ADJOURN: A motion was made by Sandy , seconded by Aric to adjourn the meeting at 7:09 pm.

Motion passed unanimously

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September 01, 2011: Historic Preservation Commission

Body:

VILLAGE OF ALBION
HISTORIC PRESERVATION COMMISSION
September 1, 2011
Meeting Minutes

PRESENT:
EXCUSED:

Commission Members: Jordan Bonafede, Aric Albright, Sanford Church, Richard Nenni & Linda Smith
Mary Anne Braunbach

Also in attendance: CEO Vendetti

CALL TO ORDER

The meeting was called to order at 7:04 pm by Jordan.

AGENDA

APPROVE A motion was made by Sandy, seconded by Linda to approve the agenda as written.

Motion passed unanimously

OLD BUSINESS:

Attendance Policy: No response from John Gavenda regarding the attendance policy for other boards. CEO Vendetti stated that the Planning & Zoning boards do not have a policy.

A **motion** was made by Sandy, seconded by Richard to remove the attendance policy for the HPC keeping it consistent with the other Village Boards.

Motion passed unanimously

Educational Sub Committee: Linda provided updated information to members about tax credit information she received from Katelin Olson (AMSA). Katelin is willing to hold a tax credit workshop for historic property owners.

Records: CEO Vendetti stated that all records should be forwarded to both Mary at the Village office and to the Code Enforcement office. The Clerk's Office is responsible for maintaining the records. Minutes will be posted on the Village website once they are approved.

Certified mail for all actions: Section 173-6 of the Village Code states that all COA decisions be sent to the property

owner by "registered" mail. Notification of decisions made

by the other boards in the Village are not sent to anyone.

Since this is the current law, the HPC will follow it until it can be revised.

Design Standards: Discussion on design

BUSINESS

standards that

should be followed when reviewing COAs. The

design

standards for SHPO are not included in our Village

law,

but it was not clear if they needed to be followed

because

of our CLG status. Jordan will review the law to see where the SHPO standards might apply.

NEW

Finalize Mailings: The letters being sent to

property owners

within the proposed historical district, the notification of a public hearing set for October 6, 2011 and a map of the proposed district will be mailed together - certified, return receipt as well as first class. If the weight limit allows, the mailing will also include tax credit information.

COA Policy: The HPC currently requires that all COA applications be submitted for review at least 10 days prior to a scheduled meeting. CEO Vendetti stated that the Planning & Zoning Boards both have a seven (7) day requirement, but will make exceptions in emergency situations.

A motion was made by Sandy, seconded by Linda to require COA applications be submitted for review at least seven (7) days prior to a meeting - consistent with the other boards.

Motion passed unanimously

Address Verification: HPC needs to review the final list of properties proposed for their district. There is a pictorial map available that was used at a recent Comprehensive Plan Workshop. CEO Vendetti will obtain a copy of the map to see if it can be printed.

Public Hearing Format: Anyone wishing to speak

at the

hearing will be given five (5) minutes. If time

allows those

who wish to speak again will be given another

opportunity.

A sign-up sheet will be provided.

MINUTES

A motion was made by Sandy, seconded by Aric to

approve

APPROVED

the minutes of the August 16, 2011 meeting with the following correction:

Add Linda Smith's name to members present

Motion passed unanimously

ADJOURN:

A motion was made by Linda, seconded by Aric to adjourn the meeting at 8:32pm.

Motion passed unanimously

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December 14, 2011: Regular Meeting

Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, December 14, 2011 at 7:00 PM, at the Albion Fire Hall, 108 Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Fred Miller, Jeannette Riley, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

PUBLIC HEARING

Moved by Trustee Sheehan and seconded by Trustee Miller to open the recessed Public Hearing to consider dedicating Railroad Street as a Village Street at 7:01 PM. Attorney Gavenda stated that all the documents are in order to dedicate Railroad Street as a Village Street.

CLOSED PUBLIC HEARING

Moved by Trustee Riley and seconded by Trustee Miller that in as much as everyone who wished to speak regarding the dedication of Railroad Street as a Village Street were heard, the Public Hearing is hereby closed at 7:03 PM.

