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## January 09, 2008: Village Board Meeting

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, January 9, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the Pledge of Allegiance.

**RESIDENT** Mr. Ted Malone of 537 East State Street addressed the Village Board regarding drainage problems and condition of road on East State Street.  
Mr. Malone questioned the distance and position of DI's on the Street. He also discussed the number of trucks that travel on the street due to dumping rights at Sandstone Park. He spoke with the DPW Superintendent who informed him that the street is not scheduled to be fixed this year or next and was wondering if the Board could shed more light as to when this might happen.

Trustee Neidert stated that the Village is in the process of repairing sewers due to a state mandate and there is not sense in putting in a new road if we are just going to have to tear it up again for sewers. Board will call the Street DPW Superintendent and discuss temporary repairs for the street.

**FIRE DEPT.** Fire Chief, Eric Bradshaw, of the Albion Fire Department addressed Board regarding bids for new Fire Truck.  
  
Chief Bradshaw recommended to award bid to low bidder Pierce for the purchase of a New Pumper Tanker in the amount of \$489,901.00. Discussion followed regarding purchase and design of Truck and the future needs of the Albion Fire Department.

**BID AWARD** Moved by Trustee Sidari and seconded by Trustee Theodorakos awarding bid for purchase of One Pumper Fire Truck for the Albion Fire Department to low bidder Pierce for the amount of \$489,900.00

**CARRIED**

4 Ayes

0 Nays

**RENTAL AGREE-MENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign rental agreement for the Chamber of Commerce at 121 North Main Street pending the Chamber's Attorney approves agreement as is now with no changes.

**CARRIED**

4 Ayes

0 Nays

**RENTAL  
AGREE-  
MENT  
APPROVED**

Moved by Trustee Sheehan and seconded by Trustee Sidari authorizing Mayor Hadick to sign rental agreement with Rural Opportunities for parking lot located on Liberty Street.

**CARRIED**

4 Ayes

0 Nays

**SEWER  
AGREE-  
MENT  
APPROVED**

Moved by Trustee Sheehan and seconded by Trustee Sidari authorizing Mayor Hadick to sign Sewer Agreement with the Town of Albion for District # 1 as per approved by Village Attorney Gavenda.

**CARRIED**

4 Ayes

0 Nays

**CORRES.**

Correspondence from Assemblyman Hawley reiterating his request for the Village to lower the percentage his office pays in utilities at 121 North Main Street. They presently pay 61% and they now only occupy 20% of the building.  
Discussion followed.

**UTILITY  
RATE  
LOWERED**

Moved by Trustee Sidari and seconded by Trustee Neidert to sent letter to Assemblyman Hawley stating the Village would lower the percentage to 40%.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS.**

Discussion regarding approval of Village Board meetings minutes. Mayor Hadick skipped over approval and Trustee Neidert asked Mayor for a copy of the law that states the minutes should not be approved. Trustee Sidari stated he feels it is necessary to look over minutes and approve them in case something might be wrong. Clerk agreed she would feel more comfortable if minutes were approved as they are a permanent record of the Village and it would be nice to know they are correct.

**MINUTES  
APPROVED**

Moved by Trustee Sidari and seconded by Trustee Neidert that in as much as each member received copies of the December 12, 2007 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

3 Ayes

0 Nays

Trustee Sheehan excused himself from voting

**DEPT.  
REPORT**

Moved by Trustee Theodorakos and seconded by Trustee Neidert approving Treasurer's report for month of December.

**CARRIED**

4 Ayes

0 Nays

**COPIER  
AGREE-  
MENT**

Moved by Trustee Theodorakos and seconded by Trustee Neidert authorizing Mayor Hadick to sign copier agreement with Toshiba Business Solutions for Village Office.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY  
DEEDS**

Moved by Trustee Sidari and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign the following Cemetery Deed:

**CARRIED**

4 Ayes

0 Nays

**PAYMENT APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving payment to Stuart I. Brown Associates in the amount of \$ 1,310.00 for services regarding the 2005 Small Cities Grant Administration.

**CARRIED**

4 Ayes

0 Nays

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

|                             |  |                      |
|-----------------------------|--|----------------------|
| General Fund - \$ 37,641.05 |  | Vou. No. 5474 - 5521 |
| Water Fund - \$ 9,964.22    |  | Vou. No. 2203 - 2220 |
| Sewer Fund - \$ 2,429.22    |  | Vou. No. 2017 - 2084 |

**CARRIED**

4 Ayes

0 Nays

**CONTRACT FOR 2008 APPLICATION** Moved by Trustee Neidert and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign proposal submitted by Stuart I. Brown Associates to prepare 2008 Small Cities Application in the amount of \$ 6,000.00

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sidari approving advertisement of Public Hearing to be held February 13, 2008 at 7:00 PM to discuss community development needs and priorities, to provide residents with information about the 2008 Small Cities Program.

**CARRIED**

4 Ayes

0 Nays

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

|          |                                  |   |    |
|----------|----------------------------------|---|----|
| 6,760.00 | 2007 Sanitary Sewer Improvements | - | \$ |
| 245.00   | General Engineering              | - | \$ |

**CARRIED**

4 Ayes

0 Nays

**REPORT** Mayor Hadick discussed Department Head meeting held Friday, January 4, 2008:

- 1) Discussion regarding land at Mt. Albion Cemetery
- 2) Parking tickets that were ordered
- 3) Trailer Park licenses
- 4) Water billing for residents who have more than one user on a meter

**RESIDENT** Mr. Fred Miller discussed the closing of the Family Restaurant on Main Street. He suggested this property would be excellent if utilized for more parking in the downtown area if the Village were to purchase it. Discussion followed as to cost.

**DISCUSS.** Trustee Sheehan made a motion to increase Linda Babcock's salary due to her training work load. Discussion followed and motion was never seconded.

**DISCUSS.** Discussion regarding traffic issue on Academy Street. It was noted the Police are working on collecting data.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Theodorakos to adjourn to executive session to discuss personnel matters at 8:47 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Theodorakos to reopen meeting at 9:20 PM.

**CARRIED**

4 Ayes

0 Nays

**RES. RE. MARCH 18, 2008 ELECTION** The following resolution was proposed by Trustee Neidert who moved its adoption and seconded by Trustee Sheehan:

**BE IT RESOLVED,** the Village of Albion will NOT hold a registration day for the upcoming Village Election to be held on March 18, 2008, and

**BE IT FURTHER RESOLVED,** that the General Election for the Village Of Albion will be held on Tuesday, March 18, 2007 at the Village Board Room, 35-37 East Bank Street, Albion, New York with the polls opening at 12:00 Noon and closing at 9:00 PM.

**CARRIED**

4 Ayes

0 Nays

**CONTRACT APPROVED** Moved by Trustee Sidari and seconded by Trustee Theodorakos authorizing Attorney Gavenda to negotiate the Town of Albion Fire Contract.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 9:35 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick

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## January 23, 2008: Village Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, January 23, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A. Hadick, Trustees, Kevin P. Sheehan and Dean A. Theodorakos.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**121 NO. MAIN ST. VALUE** Mr. Jim DeHollander, of Pyramid Brokerage Company, addressed the Village Board regarding value of property at 121 North Main Street. Mr. DeHollander reviewed data sheet comparing values of land, square footage and current assessments of properties comparable to 121 No. Main. Mr. DeHollander then gave a brief synopsis regarding his Company. He stated the property is in excellent condition and the price depends on the market. He also discussed how they would market the property.

**ELECTION INSPECTORS** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the following as Election Inspectors for the upcoming Village Election to be held on March 18, 2008:

Lucille Bloom  
Charlene Bloom

Jean Smith  
Jean Woodcook

**CARRIED**

3 Ayes

0 Nays

**DISCUSS. WEIGHT LIMIT FOR EAST STATE** Discussion regarding if a Public Hearing should be held setting a weight limit for East State Street.  
Mr. Ron Manella asked what the weight limit would be and the reason for setting weight limit. Board stated they have had problems with the water and sewer lines breaking due to weight of trucks. Mr. Manella owns property on East State Street and happens to dump in that area. Mr. Manella stated he knows a lot of trucks have been in that area lately but that was because the County had a project in that area but that is over and done with now.  
Mr. John Ludwick stated the water line runs on the North side of the road not across it. One problem is the garbage trucks that run along the side of the road and you are not going to be able to eliminate that hazard. The biggest problem is the lines are set in shale which is given away with time. They need to be repaired.

Discussion followed regarding the Farmer who has an orchard at the end of East State Street and has no other way to get to his fields. There is also a trucking business at the end of the street. There was further discussion as to the repair of the road and the location of the DI's in that area.

Board will discuss further and check into alternatives. They will also be in contact with the DPW Superintendent to include some of these repairs in next years budget.

**CORRES. RE. WATER** Correspondence received from Mr. Rick Preston, Water Treatment Plant Superintendent, regarding Town of Murray Water District # 13.

**SALE OF WATER APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving to supply Town of Murray Water District # 13 with a demand of 13,250 gallons per day. Motion is pending a formal written request from the Town.

**CARRIED**

3 Ayes

0 Nays

**CORRES. RE. FESTIVAL** Correspondence received from Mr. Nathan Lyman regarding the Strawberry Festival.

- 1) Requested Village carry insurance for festival.
- 2) Requested the Village Parks Department fun the 3 on 3 basketball tournament.
- 3) Requested the Village attend meeting on January 31, 2008.
- 4) Requested the exclusive hawkers peddlers license in the 6 block area surrounding the festival during the two days.
- 5) Requested they coordinate with the Streets Department as early as possible on logistics.

Board state they will check regarding the insurance and will get in touch with Mr. Grillo regarding the 3 on 3 basket ball tournament. It was noted that any hawking license issued by the Village already includes the fact that there is no peddling allowed in the Village during the Strawberry Festival days.

**CORRES.** Received hand out from Mr. Doug Bloom regarding Policies and Procedures The Town of Albion Board initiated a Policy Committee (PC) to review all Town of Albion policies for revision, deletion or creation. Town would like to include representative from other municipalities. All would have permission to adopt and or modify the Town of Albion policy and procedure content as deemed appropriate by their elected officials.

Mr. Bloom will be notified to attend the Village Board meeting to be held on February 13, 2008 to address Board regarding this subject.

**DISCUSS.** Discussion followed regarding surplus pavers, sandstone, bricks and curbing.

**DISCUSS.** Discussion regarding the 2008 Small Cities Grant and the 2008 Restore NY Grant.

**DOWN-TOWN FLOWER PROJECT** Trustee Theodorakos discussed the fact the ABA will not sponsor the downtown flower project this year as Judy Koehler was the driving force of the project and she is now busy. Trustee Theodorakos feels the Village needs to support this project and take the lead. We need to work hand and hand with the ABA. The ABA would like the Village to purchase all the flowers this year. Discussion followed regarding placement of flowers, how many hanging baskets we need and the watering of the flowers. Business owner Vincent Navarra stated he would gladly purchase ground planters for his business and cannot see why any business would not water the flowers in front of their own business's if the Village planted them. Trustee Theodorakos requested permission to go back to the ABA and try and work out an equitable alternatives. Mayor Hadick agreed as long as they are within reason.

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

**CARRIED**

3 Ayes

0 Nays

**MEETING** Moved by Trustee Sheehan and seconded by Trustee Theodorakos to

**REOPENED** reopen meeting at 8:50 PM.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustees Sheehan that there being no further business, meeting is hereby adjourned at 8:52 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer  
Village of Albion

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## February 13, 2008: Village Board Meeting

### Body:

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 13, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened Meeting with the Pledge of Allegiance.