CARRIED

4 Ayes

0 Nays

RESOLUTION RAILROAD STREET

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

WHEREAS, a street known as Railroad Street is shown on the tax maps of the Village of Albion running parallel to the south side of the existing railroad tracks east and west between West Academy Street and Hamilton Street; and

WHEREAS, there is no evidence that Railroad Street was ever dedicated as a street in the Village of Albion; and

WHEREAS, Railroad Street was never improved as a village street in that it never had the appropriate base and topcoat to accommodate vehicular traffic; and

WHEREAS, the Village of Albion Board of Trustees has determined pursuant to Village Law Section 6-610 there is a need to reestablish Railroad Street and improve the same so that appropriate fire protection can be provided to those properties that lay immediately south adjacent to Railroad Street between West Academy Street and Hamilton Street in the Village; and

WHEREAS, by reestablishing and formally dedicating Railroad Street to the Village of Albion the Village intends to take the necessary steps to improve Railroad Street to support vehicular traffic including but not limited to fire fighting apparatus; and

WHEREAS, it is the intent that the width of said street shall be less than the two rods called for in the Village Law § 6-610; and

WHEREAS, it appears that the County of Orleans Industrial Development Agency (COIDA) has an ownership interest in the real property more particularly described herein and Falls Road Railroad Company has a leasehold interest; and

WHEREAS, GVT is willing to surrender its leasehold interest and COIDA is willing to quitclaim its interest in the real property more specifically set forth herein so that the same can be improved as a village street and added to the Village of Albion's inventory of streets;

NOW THEREFORE, BE IT RESOLVED, that the Village of Albion hereby accepts the QUITCLAIM DEED from the Village of Albion with respect to Railroad Street with the following metes and bounds description:

ALL THAT TRACT or parcel of land situate in the Village of Albion, Town of Albion, County of Orleans, State of New York distinguished as being part of Lot 3, Township 15, Range 2 of the Holland Land Company's survey, so-called, bounded and described as follows:

BEGINNING AT THE point of intersection of the northerly bounds of Railroad Street and the westerly bounds of West Academy Street, said point being 244.09 feet southerly from the southerly bounds of Washington Street;

THENCE SOUTHERLY ALONG the westerly bounds of West Academy Street a distance of 48.18 feet to a point in the southerly bounds of Railroad Street, said point being the northeasterly corner of lands deeded to Peter J. Dragan by deed recorded in the Orleans County Clerk's Office in Liber 217 of Records at page 133;

THENCE WESTERLY ALONG the southerly bounds of Railroad Street a distance of 667.05 feet to a point in the easterly bounds of Hamilton Street, said point being the northwesterly corner of part of lands deeded to Shawn R. Malark by deed recorded in the Orleans County Clerk's Office in Liber 826 of Records at page 6924;

THENCE NORTHERLY ALONG the easterly bounds of Hamilton Street a distance of 48.18 feet to a point in the northerly bounds of Railroad Street, also being the southerly bounds of lands now or formerly owned by the New York Central Railroad;

THENCE EASTERLY ALONG the northerly bounds of Railroad Street a distance of 666.96 feet to the point or place of beginning; and be it further

RESOLVED, that the Mayor is authorized to sign on behalf of the Village of Albion all documents necessary to complete the transfer of the real property from COIDA and Falls Road Railroad Company; and be it further

RESOLVED, that the Village of Albion hereby formally dedicates the above referenced parcel as a village street and the Village of Albion will hereby improve and maintain said parcel as a village street and that Railroad Street will be added to the inventory of the Village Streets; and be it further

RESOLVED, that the Mayor of the Village of Albion is hereby authorized to accept the QUITCLAIM DEED from COIDA to the Village of Albion which will be recorded in the Orleans County Clerk's Office in the name of the Village of Albion establishing the formal dedication of said Railroad Street; and be it further

RESOLVED, that along with said deed will be recorded the instrument survey prepared by Ottney & Miller, L.S.P.C. on August 2, 2011 Job No.: 11-084.

CARRIED

4 Ayes

0 Nays

AMSA

Ms Katelin Olson from the Albion Main Street Alliance (AMSA) thanked the Board of Trustees for their support in the Village of Albion being awarded \$477,000 to be used for downtown rehabilitation projects. Business owners can receive up to \$50,000 as part of a 50/50 reimbursable grant depending on the size of the project. Some building owners will qualify for up to 90% back in grant reimbursement and federal and state historic preservation tax credits. An additional \$50,000 from the grant will be used on streetscape improvements, such as signage and vegetation.

PT POLICE CLERK HIRED

Moved by Trustee Miller and seconded by Trustee Sheehan approving Police Chief Roland Nenni's recommendation to hire Ms Kimberly Kennedy from the Civil Service Certification of Eligible's List for Part Time Police Clerk at a rate of \$9.50 per hour with a six (6) month probationary period.

CARRIED

4 Ayes

0 Nays

RETIREMENT OF STAFF SERGEANT BOYER

Moved by Trustee Miller and seconded by Trustee Riley to regretfully accept Staff Sergeant Timothy Boyer's letter stating his intent to retire from the Albion Police Department effective December 31, 2011.

CARRIED

4 Ayes

0 Nays

POLICE OFFICER LIST REQUESTED

Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Theodorakos to request the Orleans County Civil Service list for Police Officer.

CARRIED

4 Ayes

0 Nays

MAJOR FELONY CRIME TASK FORCE DISCUSSED

The Board of Trustees briefly discussed the Major Felony Crime Task Force. Trustee Sheehan will talk with Legislator Smith to see if the County is planning on having a meeting to discuss the issues.

DEPT HEAD DPW

Moved by Trustee Miller and seconded by Trustee Riley approving Superintendent of Public Works Dale Brooks recommendation to purchase a 2011 Caterpillar backhoe for \$81,464.00 minus the trade in of \$76,214.00 for a cost of \$5,250.00.

CARRIED

4 Ayes

0 Nays

ACCEPT TREASURERS REPORT

Moved by Trustee Riley and seconded by Trustee Miller accepting the Treasurer's Report for November 2011.

CARRIED

4 Ayes

0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as each member received copies of the minutes of November 9, 2011 and December 6, 2011 and there being one error or omission, minutes are hereby approved as written with the following correction:

November 9, 2011, page 7, under Skate Park Recommendations: The \$2,000 donation will be used towards a picnic table not a quarterpipe

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT OF BILLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving the payment of the following Village bills except for the payment to Albion Central School for use of their facility in the amount of \$250.00. Trustee Sheehan will ask Recreation Director John Grillo to attend the Workshop meeting on December 28, 2011 to discuss:

General Fund	voucher #11046	\$70,434.98
Water Fund	to #11258	\$14,036.88
Sewer Fund		\$ 4,704.68

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT CHATFIELD BILLS

Moved by Trustee Riley and seconded by Trustee Sheehan approving the following bills submitted by Chatfield Engineers to be paid:

\$2,174.60	JMIPCF Capital Improvement Plan	09-924-15
\$1,260.00	JMIPCF Capital Improvement Plan	09-924-P&S4

CARRIED

4 Ayes

0 Nays

APPROVED PAYMENT TO GREATER NIAGARA NEWSPAPERS

Moved by Trustee Riley and seconded by Trustee Miller approving payment to the Greater Niagara Newspaper for the Joint Municipal Industrial Pollution Control Facility Project's advertisement for bids in the amount of \$113.42.

CARRIED

4 Ayes

0 Nays

APPROVED APD RENOVATION BILLS

Moved by Trustee Sheehan and seconded by Trustee Riley approving the payment of the following Albion Police Station emergency renovation invoices:

	Albion Ace Hardware	\$ 853.95	
	The Family Hardware	\$	
112.33	Lowe's	\$ 75.00	
	Ludwick Paving Inc	\$7,215.00	
	Oak Orchard Concrete	\$1,381.70	Shirley's
	Concrete Pumping Inc	\$1,166.00	
	Stockham Lumber	\$3,029.20	
	Volvo Rents	\$2,461.10	
	General Glass & Mirror	\$1,689.00	

CARRIED

4 Ayes 0 Nays

APPROVED CAPITAL RESERVE USE

Moved by Trustee Miller and seconded by Trustee Riley approving \$7,412.00 to be used from the un-appropriated Capital Reserves for replacement of lighting in the Village buildings.

CARRIED

4 Ayes 0 Nays

APPROVED PAYMENT OSBORN, REED AND BURKE

Moved by Trustee Riley and seconded by Trustee Sheehan approving payment to Osborn, Reed and Burke LLP for the following services rendered:

September \$614.13, October \$660.00 and November \$841.50

CARRIED

4 Ayes 0 Nays

CEMETERY DEEDS APPROVED

Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor Theodorakos to sign the following Cemetery Deeds:

Marie Drennen S.G. 113A/B Veterans Companion
Karl V & Debra C Heuer S.G. 490 and 491 Deerfield Avenue

CARRIED

4 Ayes 0 Nays

TOSHIBA AGREEMENT APPROVED

Moved by Trustee Miller and seconded by Trustee Riley approving Mayor Theodorakos to sign the lease agreement for the Village Office copier, with Toshiba.