### **PUBLIC HEARING SMALL CITIES**

7:00 PM Public Hearing to discuss community development needs and priorities to provide residents with information regarding Small Cities program and to describe the Village's plan to meet these priority needs.

Work sheet was handed out to residents in attendance explaining submission date, funds available, project types, funding limits and types of applications that may be filed for.

Mayor asked if there was anyone who wished to speak regarding the Small Cities Grant or if anyone had any suggestions for projects.

No response from public.

Trustee Theodorakos explained the Board was considering applying for funds to help cover the costs of the sewer line replacements that have been mandated by New York State through a consent order. Project is going to cost two and a half million and we can apply for up to \$600,000.00.

Trustee Neidert added the Board realizes there are a numerous number of streets that need repair in the Village but there is no sense in paving them and then going back and cut them to put the sewers in. We need to do the infrastructure first.

### **HEARING CLOSED**

Moved by Trustee Neidert and seconded by Trustee Sidari that there being no further comments regarding Public Hearing, hearing is hereby closed at 7:10 PM.

### **CARRIED**

4 Ayes

0 Nays

### **REP. TOWN OF ALBION**

are

Mr. Douglas Bloom, representing Town of Albion, appeared before Board to discuss a Policies and Procedures Manual the Town of Albion is preparing. The Town has initiated a Policy Committee and in the spirit of local government collaboration, will include representatives from other municipalities. All Policy Committee collaboration representatives

are considered contributors and have permission to adopt and/or modify Town of Albion policy and procedure content as appropriate.

Moved by Trustee Sidari and seconded by Trustee Theodorakos approving Kevin Sheehan be the Village's representative on the Town of Albion Policy Committee.

### **CARRIED**

4 Ayes

0 Nays

### **RESIDENT**

Mr. Ted Malone of 537 East State Street addressed the Board to clarify

his previous request for the weight limit on East State Street. Mr. Malone discussed several alternatives he thought might be of some help. Mr. Malone formally asked the Board to post the Road at 18,000 Ton.

**RESIDENT** Mr. David Snell of Snell Reality requested the Board set a date for him to give a presentation to the Board to market 121 North Main Street.

**RES. CANAL** The following resolution was proposed by Trustee Theodorakos who moved  
**GRANT** its adoption and seconded by Trustee Neidert:  
**COMMITMENT**

**WHEREAS**, a Project for the Enhancement of Canal Path through the Village of Albion and the Façade of 121 North Main Street ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the Village of Albion desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design and construction activities.

**WHEREAS**, the Village Board, duly convened does hereby

**RESOLVE**, that the Village Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Village Board hereby authorizes the Village of Albion to pay in the first instance 100% of the federal and non-federal share of the cost of design and construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$129,000.00 is hereby appropriated from the 2008 -2009 General Fund budget and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of the Village of Albion shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Village Board be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Albion with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

**RESOLVED**, this Resolution shall take effect immediately

**CARRIED**

4 Ayes

0 Nays

**SLED NIGHT APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari approving Albion First Methodist Church request to hold a Sledding Night at Bullard Park on Friday, February 22, 2008 from 6:00 PM to 10:00 PM.

**CARRIED**

4 Ayes

0 Nays

**MINUTES** Moved by Trustee Neidert and seconded by Trustee Theodorakos that in as

**APPROVED** much as each member received copies of the January 9, 2008 and January 23, 2008 minutes and there being only one correction on January 23, 2008 minutes (the work the to they) the minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Treasurer's report for month of January 2008.

**CARRIED**

4 Ayes

0 Nays

**INS. FOR FESTIVAL** Moved by Trustee Sidari And seconded by Trustee Theodorakos approving the Village of Albion add the 2008 Strawberry Festival on the Village's insurance policy.

**CARRIED**

4 Ayes

0 Nays

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

|                                |   |                   |
|--------------------------------|---|-------------------|
| Water Meter                    | - | Matthew Gilbert   |
| Summer Held Street or Parks    | - | Amie Fair         |
| Sewer Office Work or Reception | - | Ann L. Strickland |

**TABLE GRANT APPLICATION** Moved by Trustee Neidert and seconded by Trustee Theodorakos to table applying for injector grant until the Board can confer with Aric Albright, Superintendent of Pollution Control Facility.

**CARRIED**

4 Ayes

0 Nays

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

WHEREAS, the New York State Deferred Compensation Board (the "*Board*"), pursuant to Section 5 of the New York State Finance Law ("*Section 5*") and the Regulations of the New York State Deferred Compensation Board (the "*Regulations*"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of the Village of Albion (the "*Model Plan*") and offers the Model Plan for adoption by local employers;

WHEREAS, the Village of Albion, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the Village of Albion;

WHEREAS, effective December 7, 2007 the Board amended the Model Plan to adopt provisions

- Expanding the eligibility for unforeseeable emergency withdrawals
- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long term care premiums for themselves, their spouse or dependents.
- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA.
- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA.

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, the Village of Albion has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan.

NOW THEREFORE BE IT RESOLVED, that the Village of Albion hereby amends the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan effective December 7, 2007, in the form attached hereto as Exhibit A.

**CARRIED**

4 Ayes

0 Nays

Discussion regarding length of time the new Fire Apparatus equipment should be bonded for (5 years or 7 years).

**BOND RES.**

The following Resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Sidari:

BOND RESOLUTION DATED FEBRUARY 13, 2008 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE THE ACQUISITION OF A FIRE TRUCK, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

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 acquisition of one fire truck, which may include apparatus required in connection therewith (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$495,501 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 \$495,501 and said amount is hereby appropriated therefore. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 27 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty (20) 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 not 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.

**CARRIED**

4 Ayes 0 Nays

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

Cheryl M Blake - S.G. 393 Zephyr Avenue

Jeniavee Brown - S.G. 370 Deerfield Avenue

Patricia K Harper - S.G. 375 Deerfield Avenue

Edward P Malone & Joanne Scalfaro-Malone - S.G. 172 Deerfield Avenue

**CARRIED**

4 Ayes 0 Nays

**DISCUSS:** Discussion regarding surplus material.

**ITEMS DECLARED SURPLUS** Moved by Trustee Theodorakos and seconded by Trustee Sidari declaring sandstone, pavers, slab tile, Vehicle 816 and excess wood from tree cuttings as surplus material.

**CARRIED**

4 Ayes 0 Nays

**BIKES DECLARED SURPLUS** Moved by Trustee Neidert and seconded by Trustee Sheehan declaring bikes as surplus and approving they be donated to a not-for-profit organization.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding how specifications should be submitted for Automated Meter Reading System.  
Trustee Neidert did not want the specifications to be written to stringent.

**MOTION TO ADV. BIDS** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing to write specifications and go to bid for an Automated Meter Reading System that will not require us to change meters at this time.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS: RE. LEAK DETECTION SYSTEM AGREE-MENT** Discussion regarding the installation of leak detection sensors in the mobile home parks.  
Trustee Sidari inquired as to why the master meters were never put in as directed. If the master meters were installed, would we really need the leak detection system? We would just bill the difference of what the master meter reads compared to what the parks were billed. Discussion followed.

Decision will be made at a later date regarding park owner agreement for leak detection system.

**CREDIT APPROVED** Moved by Trustee Neidert and seconded by Trustee Theodorakos approving credit for 581,000 gallons (\$1,661.66) be given to Town of Carlton for water sold through the Town of Gaines but was pumped back into the Village System.

**CARRIED**

4 Ayes

0 Nays

**LAND DECLARED SURPLUS** Moved by Trustee Theodorakos and seconded by Trustee Neidert declaring Village property located at corner of Washington and Academy Street as surplus.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL FOR GRANT REIMBURSEMENT FORMS** Moved by Trustee Theodorakos and seconded by Trustee Sheehan authorizing Mayor Hadick to sign request for Fund and Disbursement forms for Small Cities Grant No. 10PF 157-06 (Albion Academy Project) in the amount of \$4,000.00.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Resident Sharlin Pulley addressed Board regarding the condition of 121 North Main Street. Her concerns were as follows:

- 1. The last step is not carpeted and several individuals have fallen.
- 2. She requests that carpeting extend over the landing and to the door.
- 3. Building should have be more secure. Possibly have some type of detection for movement.

Board stated they are well aware there is problems over at 121 and especially

with the security of the building. They have been discussing several options for the building.

**DISCUSS:** Mayor Hadick discussed stop sign project at the corners of Park and Academy and Washington Street and Academy. A Public Hearing was held and we were waiting for a report from Chief London. Mayor would like to see four way stop signs installed at these corners for the residents protection.  
**RE. FOUR WAY STOPS** Discussion followed regarding problems in that area (parking on street, sidewalks, speed of cars and bushes that hinder view)  
Chief London to bring his findings to the workshop meeting to be held February 27, 2008.

**PAYMENTS APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the following payments to Chatfield Engineers:

|                                  |   |            |
|----------------------------------|---|------------|
| General Engineering              | - | \$1,123.50 |
| 2007 Sanitary Sewer Improvements | - | \$6,670.00 |
| Water System Committee           | - | No Charge  |

**CARRIED**

4 Ayes 0 Nays

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

|              |   |              |                      |
|--------------|---|--------------|----------------------|
| General Fund | - | \$ 47,330.37 | Vou. No. 6576 - 6640 |
| Water Fund   | - | \$ 11,788.96 | Vou. No. 2245 - 2264 |
| Sewer Fund   | - | \$ 11,774.49 | Vou. No. 2100 - 2117 |

**CARRIED**

4 Ayes 0 Nays

**RED CROSS PROCLAMATION** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing Mayor Hadick to sign the following Proclamation:  
**AMERICAN RED CROSS MONTH 2008**

Each year during the month of March we formally recognize the American Red Cross in Orleans County and its essential humanitarian role in Orleans County. We honor the role of the Red Cross's contribution to making Orleans County a better place. Every day, Red Cross volunteers and employees carry out the mission by providing essential services to people in their communities with the help of generous donors in Orleans County.

For more than ninety years, Orleans County residents have relied on the expertise of the American Red Cross in disaster relief. Each year, the American Red Cross in Orleans County located in Medina, NY responds to many disasters including house or apartment fires, hurricanes, and other natural and human caused disasters. In 2007; the Red Cross in Orleans County responded and provided assistance to over 25 individuals throughout Orleans County who were displaced and in need of immediate disaster assistance.

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Under its charter, the American Red Cross is entrusted with providing volunteer aid in time of war to the sick and wounded of the armed forces. Staff members deploy with our Armed Forces to provide emergency communications and a caring presence to service men and women separated from their families. The American Red Cross in Orleans County has sent over 30 emergency messages to active duty personnel and their

families, the Orleans County Chapter also reaches out to the members of the National Guard and Reserves and their families who reside in nearly every community in Orleans County.

Without the help of the American Red Cross in Orleans County volunteers, the American Red Cross in Orleans County would not be able to fulfill the humanitarian mission that is the cornerstone of the organization. We are grateful for the tireless work of the volunteers and employees of the Orleans County chapter and during this month, we pay tribute to the remarkable organization and all those who have answered the call to serve a cause greater than self and offered support and healing in times of need.

NOW THEREFORE, I, Michael A. Hadick, Mayor of the Village of Albion by virtue of the authority vested in me by the Constitution and Laws of the Village of Albion do hereby proclaim March 2008 as American Red Cross Month. Especially during this extraordinary time for our country, I encourage all Americans to support this organization's noble humanitarian mission.

**CARRIED**

4 Ayes

0 Nays

**HOSPICE WALK APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving request received from Hospice of Orleans County to conduct their 2<sup>nd</sup> Annual Memory Walk fundraiser at Mount Albion Cemetery on Saturday, May 17, 2008 (rain date of May 24, 2008) pending approval of Cemetery Superintendent, Jason Zicari.

**CARRIED**

4 Ayes

0 Nays

**REQUEST TABLED** Moved by Trustee Neidert and seconded by Trustee Sheehan to table request received from Mr. James Papponetti for leniency on his water/sewer bill till investigation can be completed.

**CARRIED**

4 Ayes

0 Nays

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

Ronald Holzermer; Richard DeCarlo Jr.; Kerry Miesner

**CARRIED**

4 Aye

0 Nays

**APPROVAL TO APPLY FOR PERMIT** Moved by Trustee Sidari and seconded by Trustee Neidert approving the Village apply for work permit from NYSDEC for hanging of Cable and Garlands at Christmas time.

**CARRIED**

4 Ayes

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**DISCUSS:** Trustee Neidert discussed Historic Policy and Lafayette Park.

**RESIDENT** Resident, Mr. Vincent Navarra, discussed the parking problem in the downtown area for his office building. He would like to see the Village purchase the old restaurant across the street from his building and create a parking lot. He discussed the money he is putting into his building and is afraid if he adds more offices there will be no place for them to park.

**DISCUSS:** Trustee Theodorakos gave Board update after meeting with the ABA

regarding the Flowers for the downtown area. We will have 65% of what we had last year and they will be at the major intersections and along the canal bank. They will be working on the watering scheduling and will need volunteers.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session at 9:25 PM to discuss personnel matters and present litigations.

**CARRIED**

4 Ayes

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**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Theodorakos to reopen meeting at 10:30 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 10:32 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer, Village of Albion

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 13, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened Meeting with the Pledge of Allegiance.

**PUBLIC HEARING SMALL CITIES** 7:00 PM Public Hearing to discuss community development needs and priorities to provide residents with information regarding Small Cities program and to describe the Village's plan to meet these priority needs.

Work sheet was handed out to residents in attendance explaining submission

date, funds available, project types, funding limits and types of applications that may be filed for.

Mayor asked if there was anyone who wished to speak regarding the Small Cities Grant or if anyone had any suggestions for projects.

No response from public.

Trustee Theodorakos explained the Board was considering applying for funds to help cover the costs of the sewer line replacements that have been mandated by New York State through a consent order. Project is going to cost two and a half million and we can apply for up to \$600,000.00.

Trustee Neidert added the Board realizes there are a numerous number of streets that need repair in the Village but there is no sense in paving them and then going back and cut them to put the sewers in. We need to do the infrastructure first.

**HEARING  
CLOSED**

Moved by Trustee Neidert and seconded by Trustee Sidari that there being no further comments regarding Public Hearing, hearing is hereby closed at 7:10 PM.

**CARRIED**

4 Ayes

0 Nays

**REP.  
TOWN OF  
ALBION**

Mr. Douglas Bloom, representing Town of Albion, appeared before Board to discuss a Policies and Procedures Manual the Town of Albion is preparing. The Town has initiated a Policy Committee and in the spirit of local government collaboration, will include representatives from other municipalities. All Policy Committee collaboration representatives

are

considered contributors and have permission to adopt and/or modify Town of Albion policy and procedure content as appropriate.

Moved by Trustee Sidari and seconded by Trustee Theodorakos approving Kevin Sheehan be the Village's representative on the Town of Albion Policy Committee.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT**

Mr. Ted Malone of 537 East State Street addressed the Board to clarify his previous request for the weight limit on East State Street. Mr. Malone discussed several alternatives he thought might be of some help. Mr. Malone formally asked the Board to post the Road at 18,000 Ton.

**RESIDENT**

Mr. David Snell of Snell Realty requested the Board set a date for him to give a presentation to the Board to market 121 North Main Street.

**RES. CANAL  
GRANT  
COMMITMENT**

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

is

**WHEREAS**, a Project for the Enhancement of Canal Path through the Village of Albion and the Façade of 121 North Main Street ("the Project") eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the Village of Albion desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design and construction activities.

**WHEREAS**, the Village Board, duly convened does hereby

**RESOLVE**, that the Village Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Village Board hereby authorizes the Village of Albion to pay in the first instance 100% of the federal and non-federal share of the cost of design and construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$129,000.00 is hereby appropriated from the 2008 -2009 General Fund budget and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of the Village of Albion shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Village Board be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Albion with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible, and it is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

**RESOLVED**, this Resolution shall take effect immediately

**CARRIED**

4 Ayes

0 Nays

**SLED NIGHT APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari approving Albion First Methodist Church request to hold a Sledding Night at Bullard Park on Friday, February 22, 2008 from 6:00 PM to 10:00 PM.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Theodorakos that in as much as each member received copies of the January 9, 2008 and January 23, 2008 minutes and there being only one correction on January 23, 2008 minutes (the work the to they) the minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Treasurer's report for month of January 2008.

**CARRIED**

4 Ayes

0 Nays

**INS. FOR FESTIVAL** Moved by Trustee Sidari And seconded by Trustee Theodorakos approving the Village of Albion add the 2008 Strawberry Festival on the Village's insurance policy.

**CARRIED**

4 Ayes

0 Nays

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

|                             |   |                 |
|-----------------------------|---|-----------------|
| Water Meter                 | - | Matthew Gilbert |
| Summer Held Street or Parks | - | Amie Fair       |

**TABLE  
GRANT  
APPLICA-  
TION**

Moved by Trustee Neidert and seconded by Trustee Theodorakos to table applying for injector grant until the Board can confer with Aric Albright, Superintendent of Pollution Control Facility.

**CARRIED**

4 Ayes

0 Nays

**RES. FOR  
DEFERRED  
COMP.  
MODEL  
PLAN**

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

WHEREAS, the New York State Deferred Compensation Board (the "*Board*"), pursuant to Section 5 of the New York State Finance Law ("*Section 5*") and the Regulations of the New York State Deferred Compensation Board (the "*Regulations*"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of the Village of Albion (the "*Model Plan*") and offers the Model Plan for adoption by local employers;

WHEREAS, the Village of Albion, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the Village of Albion;

WHEREAS, effective December 7, 2007 the Board amended the Model Plan to adopt provisions

- Expanding the eligibility for unforeseeable emergency withdrawals
- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long term care premiums for themselves, their spouse or dependents.
- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA.
- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA.

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, the Village of Albion has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan.

NOW THEREFORE BE IT RESOLVED, that the Village of Albion hereby amends the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan effective December 7, 2007, in the form attached hereto as Exhibit A.

**CARRIED**

4 Ayes

0 Nays

Discussion regarding length of time the new Fire Apparatus equipment should be bonded for (5 years or 7 years).

**BOND  
RES.**

The following Resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Sidari:

BOND RESOLUTION DATED FEBRUARY 13, 2008 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE THE ACQUISITION OF A FIRE TRUCK, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

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 acquisition of one fire truck, which may include apparatus required in connection therewith (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$495,501 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 \$495,501 and said amount is hereby appropriated therefore. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 27 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty (20) 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 not issued in anticipation of bonds for an assessable improvement, and (e) there are presently no outstanding bond notes issued in anticipation of the sale of said bonds. anticipation

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 indebtedness pursuant to §169.00 of the Local Finance Law, the with other issues, the determination to issue bonds with substantially declining annual debt service, all contracts for, and determinations with 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. and issue consolidation level or respect

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 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.

**CARRIED**

4 Ayes

0 Nays

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

Cheryl M Blake - S.G. 393 Zephyr Avenue

Jeniavee Brown - S.G. 370 Deerfield Avenue

Patricia K Harper - S.G. 375 Deerfield Avenue

Edward P Malone & Joanne Scalfaro-Malone - S.G. 172 Deerfield Avenue

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding surplus material.

**ITEMS DECLARED SURPLUS** Moved by Trustee Theodorakos and seconded by Trustee Sidari declaring sandstone, pavers, slab tile, Vehicle 816 and excess wood from tree cuttings as surplus material.

**CARRIED**

4 Ayes

0 Nays

**BIKES DECLARED SURPLUS** Moved by Trustee Neidert and seconded by Trustee Sheehan declaring bikes as surplus and approving they be donated to a not-for-profit organization.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding how specifications should be submitted for Automated Meter Reading System.  
Trustee Neidert did not want the specifications to be written to stringent.

**MOTION TO ADV. BIDS** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing to write specifications and go to bid for an Automated Meter Reading System that will not require us to change meters at this time.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS: RE. LEAK DETECTION SYSTEM AGREE-MENT** Discussion regarding the installation of leak detection sensors in the mobile home parks.  
Trustee Sidari inquired as to why the master meters were never put in as directed. If the master meters were installed, would we really need the leak detection system? We would just bill the difference of what the master meter reads compared to what the parks were billed. Discussion followed.

Decision will be made at a later date regarding park owner agreement for

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**CARRIED**

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0 Nays

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Kathleen R. Ludwick  
Clerk - Treasurer, Village of Albion

The regular meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 13, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened Meeting with the Pledge of Allegiance.

**PUBLIC  
HEARING  
SMALL  
CITIES**

7:00 PM Public Hearing to discuss community development needs and priorities to provide residents with information regarding Small Cities program and to describe the Village's plan to meet these priority needs.

Work sheet was handed out to residents in attendance explaining submission date, funds available, project types, funding limits and types of applications that may be filed for.

Mayor asked if there was anyone who wished to speak regarding the Small Cities Grant or if anyone had any suggestions for projects.

No response from public.

Trustee Theodorakos explained the Board was considering applying for funds to help cover the costs of the sewer line replacements that have been mandated by New York State through a consent order. Project is going to cost two and a half million and we can apply for up to \$600,000.00.

Trustee Neidert added the Board realizes there are a numerous number of streets that need repair in the Village but there is no sense in paving them and then going back and cut them to put the sewers in. We need to do the infrastructure first.

**HEARING  
CLOSED**

Moved by Trustee Neidert and seconded by Trustee Sidari that there being no further comments regarding Public Hearing, hearing is hereby closed at 7:10 PM.

**CARRIED**

4 Ayes

0 Nays

**REP.  
TOWN OF  
ALBION**

Mr. Douglas Bloom, representing Town of Albion, appeared before Board to discuss a Policies and Procedures Manual the Town of Albion is preparing. The Town has initiated a Policy Committee and in the spirit of local government collaboration, will include representatives from other municipalities. All Policy Committee collaboration representatives

are

considered contributors and have permission to adopt and/or modify Town of Albion policy and procedure content as appropriate.

Moved by Trustee Sidari and seconded by Trustee Theodorakos approving Kevin Sheehan be the Village's representative on the Town of Albion Policy Committee.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr. Ted Malone of 537 East State Street addressed the Board to clarify his previous request for the weight limit on East State Street. Mr. Malone discussed several alternatives he thought might be of some help. Mr. Malone formally asked the Board to post the Road at 18,000 Ton.

**RESIDENT** Mr. David Snell of Snell Reality requested the Board set a date for him to give a presentation to the Board to market 121 North Main Street.