CARRIED

4 Ayes 0 Nays

CPA APPROVED FOR AUDIT

Moved by Trustee Riley and seconded by Trustee Miller approving Bailey, Carr CPA's, P.C. to perform an audit for the 2008 Park Rehabilitation Grant in the amount of \$1,500.00.

CARRIED

4 Ayes 0 Nays

CORRESPONDENCE

The Board of Trustees received a correspondence from Stuart I Brown Associates regarding the "Local Government Records Management Improvement Fund (LGRMIF). Trustee Riley asked if a joint application with the Town of Albion could be done. The information will be provided to Officer Scribner so he can research the grant.

WATER FUND ANALYSIS

Mayor Theodorakos provided an analysis of the Water Fund for the last three years for the Board of Trustees to review.

PLAQUE RECEIVED

The Board of Trustees received a plaque from AYSAP for letting them use Bullard Park as their home field for their football games.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Riley to adjourn to executive session for litigation matters at 7:50 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Riley to come out of

executive session 8:26 PM.

CARRIED

4 Ayes

0 Nays

CREATE LABOR POSITION

Moved by Trustee Riley and seconded by Trustee Sheehan approving the creation of a labor position through Orleans County Civil Service for the Department of Public Works.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION

Moved by Trustee Sheehan and seconded by Trustee Miller to adjourn to executive session for personnel matters at 8:28 PM.

CARRIED

4 Ayes

0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Riley and seconded by Trustee Miller to come out of executive session 9:03 PM.

CARRIED

4 Ayes

0 Nays

MEETING ADJOURNED

Moved by Trustee Riley and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:04 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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December 19, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Monday, December 19, 2011 at 6:00 PM, at 35-37 East Bank Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller and Kevin P Sheehan.

Also, present were Legislator Lynne Johnson, District Attorney Joe Cardone and via conference call, Medina Mayor Andrew Meier.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:00 PM.

The meeting was held to discuss the Major Felony Task Force.

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 7:50 PM.

CARRIED

4 Ayes

0 Nays

Minutes taken by Mayor Dean A Theodorakos.

Respectfully submitted,

Linda K Babcock

Clerk-Treasurer

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December 28, 2011: Workshop Meeting

Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, December 28, 2011 at 7:00 PM, at the Albion Fire Hall, 108 Platt Street, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Fred Miller, Kevin P Sheehan and Attorney John C Gavenda.

Also present was John Paul Schepp from Chatfield Engineers.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 7:00 PM.

CHATFIELD ENGINEERS

Mr John Paul Schepp from Chatfield Engineers discussed with the Board of Trustees the results from the bid opening for the Joint Municipal Industrial Pollution Control Facility Project.

JMIPCF PROJECT LOW BIDS APPROVED

Moved by Trustee Banker and seconded by Trustee Miller approving Chatfield Engineers recommendation to hire the low bidder for the Joint Municipal Industrial Pollution Control Facility Improvement Project, Contract #1 to STC Construction in the amount of \$574,863.00.

CARRIED

4 Ayes

0 Nays

JMIPCF PROJECT LOW BIDS APPROVED

Moved by Trustee Sheehan and seconded by Trustee Miller approving Chatfield Engineers recommendation to hire the low bidder for the Joint Municipal Industrial Pollution Control Facility Improvement Project, Contract #2 to Suburban Electric in the amount of \$286,000.00.

CARRIED

4 Ayes

0 Nays

The approximate start date is mid February 2012.

WATER SHUT OFFS

The Board of Trustees discussed water shut offs. The shut off notices will be resent with the following language added:

"If disputed, you have 10 days to file a written complaint; the Clerk will give you copies of §116-16 telling you how to proceed."

The above language will be on all future water/sewer bills and late notices.

DEPARTMENT HEAD REPORTS

The Board of Trustees received monthly reports from Department of Public Works Dale Brooks, Police Chief Roland Nenni, Animal Control Officer Harry Papponetti, Code Enforcement Officer Ron Vendetti, Mount Albion Cemetery Supervisor Jason Zicari, Water Treatment Plant Superintendent Kevin Miller, Pollution Control Facility Superintendent Aric Albright and Village Clerk Linda Babcock.

The Board of Trustees would like to see comparisons to last year's

numbers for same time frame on future monthly police reports.

POLICE OFFICER HIRED

Moved by Trustee Miller and seconded by Trustee Banker approving Chief Nenni's recommendation to hire Mr William Annable from the Certification of Eligible's list for Police Officer with probationary period of one year. Mr Annable's starting salary will be Step #2, \$46,011.60. His hiring is pending the return of all the proper documents for Orleans County Civil Service.