**RES. CANAL** The following resolution was proposed by Trustee Theodorakos who moved its adoption and seconded by Trustee Neidert:  
**GRANT**  
**COMMITMENT**

**WHEREAS**, a Project for the Enhancement of Canal Path through the Village of Albion and the Façade of 121 North Main Street ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

**WHEREAS**, the Village of Albion desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of design and construction activities.

**WHEREAS**, the Village Board, duly convened does hereby

**RESOLVE**, that the Village Board hereby approves the above-subject project; and it is hereby further

**RESOLVED**, that the Village Board hereby authorizes the Village of Albion to pay in the first instance 100% of the federal and non-federal share of the cost of design and construction work for the Project or portions thereof; and it is further

**RESOLVED**, that the sum of \$129,000.00 is hereby appropriated form the 2008 -2009 General Fund budget and made available to cover the cost of participation in the above phase of the Project; and it is further

**RESOLVED**, that in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Board of the Village of Albion shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

**RESOLVED**, that the Village Board be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Village of Albion with the New York State Department of Transportation in connection with the advancement approval of the Project and providing for the administration of the Project municipality's first instance funding of project costs and permanent the local share of federal-aid and state-aid eligible Project costs and costs within appropriations therefore that are not so eligible, and it or and the funding of all Project is further

**RESOLVED**, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

**RESOLVED**, this Resolution shall take effect immediately

**CARRIED**

4 Ayes

0 Nays

**SLED NIGHT APPROVED** Moved by Trustee Sheehan and seconded by Trustee Sidari approving Albion First Methodist Church request to hold a Sledding Night at Bullard Park on Friday, February 22, 2008 from 6:00 PM to 10:00 PM.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Theodorakos that in as much as each member received copies of the January 9, 2008 and January 23, 2008 minutes and there being only one correction on January 23, 2008 minutes (the work the to they) the minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Treasurer's report for month of January 2008.

**CARRIED**

4 Ayes

0 Nays

**INS. FOR FESTIVAL** Moved by Trustee Sidari And seconded by Trustee Theodorakos approving the Village of Albion add the 2008 Strawberry Festival on the Village's insurance policy.

**CARRIED**

4 Ayes

0 Nays

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

|                                |   |                   |
|--------------------------------|---|-------------------|
| Water Meter                    | - | Matthew Gilbert   |
| Summer Held Street or Parks    | - | Amie Fair         |
| Sewer Office Work or Reception | - | Ann L. Strickland |

**TABLE GRANT APPLICA-TION** Moved by Trustee Neidert and seconded by Trustee Theodorakos to table applying for injector grant until the Board can confer with Aric Albright, Superintendent of Pollution Control Facility.

**CARRIED**

4 Ayes

0 Nays

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

WHEREAS, the New York State Deferred Compensation Board (the "*Board*"), pursuant to Section 5 of the New York State Finance Law ("*Section 5*") and the Regulations of the New York State Deferred Compensation Board (the "*Regulations*"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of the Village of Albion (the "*Model Plan*") and offers the Model Plan for adoption by local employers;

WHEREAS, the Village of Albion, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of the Village of Albion;

WHEREAS, effective December 7, 2007 the Board amended the Model Plan to adopt provisions

- Expanding the eligibility for unforeseeable emergency withdrawals

- Permitting law enforcement officers, firefighters, members of a rescue squad or ambulance crew who have retired for service or disability to request a plan distribution of up to \$3,000 annually to pay for health insurance or qualified long term care premiums for themselves, their spouse or dependents.
- Permitting a beneficiary who is not the spouse of the deceased Participant to transfer their Plan account directly to an IRA.
- Permitting a Participant who is eligible for a distribution to rollover all or a portion of their Plan account to a Roth IRA.

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, the Village of Albion has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan.

NOW THEREFORE BE IT RESOLVED, that the Village of Albion hereby amends the Deferred Compensation Plan for Employees of the Village of Albion by adopting the amended Model Plan effective December 7, 2007, in the form attached hereto as Exhibit A.

**CARRIED**

4 Ayes

0 Nays

Discussion regarding length of time the new Fire Apparatus equipment should be bonded for (5 years or 7 years).

**BOND RES.**

The following Resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Sidari:

BOND RESOLUTION DATED FEBRUARY 13, 2008 OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING GENERAL OBLIGATION SERIAL BONDS TO FINANCE THE ACQUISITION OF A FIRE TRUCK, AUTHORIZING THE ISSUANCE OF BOND ANTICIPATION NOTES IN CONTEMPLATION THEREOF, THE EXPENDITURE OF SUMS FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

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 acquisition of one fire truck, which may include apparatus required in connection therewith (hereinafter referred to as "purpose"), and general obligation serial bonds in an aggregate principal amount not to exceed \$495,501 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 \$495,501 and said amount is hereby appropriated therefore. The plan for financing of said purpose is to provide all of such maximum cost by issuance of obligations as herein authorized.

Section 3. It is hereby determined and declared that (a) said purpose is one of the class of objects or purposes described in Subdivision 27 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is twenty (20) 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 not 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.



**DISCUSS:** Discussion regarding surplus material.

**ITEMS  
DECLARED  
SURPLUS** Moved by Trustee Theodorakos and seconded by Trustee Sidari declaring sandstone, pavers, slab tile, Vehicle 816 and excess wood from tree cuttings as surplus material.

**CARRIED**

4 Ayes

0 Nays

**BIKES  
DECLARED  
SURPLUS** Moved by Trustee Neidert and seconded by Trustee Sheehan declaring bikes as surplus and approving they be donated to a not-for-profit organization.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding how specifications should be submitted for Automated Meter Reading System.  
Trustee Neidert did not want the specifications to be written to stringent.

**MOTION  
TO ADV.  
BIDS** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing to write specifications and go to bid for an Automated Meter Reading System that will not require us to change meters at this time.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:  
RE. LEAK  
DETECTION  
SYSTEM  
AGREE-  
MENT** Discussion regarding the installation of leak detection sensors in the mobile home parks.  
Trustee Sidari inquired as to why the master meters were never put in as directed. If the master meters were installed, would we really need the leak detection system? We would just bill the difference of what the master meter reads compared to what the parks were billed. Discussion followed.

Decision will be made at a later date regarding park owner agreement for leak detection system.

**CREDIT  
APPROVED** Moved by Trustee Neidert and seconded by Trustee Theodorakos approving credit for 581,000 gallons (\$1,661.66) be given to Town of Carlton for water sold through the Town of Gaines but was pumped back into the Village System.

**CARRIED**

4 Ayes

0 Nays

**LAND  
DECLARED  
SURPLUS** Moved by Trustee Theodorakos and seconded by Trustee Neidert declaring Village property located at corner of Washington and Academy Street as surplus.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL  
FOR  
GRANT  
REIM-  
BURSEMENT  
FORMS** Moved by Trustee Theodorakos and seconded by Trustee Sheehan authorizing Mayor Hadick to sign request for Fund and Disbursement forms for Small Cities Grant No. 10PF 157-06 (Albion Academy Project) in the amount of \$4,000.00.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Resident Sharlin Pulley addressed Board regarding the condition of 121 North Main Street. Her concerns were as follows:

- 1. The last step is not carpeted and several individuals have fallen.
- 2. She requests that carpeting extend over the landing and to the door.
- 3. Building should have be more secure. Possibly have some type of detection for movement.

Board stated they are well aware there is problems over at 121 and especially with the security of the building. They have been discussing several options for the building.

**DISCUSS:** Mayor Hadick discussed stop sign project at the corners of Park and Academy and Washington Street and Academy. A Public Hearing was held and we were waiting for a report from Chief London. Mayor would like to see four way stop signs installed at these corners for the residents protection.  
**RE. FOUR WAY STOPS** Discussion followed regarding problems in that area (parking on street, side-walks, speed of cars and bushes that hinder view)  
Chief London to bring his findings to the workshop meeting to be held February 27, 2008.

**PAYMENTS APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the following payments to Chatfield Engineers:

|                                  |   |            |
|----------------------------------|---|------------|
| General Engineering              | - | \$1,123.50 |
| 2007 Sanitary Sewer Improvements | - | \$6,670.00 |
| Water System Committee           | - | No Charge  |

**CARRIED**

4 Ayes

0 Nays

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

|              |   |              |                      |
|--------------|---|--------------|----------------------|
| General Fund | - | \$ 47,330.37 | Vou. No. 6576 - 6640 |
| Water Fund   | - | \$ 11,788.96 | Vou. No. 2245 - 2264 |
| Sewer Fund   | - | \$ 11,774.49 | Vou, No. 2100 - 2117 |

**CARRIED**

4 Ayes

0 Nays

**RED CROSS PROCLAMATION** Moved by Trustee Sidari and seconded by Trustee Sheehan authorizing Mayor Hadick to sign the following Proclamation:  
**AMERICAN RED CROSS MONTH 2008**

Each year during the month of March we formally recognize the American Red Cross in Orleans County and its essential humanitarian role in Orleans County. We honor the role of the Red Cross's contribution to making Orleans County a better place. Every day, Red Cross volunteers and employees carry out the mission by providing essential services to people in their communities with the help of generous donors in Orleans County.

For more than ninety years, Orleans County residents have relied on the expertise of the American Red Cross in disaster relief. Each year, the American Red Cross in Orleans County located in Medina, NY responds to many disasters including house or apartment fires, hurricanes, and other natural and human caused disasters. In 2007; the Red Cross in Orleans County responded and provided assistance to over 25 individuals throughout Orleans County who were displaced and in need of immediate disaster assistance.

The American Red Cross in Orleans County makes every effort to save lives long before tragedy strikes by helping individuals and entire communities

learn to prepare for disaster. It prepares people to save lives through first aid and CPR training, water safety, and use of automated external defibrillators (AED's) to save victims of sudden cardiac arrest. Over the past year, thousands of people have enrolled in American Red Cross of Health and Safety Courses in Orleans County.

Under its charter, the American Red Cross is entrusted with providing volunteer aid in time of war to the sick and wounded of the armed forces. Staff members deploy with our Armed Forces to provide emergency communications and a caring presence to service men and women separated from their families. The American Red Cross in Orleans County has sent over 30 emergency messages to active duty personnel and their families, the Orleans County Chapter also reaches out to the members of the National Guard and Reserves and their families who reside in nearly every community in Orleans County.

Without the help of the American Red Cross in Orleans County volunteers, the American Red Cross in Orleans County would not be able to fulfill the humanitarian mission that is the cornerstone of the organization. We are grateful for the tireless work of the volunteers and employees of the Orleans County chapter and during this month, we pay tribute to the remarkable organization and all those who have answered the call to serve a cause greater than self and offered support and healing in times of need.

NOW THEREFORE, I, Michael A. Hadick, Mayor of the Village of Albion by virtue of the authority vested in me by the Constitution and Laws of the Village of Albion do hereby proclaim March 2008 as American Red Cross Month. Especially during this extraordinary time for our country, I encourage all Americans to support this organization's noble humanitarian mission.

**CARRIED**

4 Ayes

0 Nays

**HOSPICE WALK**

**APPROVED**

Moved by Trustee Neidert and seconded by Trustee Sidari approving request received from Hospice of Orleans County to conduct their 2<sup>nd</sup> Annual Memory Walk fundraiser at Mount Albion Cemetery on Saturday, May 17, 2008 (rain date of May 24, 2008) pending approval of Cemetery Superintendent, Jason Zicari.

**CARRIED**

4 Ayes

0 Nays

**REQUEST TABLED**

Moved by Trustee Neidert and seconded by Trustee Sheehan to table request received from Mr. James Papponetti for leniency on his water/sewer bill till investigation can be completed.

**CARRIED**

4 Ayes

0 Nays

**AFD MEMBERS**

Moved by Trustee Sidari and seconded by Trustee Sheehan accepting the following as newly approved members of the Albion Fire Department:

Ronald Holzermer; Richard DeCarlo Jr.; Kerry Miesner

**CARRIED**

4 Aye

0 Nays

**APPROVAL TO APPLY FOR PERMIT**

Moved by Trustee Sidari and seconded by Trustee Neidert approving the Village apply for work permit from NYSDEC for hanging of Cable and Garlands at Christmas time.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Trustee Neidert discussed Historic Policy and Lafayette Park.

**RESIDENT** Resident, Mr. Vincent Navarra, discussed the parking problem in the downtown area for his office building. He would like to see the Village purchase the old restaurant across the street from his building and create a parking lot. He discussed the money he is putting into his building and is afraid if he adds more offices there will be no place for them to park.

**DISCUSS:** Trustee Theodorakos gave Board update after meeting with the ABA regarding the Flowers for the downtown area. We will have 65% of what we had last year and they will be at the major intersections and along the canal bank. They will be working on the watering scheduling and will need volunteers.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session at 9:25 PM to discuss personnel matters and present litigations.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Theodorakos to reopen meeting at 10:30 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 10:32 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer, Village of Albion

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## February 27, 2008: Village Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, February 27, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the Pledge of Allegiance.

**DISCUSS:** Trustee Sidari questioned as to when the Master Meters would be installed.  
**RE:** Dale Brooks, DPW Superintendent stated all parts are here and meters we have in stock are ready to go.  
**MASTER METERS** Rick Preston, Water Treatment Plant Superintendent stated we need more meters. We have enough to do 4 and start 5 but we need four more meters to complete the School and Hamilton Street. Discussion followed regarding size of meters, cost, options of meters, and size of lines. It was stated the smaller the meter the more accurate. Question was asked, "Can we meter Heritage Estates" answer yes. It was agreed that the Master Meters need to be installed!

**WATER USE AGREE-MENT** Discussion regarding Water Use Agreement for Mobile Home Parks and the installation of the Leak Detection System. Rick Preston, stated according to the State Department of Health we are suppose to have an agreement. Trustee Sidari stated he has a problem with putting our meters on private property. The meters should be on our right of way. Trustee Sidari also feels the agreement has no teeth and number six is useless. Trustee Neidert agreed if you read off the master meter you will know if they have leaks and bill off your readings. Trustee Sidari would like to see the verbiage changed and asked if this agreement would supersede any other Local Laws or State Laws. Attorney Gavenda stated we really don't want to be in conflict with any other laws. I would really like the time to look into this and review all the laws.

**WATER AUDIT REPORT** Rick Preston, Water Treatment Plant Superintendent, stated the Annual Water Audit is done - unaccounted for water down to 11.9% of what the Water Plant pumps.

**TREE PROGRAM** Dale Brooks spoke regarding 10,000 Trees and Growing Program and requesting resolution be passed endorsing the application. Mr. Brooks explained the National Grid has reported twenty-six trees that need to be taken down that are a hazard. If the Village goes with the program they have to replant with trees only approved by the program. Trustee Sidari asked where these trees were located and feels the residents should be notified first. Trustee Neidert stated he would like to see an ad in paper notifying the public. Trustee Theodorakos would like to see a list of all twenty-six trees and a list of the type of trees recommended for replacement. All agreed they would like the lists and then have a walk around to look where they are located.

**DISCUSS:** Discussion regarding Storm Drainage in the Downtown area and Churches whose storm water run off is taped to the Sewer Drains.  
**STORM DRAINAGE** Discussion followed regarding where drains are located and need to be installed.  
It was noted this is totally against the law and has to be corrected according to consent order issued to the Village by DEC.

**DISCUSS:** Discussion regarding drive thru located behind Empire Coating.  
Trustee Neidert stated the last word he remembers was Mr. Gross would pay for the stone and the County was going to put it in. Trustee Neidert will check.

**WALK WAY SIGNS** Discussion regarding portable walk way signs for corner of East Park Street and Rt. 98, the liability of having them and who would put them up and take them down. It was agreed that Chief London is to move forward with application.

**RES. RE. ELECTIONS** The following motion was proposed by Trustee Neidert who moved its adoption and second by Trustee Sidari that pursuant to Section 15-104 (3) (b) of the Election Law of the State of New York, the General Village Election for the Village of Albion, Orleans County, New York, will be held on Tuesday, March 18, 2008 at the Village of Albion Board Room, 35-37 East Bank Street, Albion, New York, with the polls opening at 12:00 Noon and closing at 9:00 PM and the name and address of those persons duly nominated for Village Office are listed as follows:

#### **DEMOCRATIC PARTY**

**TRUSTEE** - 4 years, Frederick (Fred) Miller, 5 Linwood Avenue, Albion, NY

**TRUSTEE** - 4 years, Jeannette Riley, 207 West Avenue, Albion, NY

#### **REPUBLICAN PARTY**

**TRUSTEE** - 4 years, Edward L. Salvatore, 140 Bayberry Lane, Albion, NY

**TRUSTEE** - 4 years, John R. Daniels, 513 Moore Street, Albion, NY

#### **CITIZENS PARTY**

**TRUSTEE** - 4 years, Frederick (Fred) Miller, 5 Linwood Avenue, Albion, NY

The Village of Albion will NOT be holding a registration day. All eligible voters should be registered with the County Board of Elections. Deadline for registration is March 7, 2008

#### **CARRIED**

4 Ayes

0 Nays

**CORRES.** Correspondence from the Town of Gaines regarding upcoming meeting to be held Monday, March 3, 2008 for Special Use Permit Application submitted by Dr. Mary Neilans, D.V. M..

Dale Brooks discussed shortage in salt account due to weather conditions.

**TRANSFER APPROVED** Moved by Trustee Sheehan and seconded by Trustee Neidert approving the transfer of money from F8340.208 to F 8340.408 to cover shortage in salt account.

#### **CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Theodorakos to adjourn to executive session to discuss a personnel issue of a particular person at 8:13 PM.

**CARRIED**

4 Ayes

0 Nays

**EXCUSED** Attorney Gavenda, Mayor Michael Hadick and Clerk, Kathleen R. Ludwick were excused from the executive session. Deputy Clerk, Linda Babcock will take any necessary minutes.

**MEETING REOPENED** Moved by Trustee Sheehan and seconded by Trustee Neidert to reopen meeting at 8:47 PM

**CARRIED**

4 Ayes

0 Nays

**CASE FINDINGS ACCEPTED** Moved by Trustee Sidari and seconded by Trustee Sheehan to accept the Report and Findings of Hearing Officer James Bell Esq. in respect to the Ronald Vendetti Case.

|                 |   |     |                     |   |     |
|-----------------|---|-----|---------------------|---|-----|
| Trustee Sidari  | - | Aye | Trustee Sheehan     | - | Aye |
| Trustee Neidert | - | Aye | Trustee Theodorakos | - | Aye |

**CARRIED**

**TERMINATION OF EMPLOYEE** The following resolution was proposed by Trustee Sidari who moved its adoption and seconded by Trustee Sheehan:

**WHEREAS**, disciplinary charges dated July 31, 2007, and amended on October 9, 2007, were brought against Ronald Vendetti pursuant to of the Civil Service Law, and

**WHEREAS**, a hearing was held on the charges before Hearing Officer James D. Bell, Esq., and

**WHEREAS**, Mr. Bell, in a Report and Recommendation dated February 19, 2008, recommended that Ronald Vendetti be found guilty on Charges I, II, III, VI, VIII. IX, XIV, XV, that his employment as the Code Enforcement Officer with the Village of Albion be terminated and that his 30-day suspension without pay be upheld, and

**WHEREAS**, upon review of Mr. Bell's Report, the submissions of the parties, and the record of the proceeding:

**IT IS HEREBY RESOLVED**, that the Board hereby adopts in full the findings and recommendations of Mr. Bell, and

**IT IS FURTHER RESOLVED**, that Mr. Vendetti's employment with the Village of Albion is terminated effective February 27, 2008.

|     |                 |   |     |                     |   |
|-----|-----------------|---|-----|---------------------|---|
| Aye | Trustee Sidari  | - | Aye | Trustee Neidert     | - |
| Aye | Trustee Sheehan | - | Aye | Trustee Theodorakos | - |

**CARRIED**

**ATTORNEY TO NOTIFY** Moved by Trustee Sidari and seconded by Trustee Theodorakos authorizing Attorney Gavenda to notify Mr. Vendetti of his termination of employment and all benefits effective immediately.

**CARRIED**

4 Ayes

0 Nays

Mr. Vendetti will also be notified to return all Village property.

**DISCUSS:** Discussion regarding revenues and expenditures of 121 North Main Street.

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:07 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer  
Village of Albion

Linda K. Babcock  
Deputy Clerk - Treasurer  
Village of Albion

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## March 03, 2008: Special Meeting

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Monday, March 3, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Bruce P Sidari, Dean A Theodorakos and Michael F Neidert.

Mayor opened meeting with the Pledge of Allegiance.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session at 6:02 PM.

**CARRIED**

3 Ayes

0 Nays

**SESSION REOPENED** Moved by Trustee Sidari and seconded by Trustee Theodorakos to reopen session at 6:37 PM.

**CARRIED**

3 Ayes

0 Nays

**APPROVAL TO SEND LETTERS** Moved by Trustee Neidert and seconded by Trustee Theodorakos to send letters to all candidates on the Certification of Eligible list for Code Enforcement Officer. The letter to be sent certified/returned receipt giving candidates 10 days to respond.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Sidari that there being no further business, meeting is hereby adjourned at 6:40 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Deputy Clerk - Treasurer  
Village of Albion

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## February 20, 2008: Planning Board Meeting

### Body:

The Planning Board of the Village of Albion held a meeting on Wednesday, February 20, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, NY.

Present were Deputy Chairman John Andrews, Members Daniel Gleason, Richard Remley and Clifford Thom.

Deputy Chairman Andrews opened meeting with the Pledge of Allegiance.

**MINUTES** Moved by Clifford Thom and seconded by Richard Remley that in as much as  
**APPROVED** each member received copies of the minutes of the January 16, 2008 meeting, and there being no errors or omissions, minutes are hereby approved as submitted.

### CARRIED

4 Ayes

0 Nays

**MCDONALDS** Code Officer, Greg Martin, discussed the revised plot plan for the McDonald's Project noting the outlet on Clinton Street has been removed and will now be on West Avenue. They also have moved the outlets west farther away from Clinton Street.

Mr. Randy Bebout, project manager and Mr. Scott Francis, Area Construction Manager, addressed Board and the public in attendance explaining the new plot plan. The following items were discussed:

- 1. All exits will be on West Avenue and shifted farther away from Clinton Street.
- 2. Relocation of handicapped parking spaces.
- 3. Freezer is now part of the building.
- 4. Dumpsters relocated to back and will be enclosed with same material as building.
- 5. Explained sidewalks and drive thru.
- 6. New landscaping
- 7. Stockade fence.
- 8. 44 parking spaces.
- 9. Sanitary Sewer laterals and new grease traps will be installed.
- 10. Lighting, glare shields and light on flags.
- 11. Delivery trucks late at night or early in morning.