CARRIED

4 Ayes 0 Nays

APPROVE PAYMENT TO ALBION SCHOOL

Moved by Trustee Sheehan and seconded by Trustee Miller approving payment to Albion Central School for use of their facility to have co-ed volleyball in the amount of \$250.00.

CARRIED

4 Ayes 0 Nays

APPROVED MINUTES

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as each member received copies of the minutes of December 14, 2011 and December 19, 2011 and there being no error or omission, minutes are hereby approved as written.

CARRIED

4 Ayes 0 Nays

PUBLIC HEARING SET

Per Attorney Gavenda's recommendation moved by Trustee Banker and seconded by Trustee Sheehan setting a Public Hearing for January 25, 2012 at 7:00 PM regarding the Town of Albion Fire Contract.

CARRIED

4 Ayes 0 Nays

2011 NYS CDBG GRANT

A correspondence from NYS Office of Community Renewal was received informing the Board of Trustees that the Village of Albion was not selected for funding from the 2011 NYS CDBG. Stuart I Brown Associates also sent a correspondence regarding the same.

EXECUTIVE SESSION

Moved by Trustee Miller and seconded by Trustee Sheehan to adjourn to executive session for litigation matters at 8:01 PM.

CARRIED

4 Ayes 0 Nays

EXECUTIVE SESSION CLOSED

Moved by Trustee Miller and seconded by Trustee Sheehan to come out of executive session 8:11 PM.

CARRIED

4 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Miller and second by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 8:12 PM.

CARRIED

4 Ayes 0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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December 01, 2011: Historic Preservation

Body:

VILLAGE OF ALBION
HISTORIC PRESERVATION COMMISSION
December 1, 2011
Meeting Minutes

Commission Members: Jordan Bonafede, Sanford Church, Richard Nenni & Linda Smith
Also in attendance: CEO Vendetti
The meeting was called to order at 7:07 pm by Jordan

AGENDA

APPROVE A motion was made by Linda, seconded by Sandy to approve the agenda with the following addition:

- Add : approval of minutes for 10/6/11 & 11/3/11

Motion passed unanimously

APPROVED

MINUTES A motion was made by Sandy, seconded by Linda to approve the minutes of the October 6, 2011 public hearing and meeting as written.

Motion passed unanimously

A motion was made by Sandy, seconded by Linda to approve the minutes of the November 3, 2011 meeting as written

Motion passed unanimously

MEETING DATE CHANGE A motion was made by Richard, seconded by Linda to change the date of the meeting from the first Thursday of the month to the third Thursday of the month - time will stay at 7:00pm.

Motion passed unanimously

**COA
63 N MAIN ST**

A Certificate of Appropriateness application was submitted by Sherri LaBarron for a sign for the "Sunshine Salon & Boutique" to be located at 63 North Main Street.

A motion was made by Linda, seconded by Sandy to approve the Certificate of Appropriateness application for the sign at 63 North Main Street.

Motion passed unanimously

**COA
107 N. MAIN ST** A Certificate of Appropriateness application was submitted by David Snell for a replacement front door at 107 North Main St.

The commission is requiring the glass within the door be "plain glass".

A motion was made by Sandy, seconded by Richard to approve the Certificate of Appropriateness application for a replacement front door at 107 North Main Street with the condition that if future restorations are done on the front of the building the door be replaced with a more historically appropriate door.

Motion passed unanimously

**COA
16-24 EAST
BANK STREET** A certificate of Appropriateness application was submitted by Frank Corso for demolition of the single story attachments located on the south side of the buildings.

Commission members discussed possible historic significance - will check with local historians.

A motion was made by Sandy, seconded by Linda to table the COA for this property until the end of the meeting.

Motion passed unanimously

E-MAIL/ VOTING

Members will not vote via e-mail but may indicate their opinion prior to a COA vote which would occur during a meeting. CEO Vendetti is still looking into establishing official village e-mail addresses for HPC members.

LETTERS OF SUPPORT COA

Letters of support were recently written for Preserve America, First United Methodist Church and the Pullman Church.

30 W PARK ST

A motion was made by Sandy, seconded by Linda to approve the additional work added to the previously approved COA application for the Baptist Church located at 30 West Park Street.