Clifford Thom stated he liked the new design and Richard Remley thanked the Engineers for responding to the communities request canceling the exit on to Clinton Street.

Resident Carol Irwin also thanked the company for taking out the Clinton Street exit.

Julie Andrews stated she is unhappy with the split faced block on the exterior of the building and wanted to know why we could not have real brick. Engineers explained the block is financially feasible and would hold up better than brick plus the color goes all the way through the block so even if chipped the color would remain the same. It will look like brick but be a bigger block.

Questioned was asked if there would be a play area - answer no not at this time  
It was noted they would like to start the project the end of April or beginning of May and be done by July.

**SITE PLAN APPROVED** Moved by Clifford Thom and seconded by Dan Gleason approving the site plan for McDonald property on West Avenue with the following additional requirements:

- 1. The fencing on the south side of property will be repaired of any minor damage and re-stained.
- 2. The enclosed dumpster gate would be made of a maintenance free fencing or composite material.

**CARRIED**

4 Ayes

0 Nays

It was noted the plans would be forwarded to the County Planning Board for their approval.  
It was also stated the signs will remain the same.

**MEETING CLOSED** Moved by Clifford Thom and seconded by Richard Remley that there being no further business, meeting is hereby adjourned at 7:30 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick, Clerk - Treasurer

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## March 12, 2008: Village Board Meeting

### Body:

The Regular Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, March 12, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the Pledge of Allegiance.

**PUBLIC HEARING 2008 SMALL CITIES** 7:00 PM Public Hearing to discuss Community Development needs and priorities for funding under 2008 Small Cities Grant. Village considering applying for funding to make needed improvements to the storm and sanitary sewer systems to comply with the consent order issued by the New York State Department of Environmental Conservation.

Engineer, Paul Chatfield, of Chatfield Engineers addressed the Board and the Public in attendance explaining the 2008 Small Cities Program that is being administrated by the State.

Mr. Chatfield then explained the consent order issued by the NYS DEC to the Village of Albion regarding their Storm and Sanitary Sewer Systems. He stated the Village will apply for the full amount allowed by the grant for each project which is \$600,000.00. The cost of the entire project will be approximately \$2,500,000.00. The Village will have to bond the remaining amount. The Village also will be doing the manhole frames and covers in order to save on costs.

Mr. Chatfield then reviewed the map showing the locations of where the sewers and laterals will be replaced. He also noted the Village DPW has already done such jobs as televising the sewer lines, smoke testing and sending out notifications to residents regarding the testing which has also saved on cost.

Time line of project was discussed stating application is due by April 21 with decision regarding grant award 120 days later. Then project will be put out to bid. Hoping construction will start winter or early spring of 2009. Trustee Sidari stated it is not our intent to borrow the whole 2.5 million but start with a portion and if we get the \$600,000.00 in the 2008 Small Cities round we can apply for another \$600,000.00 in 2009.

It was also noted that with the repair of these lines and the flow being decreased there should be a cut in electrical costs at the Sewer Plant.

Trustee Sidari stated the reason the Village has not done a lot of road repair is there is no sense in fixing roads when we are going to come back in the spring and tear them up to put in sewer lines. We did however address and fix the drainage problem on Platt Street using Chips money.

Mrs. Braunbauh asked if the grant was very competitive. Mr. Chatfield stated the grant is very competitive but seeing as how the Village is under a consent order from the State this should help us.

Discussion followed regarding laterals (if the Village should replace them or not).

**HEARING CLOSED** Moved by Trustee Sidari and seconded by Trustee Sheehan that in as much as all were heard who wished to speak at Public Hearing, hearing is hereby closed at 7:28 PM.

**CARRIED**

4 Ayes

0 Nays

**RES. TO  
SUBMIT  
2008 SMALL  
CITIES  
APPLICATION**

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

BE IT RESOLVED, that the Mayor of the Village of Albion, Orleans County, New York, is hereby authorized as the official representative of the Village to execute and submit a Small Cities application to the administrative agency for the Fiscal Year 2008 program, all understandings and assurance 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**

4 Ayes

0 Nays

**APPROVAL  
FOR SEVEN  
YEAR  
BOND**

Moved by Trustee Sheehan and seconded by Trustee Neidert that the Village of Albion bid for a seven year serial bond for the payment of the new Fire Truck.

**CARRIED**

4 Ayes

0 Nays

**TRUSTEE**

Trustee Neidert thanked God, his wife, children and Village Residents for supporting and believing in him during his time served as Village Trustee. He stated all who come into this position have great expectations but soon learn that due to laws and restraints government moves very slow. He then addressed his many accomplishments during his time such as Utility savings, Employee Medical costs savings, No idle Law, Completion of Visitors Center, Work Force Deduction, Sidewalk Replacements and Repairs, Park Improvements and Several Grants to name a few. I feel I did my best with no personnel agenda and in a positive way.

**TRUSTEE**

Trustee Sidari also Thanked his wife, children and Village Residents for supporting him during his time as Village Trustee. Residents don't realize the abuse heaped on Board members as they try to do their best. I need to take a couple of years off to attend to my business and personal matters but I may be back in 2010.

Mayor Hadick stated he appreciated all the time and effort Trustee Neidert and Trustee Sidari put forth.

**RESIDENT**

Mrs. Kim Remley addressed the Board regarding the signage laws in the Village of Albion. She stated years ago the Board set a moratorium on enforcing the sign laws until they could be readdressed and a committee was set up with ABA members to work on it. However, it went by the wayside and nothing was ever accomplished. She would like time to regroup and address the problem. Greg Martin, Code Enforcement Officer, stated this was brought to light when the NYS DOT stated the sandwich sign located on Route 98 & 31 had to be removed as it was on State right of way. So it is not just against Village Code but the State want it removed. It was then noted that there was not a moratorium for signs it was just a law that was not being enforced. Discussion followed regarding the sign law. It was noted that you may have signs if they are located on your own property. Discussion followed regarding her sign on the corner of East Bank and Route 98. Mrs. Remley again asked if that sign on East Bank Street could stay up. Mayor noted that the law says your own property - so the sign will have to come down as it is off premises.

**APPROVAL  
TO WORK  
ON SIGN  
LAW**

Moved by Trustee Neidert and seconded by Trustee Theodorakos that the Code Officer will work with the ABA, Zoning Board and Planning Board to address the present laws on signage.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mrs. Mary Ann Braunbach addressed Board requesting an adjustment to her water / sewer bill for 138 North Main Street. Current bill is \$1,324.35 for 228,000 gallons which is extremely higher than normal. They have checked for leaks and found nothing. Meter is presently reading normal.

**MOTION TO CHECK METER** Moved by Trustee Neidert and seconded by Trustee Theodorakos requesting Dale Brooks, DPW Superintendent, to pull and check Mrs. Braunbach's meter.

**CARRIED**

4 Ayes

0 Nays

**ADJ. APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving Mr. James Papponetti receive an adjustment to the sewer portion of his sewer bill as per recommended by Dale Brooks, DPW Superintendent.

**CARRIED**

4 Ayes

0 Nays

**ADJ. APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari denying Mr. Cropsey's request for an adjustment to his water / sewer bill for 109 North Main Street as per recommended by Dale Brooks, DPW Superintendent.

**CARRIED**

4 Ayes

0 Nays

**ADJ. APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Neidert approving Mr. Clack's request for an adjustment to sewer bill for 25 Willor Road as per recommended by Dale Brooks, DPW Superintendent.

**CARRIED**

4 Ayes

0 Nays

**MINUTES APPROVED** Moved by Trustee Neidert and seconded by Trustee Theodorakos that in as much as each member received copies of the February 13, 2008, February 27, 2008 and March 3, 2008 minutes and there being only one correction, minutes are hereby approved as written.

**CARRIED**

4 Ayes

0 Nays

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

**CARRIED**

4 Ayes

0 Nays

**APPLICATION** The following application was accepted to be placed on file for future reference:

Albion Village Highway Dept. - Sherry Deary

**EMPLOYEE NOTICE** The following employees have submitted there notice that they will be opting out of the Village's Medical Coverage for the year 2008 - 2009:

Nancy Mack and David Rice

**DEEDS** Moved by Trustee Neidert and seconded by Trustee Sheehan authorizing

**APPROVED** Mayor Hadick to sign the following Cemetery Deeds:

John A & Susan J Defendorf - SG 319, 320 and 321 Deerfield Avenue.

Darrin Ettinger - SG 483 Zephyr Avenue

**CARRIED**

4 Ayes

0 Nays

**APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Neidert authorizing  
**FUEL** Mayor Hadick to sign the Fuel Agreement with Orleans County.  
**AGREEMENT**

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:** Discussion regarding documentation necessary for the Village of Albion to proceed with the Federal / State Aid Canal Grant. Clerk to send copy to Chatfield Engineers and Kelly Kabala.

**CORRES.** Correspondence from Swan Library stating their request for this years budget (\$20,000.00).

**APPROVAL** Moved by Trustee Neidert and seconded by Trustee Sidari approving the  
**FOR DOG** Tonawanda Kennel Club Dog Show be held at Bullard Park on August  
**SHOW** 30 and 31, 2008.

**CARRIED**

4 Ayes

0 Nays

**RES. RE.** The following resolution was proposed by Trustee Sidari who moved its  
**TOBACCO** adoption by Trustee Neidert:  
**SALES**

WHEREAS, 75% of youth shop in convenience stores at least once a week,

WHEREAS, You are more likely than adults to notice and remember tobacco advertising; and,

WHEREAS, Tobacco advertising in retail stores has a powerful influence on teens, who are significantly more likely to smoke due to advertising than they are due to peer pressure; and

WHEREAS, Nearly 90% of adult smokers started smoking before they were 18 years old;

WHEREAS, Every day, another 4,000 American children start to smoke, and another 2,000 become regular, daily smokers; and one-third of these children will die pre maturely from tobacco related illnesses; and

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

THEREFORE BE IT RESOLVED, that because of our commitment to the health of our community, the Village Board of Trustees of the Village of Albion supports raising awareness of the prevalence and impact of tobacco advertising and promotion with parents and local retailers; and,

BE IT FURTHER RESOLVED, that the Village Board of Trustees of the Village of Albion encourages local retailers to voluntarily reduce, rearrange or eliminate tobacco advertisements in their stores to protect the health and wellness of our youth.

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT**

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

|          |   |   |        |
|----------|---|---|--------|
| 31.00    | Planning Board services for Academy St. | - | \$     |
|          | Fire Protection                         |   |        |
| 6,548.00 | 2007 Sanitary Sewer Improvement         | - |        |
| 219.00   | 2007 Sanitary Sewer Improvement         | - |        |
|          | General Engineering Ser. for Walgreens  | - | 760.00 |

**CARRIED**

4 Ayes

0 Nays

**APPROVED FOR PAYMENT**

Moved by Trustee Sidari and seconded by Trustee Theodorakos approving payment of the following Village Bills:

|              |   |              |  |                      |
|--------------|---|--------------|--|----------------------|
| General Fund | - | \$ 37,266.47 |  | Vou. No. 6690 - 6736 |
| Water Fund   | - | \$ 10,069.13 |  | Vou. No. 2285 - 2300 |
| Sewer Fund   | - | \$ 7,868.58  |  | Vou. No. 2131 - 2142 |

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING SET FOR BUDGET**

Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving Public Hearing be held on Wednesday, April 9, 2008 at 7:00 PM for the purpose of presenting the proposed Village Budget for the fiscal year 2008 - 2009.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS: RE. TREES**

Discussion regarding cutting of Village trees. Board was under the assumption that the trees would not be cut down until they had opportunity to review the list and notify the home owners.  
Mayor to touch base with Dale Brooks in the morning.