Motion passed unanimously

COA INFO

All COA applications will be assigned a number beginning in January 2012. A log will be kept to make it easier to track COAs that were submitted throughout the year. It was also noted that any applicant with a COA denial would be sent a notification letter. Ron informed the members that the letter could be e-mailed to his office and printed on Village letterhead.

HISTORIC DISTRICT EXCLUSIONS

Jerold Hamza submitted a letter to the HPC requesting that the property he owns at 139 East Bank Street be excluded from the historic district.

Sandy would need to exclude himself from the vote which would not leave a quorum. No decision will be made on 139 East Bank Street today.

Consideration was given to excluding 104 East Park Street from the district. The property is located on the southeast corner of East Park Street and Platt Street. It is a single family home and is of no historic value to the district.

A motion was made by Sandy, seconded by Linda to exclude 104 East Park Street from the proposed historic district.

Motion passed unanimously

Consideration was given to the exclusion of residences located at 21 West Park Street, 31 West Park Street and 36 Liberty Street. These properties are located on the north side of West Park Street. A motion was made by Linda, seconded by Richard to exclude these residences from the district.

Motion passed unanimously

Consideration was given to excluding the residences located at 118, 124 and 134 East State Street. These properties are located on the south side of East State Street between Platt Street and Ingersoll Street. A motion was made by Linda, seconded by Sandy to exclude 118, 124 and 134 East State Street from the proposed historic district.

Motion passed unanimously

DESIGN

A motion was made by Linda, seconded by Sandy to un-table the previous discussion on design standards.

STANDARDS

Motion passed unanimously

Members have reviewed the Secretary of Interior's Design Standards. There was discussion about revising these standards and adopting the revised version as the HPC's standards. Sandy will make revisions and have them ready for review at next month's meeting.

A motion was made by Sandy, seconded by Linda to re-table The discussion of design standards until the next meeting.

Motion passed unanimously

COA

A motion was made by Sandy, seconded by Richard to un-table the

**16-24 EAST
BANK STREET**

discussion on the COA application for 16 - 24 East Bank Street.
Motion passed unanimously

Members have the following concerns:

- The possible historical value of these buildings
- Maintenance of the remaining structure
- Right of ways
- Future plans if demolition is granted

A motion was made by Sandy, seconded by Richard to table the COA application for 16 - 24 East Bank Street until more information is obtained.

Motion passed unanimously

ADJOURN:

A motion was made Sandy, seconded by Linda to adjourn the meeting at 8:39 pm.

Motion passed unanimously

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December 06, 2011: Special Meeting

Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, December 6, 2011 at 6:00 PM, at 121 North Main Street, Second Floor Conference Room, Albion, New York.

Present were Mayor Dean A Theodorakos, Trustees Eileen S Banker, Kevin P Sheehan and Attorney John C Gavenda.

Mayor Theodorakos opened the meeting with the pledge of allegiance at 6:00 PM.

EXECUTIVE SESSION

Moved by Mayor Theodorakos and seconded by Trustee Sheehan to adjourn to executive session for litigation and personnel matters at 6:01 PM.

CARRIED

4 Ayes 0 Nays

Trustee Miller entered meeting at 6:02 PM.

EXECUTIVE SESSION CLOSED

Moved by Trustee Sheehan and seconded by Trustee Banker to come out of executive session 6:59 PM.

CARRIED

4 Ayes 0 Nays

APPROVED ENTERING AGREEMENT

Moved by Trustee Sheehan and seconded by Trustee Banker to entertain a possible settlement with Mr and Mrs Mark Parker's "Notice of Claim" with the terms to be negotiated.

CARRIED

4 Ayes 0 Nays

TOWN OF GAINES WATER AGREEMENT

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

RESOLVED, that the Surplus Water Agreement by and between the Village of Albion and the Town of Gaines dated June 1, 1999 be and the same is hereby amended to include the sale of surplus water by the Village to the Town of Gaines to Gaines Water Districts 6, 7, 8, 9 and 10, upon the terms and conditions as set forth in the attached Modification Agreement; and be it

FURTHER RESOLVED, that Dean Theodorakos, Mayor of the Village of Albion, is hereby authorized to execute the Modification Agreement by and on behalf of the Village of Albion.

CARRIED

4 Ayes 0 Nays

MEETING ADJOURNED

Moved by Trustee Banker and second by Trustee Miller that there being no further business, meeting is hereby adjourned at 7:04 PM.

CARRIED

4 Ayes

0 Nays

Respectfully submitted,
Linda K Babcock
Clerk-Treasurer

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