**TRUCK DELCARED SURPLUS**

Moved by Trustee Neidert and seconded by Trustee Sheehan declaring truck 822 as surplus equipment as requested by Dale Brooks, DPW Superintendent.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS:**

Trailer Park agreement to be discussed at Village Workshop Meeting.

**REQUEST DENIED**

Moved by Trustee Neidert and seconded by Trustee Sidari denying request of Community Action to move their snow as it would be setting a precedent.

**CARRIED**

4 Ayes

0 Nays

**CORRES.**

Correspondence from NYS DOT regarding Clarendon Street

Mayor stated we sent them a letter stating we requested a rail hearing but have heard nothing from them.  
Mayor will contact them.

**DISCUSS.** Discussion regarding \$500.00 for flowers for downtown area.

**DISCUSS.** Trustee Theodorakos discussed the Clean Water State Revolving Fund (EFC) for possible financing for the Sanitary Sewer Project. We need to get an updated application for the Mayor to sign.

**APPROVAL FOR SALE OF PROPERTY** Moved by Trustee Sheehan and seconded by Trustee Sidari approving the sale of the Washington Street & Academy Street property. Bid date set at April 30, 2008 at 10:00 AM. Attorney to check and see if qualifiers can be stated.

**CARRIED**

4 Ayes

0 Nays

**LOCAL LAW NO. 1, 2008** The following resolution was proposed by Trustee Sheehan who moved its adoption and seconded by Trustee Theodorakos:

WHEREAS, a proposed Local Law No. 1 of the year 2008 for the purpose of amending the Codes of the Village of Albion specifically Chapter 263 Vehicle and Traffic Section 45 Schedule IX Stop Intersections was presented to the Village Board of Trustees at a regular meeting of said Board held November 14, and

WHEREAS, the Board of Trustees, at a regular meeting of said Board held on November 14, 2007 did adopt a motion that a Public Hearing be held on aforesaid proposed amendment to the Codes of the Village of Albion at 7:00 Pm on Wednesday, December 12, 2007, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York and that notice was published in the Medina Journal, the official newspaper of the Village of Albion, at least seven days before December 12, 2007, and

WHEREAS, a notice of such Public Hearing was duly published in the Medina Journal on December 3, 2007, and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees of the Village of Albion at the Village Council Chambers, 35-37 East Bank Street, Albion, New York at 7:00 PM on Wednesday, December 12, 2007 at which time all were heard who wished to speak regarding said Local Law.

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

VILLAGE OF ALBION  
LOCAL LAW No. 1, 2008

Adopted: March 12, 2008

ADD TO: § 263-45 Schedule IX Stop Intersection

| STOP SIGN ON        | DIRECTION | AT INTERSECTION OF  |
|---------------------|-----------|---------------------|
| Washington Street   | Both      | West Academy Street |
| West Academy Street | Both      | Washington Street   |

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

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Neidert to adjourn to executive session to discuss conduct of a particular individual at 9:15 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING REOPENED** Moved by Trustee Sidari and seconded by Trustee Theodorakos to reopen meeting at 9:56 PM.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO CONTINUE INVESTIGATION** Moved by Trustee Sidari and seconded by Trustee Neidert approving to continue investigation into violation of policy and procedure by an individual.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Neidert and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:57 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer  
Village of Albion

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## March 26, 2008: Village Workshop Meeting

### Body:

The Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday, March 26, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

**RESIDENT** Mr. Michael Bonafede, representing the ABA and Mr. Larry Montel addressed Board requesting the Board to formalize a committee to address the signage laws.  
Discussion followed regarding present laws that refer to sandwich signs. Code Officer, Greg Martin, stated they have already had meetings regarding this subject and have come up with some good ideas such as the signs can not be homemade but have to be manufactured and the business putting them up has to show proof of insurance. Also they have to state on application when signs will be displayed and no sign can stay overnight.  
Board agreed to set up a committee.

**CODE OFFICER PRESENTATION** Code Officer, Greg Martin, presented Board with Pool Regulations which he would like to see incorporated in the next Village News Letter.  
Discussion followed regarding pool regulations.  
Mr. Martin also presented Responsibility Handbook for Village of Albion Landlords and stated he is presently working on Handbook for Tenants.  
Trustee Theodorakos stated he would like to see a section added regarding Fire Safety and Maintenance Inspections.

Mr. Martin, presented letter of resignation - Board stated they respected his decision, didn't like it, but respected it.  
Mr. Martin stated he will come back evenings and on Wednesday's to help out if necessary s there are some projects that will need attending to.

Board Thanked Mr. Martin for a great job as he stepped in when the situation was most difficult. Mr. Martin was involved in several committees during his short time and it just goes to show his commitment to the position.

Mr. Martin Thanked Board for the opportunity to serve the Village and stated the Village has a great team of Department Heads.

**SCHOOL APPROVED** Moved by Trustee Neidert and seconded by Trustee Sidari approving Dale Brooks be allowed to attend Local Road Highway school at Cornell June 2 - 4, 2008.

### CARRIED

4 Ayes

0 Nays

**MISC. INFO.** Mr. Brooks stated he was informed the Chips money will decrease 3% in the next year.

**DISCUSS.** Discussion regarding Mobile Home Park Agreement.  
Trustee Sidari stated as the agreement stands now it is unenforceable. If you are going to have an agreement put some teeth in it.  
Discussion followed regarding private hydrant agreements, sampling of water, health department rules, rules for public water suppliers and liability.  
Trustee Theodorakos stated the agreement needs allowing the Village to

installed, check items and a fine should be stated. Trustee Sidari stated something should be in agreement that states when and if master meters ever get we have the right to bill the difference to the Trailer Park Owner. Trustee Neidert stated we need to have a meeting with the Park Owners and state we are not looking to punish them but to protect.

**MEETING** Meeting to be set up with Trailer Park Owners, John Gavenda, Dale Brooks and Rick Preston.

**BIDS DISCUSSED** Discussion regarding AMR system bids. Rick Preston explained system and the KVS computer system for the Village Office

**BID AWARDED** Moved by Trustee Sidari and seconded by Trustee Neidert awarding the bid for the Automatic Meter Reading System to low bidder Ramsco of Rochester, New York in the amount of \$ 275,380. and the Computer System for the Village Office to KVS under State Bid for \$36,790.00 plus option 1 & 2 totaling \$4,050.00.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS.** Discussion regarding part time help for DPW and Mt. Albion Cemetery.

Trustee Sidari stated he was under the assumption that at the Mach 12, 2008 meeting the DPW was instructed not to cut down any more trees till the Board checked them out and notified the residents. Discussion followed.

**MOTION RE. TREES** Moved by Trustee Sidari and seconded by Trustee Theodorakos to stop cutting trees till the Board can get in touch with an Arborous and let him give us a report as to what needs to be cut down or trimmed.

**CARRIED**

4 Ayes

0 Nays

**SURPLUS DECLARED** Moved by Trustee Neidert and seconded by Trustee Sheehan declaring the 1999Ford Crown Vic. as surplus equipment.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS.** Discussion regarding the McKinstry Street, Dollingers and East Avenue drainage problem.

**MEETING APPROVED** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving John Gavenda, Paul Chatfield and Kevin Sheehan meet with school representatives regarding drainage problem.

**CARRIED**

4 Ayes

0 Nays

**DEPT. REPORT** Rich Preston, Superintendent of Water Plant, presented the Year's Annual Water Quality Report.

**EXECUTIVE SESSION** Moved by Trustee Sidari and seconded by Trustee Theodorakos to adjourn to executive session to discuss two personnel matters at 9:02 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Sidari to reopen

**REOPENED** session at 9:50 PM.

**CARRIED**

4 Ayes

0 Nays

**AD APPROVED** Moved by Trustee Sidari and seconded by Trustee Neidert approving advertisement to fill Code Enforcement Position. Ad is to state applicant needs minimum of two years construction experience.

**CARRIED**

4 Ayes

0 Nays

**COMM. MEMBERS** Board agreed that Greg Martin and Fred Miller will be on sign committee.

**THANK YOU** Moved by Trustee Sheehan and seconded by Trustee Theodorakos that the Board would like to go on record thanking Bruce Sidari and Mike Neidert for all their time served as Village Trustee and they will be sadly missed.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Sidari and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:57 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Kathleen R. Ludwick  
Clerk - Treasurer  
Village of Albion

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## April 07, 2008: Organizational Meeting

### Body:

The Organizational Meeting of the Board of Trustees of the Village of Albion was held Monday, April 7, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

Oath of Office was administered by Linda K Babcock to newly elected officials Jeannette Riley and Fred Miller.

Mayor Hadick appointed Trustee Jeannette Riley as Deputy Mayor.

Mayor Hadick stated that there were interviews conducted on Sunday of Village residents that are more than qualified to take the position of Clerk-Treasurer. He feels that they could step into the job and bring new insight to the role. Mayor Hadick stated he feels that the Village is not thinking outside the box.

Mayor Hadick appointed Gregory Bennett for Clerk-Treasurer; however no one made a motion to approve so appointment was not made.

Mayor Hadick appointed Patricia Minuto for Clerk-Treasurer, however no one made a motion to approve so appointment was not made.

Mayor Hadick appointed Ashley Hesler for Clerk-Treasurer, however no one made a motion to approve so appointment was not made.

Mayor Hadick appointed Linda Babcock for Deputy Clerk-Treasurer, however no one make a motion to approve so appointment was not made.

Mayor Hadick appointed Gregory Bennett for Deputy Clerk-Treasurer, However no one made a motion to approve so appointment was not made.

**CODE EN-FORCEMENT OFFICE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick's appointment of Scott Bradshaw to serve as Code Enforcement Officer for a term of one year.

**CARRIED**

4 Ayes

0 Nays

Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor Hadick sign agreement with Code Enforcement Officer regarding salary to be \$38, 500 per year and \$43,500.00 after the completion of New York State Certification as a Code Enforcement Officer.

**CARRIED**

4 Ayes

0 Nays

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

**CARRIED**

4 Ayes

0 Nays

**PLANNING BOARD** Mr Richard Monacelli notified the Village he was resigning from the Planning Board. Mayor Hadick thanked Mr Monacelli for his years of service on the Planning Board.

Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick's appointment of Steven Watkins to serve on the Planning Board for a term of three years to replace Richard Monacelli.

**CARRIED**

4 Ayes

0 Nays

The appointment of the five year term to the Planning Board was tabled. The Board of Trustees will discuss the appointment at the April 9, 2008 meeting.

**ZONING BOARD**

Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointment of Shannon Lathrop to serve on the Zoning Board for a term of five years.

**CARRIED**

4 Ayes

0 Nays

**RECREATION COMMITTEE** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Mayor Hadick's appointment of Beth Howell, Jesse Kilner,

Diane Skinner, John Foos and Terri Miller to serve on Recreation Committee, each for a term of one year.

**CARRIED**

4 Ayes

0 Nays

**HISTORIC COMMITTEE** Mayor Hadick recommended that the Historic Committee be dissolved so the Rules and Regulations of the Committee can be looked at. After

**TABLED** discussing the issue the Board of Trustees decided to table the decision until the April 9, 2008 meeting.

**PROCUREMENT POLICY** Moved by Trustee Riley and seconded by Trustee Sheehan adopting the Village's Procurement Policy for goods and services which are not required by law to be publicly bid.

**ADOPTED**

**CARRIED**

4 Ayes

0 Nays

**RESOLUTION ADOPTING** The following resolution was proposed by Trustee Theodorakos who moved its adoption and seconded by Trustee Miller:

**INVESTMENT POLICY**

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.

**CARRIED**

4 Ayes

0 Nays

**OFFICIAL BANKS APPOINTED** The Following resolution was proposed by Trustee Riley who moved its adoption and seconded by Trustee Theodorakos:

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 a depositories of all moneys received by the Village Treasurer, Clerk and Receiver of taxes: First Niagara Bank, HSBC, JP Morgan Chase and Bank of America.

Section 2. That this resolution is effective immediately.

**CARRIED**

4 Ayes

0 Nays

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

WHEREAS, the Board of Trustees has determined to authorize payment in advance of audit of claims for public utility services, postage, freight, express charges, car rental fees, pager fees, schooling fees, credit cards, charge cards (example Home DePot) and medical 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.

Section 2. That this resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**RESOLUTION** The following resolution was proposed by Trustee Riley who moved  
**MILEAGE** its adoption and seconded by Trustee Sheehan as follows:  
**REIMB**

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

NOW THEREFORE BE IT RESOLVED:

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

Section 2. That this resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**RESOLUTION** The following resolution was proposed by Trustee Theodorakos and  
**REGARDING** seconded by Trustee Sheehan:  
**NYCOM**  
**SCHOOLS**

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

- (A) the New York State Conference of Mayors Annual Meeting and Training School;
- (B) the New York State Conference of Mayors Fall Training School for Fiscal Officers and Municipal Clerks;
- (C) 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 benefits 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 New York State Conference of Mayors Annual Meeting and the New York State Conference of Mayors Fall Training School for Fiscal Officers and Municipality Clerks.
- B) Superintendent of the DPW is hereby authorized to attend the New York State Conference of Mayors Public Works School.

Section 2. That this resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**OFFICIAL NEWSPAPER** Tabled the motion to select an official newspaper for the Village of Albion until the April 9, 2008 regular meeting. The Board of Albion would like **TABLED** to see the circulation numbers from both papers for Albion.

**DISASTER PLAN TABLED** Tabled the adoption of the Amended Emergency Preparedness Disaster Manual until the April 9, 2008 to discuss further.

**DISASTER CO-ORDINATOR TABLED** Tabled the appointment of the Disaster Co-coordinator until the April 9, 2008 to discuss with Eric Bradshaw further.

**MEETING DATES SET** Moved by Trustee Theodorakos and seconded by Trustee Miller setting the Village Board meetings as follows:

The 2<sup>nd</sup> Wednesday of every month for Regular Meetings and the 4<sup>th</sup> Wednesday of every month for Workshop Meetings.

**CARRIED**

4 Ayes

0 Nays

Mayor Hadick appointed Trustees to the following Departments:

|                   |                       |                 |                   |
|-------------------|-----------------------|-----------------|-------------------|
| Trustee Riley     | Trustee Theodorakos   | Trustee Sheehan | Trustee Miller    |
| Police Department | Fire Department       | Animal Control  | Police Department |
| Public Relations  | Planning Board Review | Fire Department | Animal Control    |
| Trailer Parks     | Cemetery              | Insurance       | Trailer Parks     |
| Insurance         |                       | Recreation      | Recreation        |

Mayor Hadick will over see Attorney, Code Enforcement, Street Department, Village Offices, ESO Deregulation, Water and Sewer Department.

There was a discussion regarding the Trustees not being appointed to the above departments. Mayor Hadick stated that he feels that direction was given to the above departments without his knowledge.

Mayor Hadick to serve as ex-officio member of each committee as prescribed. Mayor Hadick read a letter from the Superintendent of Public Works, Dale Brooks; Superintendent of the Water Treatment Plant, Richard Preston and Superintendent of the Pollution Control Plant, Aric Albright in support of Linda Babcock for Village Clerk-Treasurer and Mary Santiago for Deputy Clerk-Treasurer.

**CLERK-TREASURER APPOINTED** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick's appointment of Linda K Babcock as Clerk- Treasurer for a term of two years at a yearly salary of \$54,000.00.

**CARRIED**

4 Ayes

0 Nays

**DEPUTY CLERK-TREASURER APPOINTED** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointment of Mary L Santiago as Deputy Clerk-Treasurer for a term of two years at a yearly salary of \$35,000.00.

**CARRIED**

4 Ayes

0 Nays

**ATTORNEY APPOINTED** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Hadick's appointed of John Gavenda as Village Attorney for a term of two year.

**REGISTRAR APPOINTED** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Mayor Hadick's appointment of Linda K Babcock as Registrar of Vital Statistics for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**DEPUTY REGISTRAR APPOINTED** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor Hadick's appointment of Mary L Santiago as Deputy Registrar of Vital Statistics for a term of two years.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL** Moved by Trustee Sheehan and seconded by Trustee Miller approving  
**CEO TO** Code Enforcement Officer, Scott Bradshaw to attend school on April 8, 9  
**ATTEND** and 10, 2008.  
**SCHOOL**

**CARRIED**

4 Ayes

0 Nays

**DISCUSS** Resident Michael Blank questioned the help wanted ad in the Lake Country  
Pennysaver for several Village positions. Trustee Sheehan stated the Board of  
Trustees did not approve the help wanted ad. Mayor Hadick stated that it was  
approved in October 2007. Trustee Sheehan stated that the ad was put in the  
paper in October and this one was not approved. Resident Clifford Thom stated  
that with two new members on the Village Board, the Board maybe should seek  
a mediator to help with getting along.  
Mr Thom urges the public to get involved and come to the meetings, weather to  
complain or to tell the Board what a good job they are doing.

Mayor Hadick wanted to thank retiring Clerk-Treasurer, Kathleen Ludwick for her  
years of service. The Trustees all agreed and stated she will be missed.

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Riley that there  
**CLOSED** being no further business, meeting is hereby adjourned at 8:07PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## April 14, 2008: Budget Meeting

### Body:

The Budget Meeting of the Board of Trustees of the Village of Albion was held Monday April 14, 2008 at 6:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos and Fred Miller.

#### **WATER BUDGET REVIEWED**

Superintendent of the Water Treatment Plant, Rick Preston, reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

To keep overtime down after he retires, he recommends the Village replace him when he retires this year.

#### **POLLUTION CONTROL PLANT BUDGET REVIEWED**

Superintendent of the Pollution Control Plant, Aric Albright, reviewed his budget proposals for the upcoming Fiscal year 2008-2009.

#### **FIRE DEPT BUDGET REVIEWED**

Fire Chief, Eric Bradshaw, reviewed his budget proposals for the upcoming Fiscal year 2008- 2009.

#### **MEETING CLOSED**

Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 8:16 PM.

#### **CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## April 15, 2008: Budget Meeting

### Body:

The Budget Meeting of the Board of Trustees of the Village of Albion was held Tuesday April 15, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Dean A Theodorakos, Jeannette Riley, Kevin Sheehan and Fred Miller.

### DPW BUDGET REVIEWED

Superintendent of Streets, Dale Brooks, reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

### MEETING CLOSED

Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:24 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## April 16, 2008: Budget Meeting

### Body:

The Budget Meeting of the Board of Trustees of the Village of Albion was held Wednesday, April 16, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin Sheehan and Fred Miller.

#### **CEMETERY BUDGET REVIEWED**

Superintendent of Mount Albion Cemetery, Jason Zicari, reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

Jason Zicari would like to see Matching Fund Grants for the Cemetery looked into.

He stated that work needs to be done on the Historic Chapel, Stone Archway, wrought iron fence and records need to be computerize. Trustee Theodorakos stated he would contact the Historic Preservation Commission and asked them to look into what is out there.

#### **RECREATION BUDGET REVIEWED**

Recreation Director, John Grillo, reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

#### **GRANT APPLICATION APPROVED**

Moved by Trustee Riley and seconded by Trustee Sheehan approving Recreation Director, John Grillo, applied for a grant for the parks at a cost of \$35.00.

**CARRIED**

4 Ayes

0 Nays

#### **CODE ENFORCEMENT BUDGET REVIEWED**

Code Enforcement Officer, Scott Bradshaw, reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

#### **APPROVAL TO BUY COMPUTERS**

Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing the purchase of three new towers and five new monitors for the Village Office out of the 2007 - 2008 budget.

**CARRIED**

4 Ayes

0 Nays

#### **MEETING CLOSED**

Moved by Trustee Riley and seconded by Trustee Theodorakos to recess meeting 10:35 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer, Village of Albion



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## April 23, 2008: Workshop Meeting

### Body:

On Wednesday, April 23, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York the meeting from the April 16, 2008 reconvened.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Kevin P Sheehan and Fred Miller.

**POLICE DEPT BUDGET REVIEWED** Police Chief, Dean London reviewed his budget proposals for the upcoming Fiscal year 2008 - 2009.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 6:25 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday April 23, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**CODE OFFICER REQUEST** Moved by Trustee Miller and seconded by Trustee Sheehan approving the purchase of a digital camera for the Code Enforcement Office out of the 2007-2008 budget. Not to exceed \$150.00.

**CARRIED**

3 Ayes

0 Nays

**WOOD DECLARED SURPLUS** Moved by Trustee Sheehan and seconded by Trustee Miller approving Superintendent of Public Works, Dale Brook's request to declare the wood from tree trimming and removal as surplus. Wood to be put up for auction.

**CARRIED**

3 Ayes

0 Nays

Superintendent of Public Works, Dale Brooks stated that he will be meeting with Cindy Wolcott from Roy Tietsworth regarding their auction service on Tuesday, April 29, 2008. Mayor Hadick and Trustee Miller will also be attending meeting.

**POWER MOLE DECLARED SURPLUS EQUIPMENT** Superintendent of Public Works, Dale Brooks, requested that the Power Mole be declared surplus equipment. He stated that it has only been used a couple of times. If he ever needed to use one, the Town of Albion and Town of Gaines both have one. It is worth about \$15,000.00.

Moved by Trustee Miller and seconded by Trustee Riley approving Superintendent of Public Works, Dale Brooks, request to declare the Power Mole as surplus equipment.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT REQUEST** Moved by Trustee Riley and seconded by Trustee Sheehan approving the refund of Dime Bella's request for a refund on the water/sewer bill. Total to be paid to Dime Bella is \$93.58.

**CARRIED**

3 Ayes

0 Nays

**HISTORIC MEMBERS APPOINTED** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointment of Neil Johnson, Phil Greaser and Thom Jennings to the Historic Preservation Commission.

**CARRIED**

3 Ayes

0 Nays

**COMPUTER COMPANY APPROVED** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick sign contract with Integrated System's at a rate of \$75.00 per hour.

**CARRIED**

3 Ayes

0 Nays

**PAYROLL PROPOSAL APPROVED** Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Hadick sign proposal from KVS for their payroll program. New payroll program will be used starting January 1, 2009.

**CARRIED**

3 Ayes

0 Nays

**SMSI GRANT** Discussion regarding consolidation grant. Trustee Theodorakos and Trustee Sheehan will talk to the Town of Albion and Town of Gaines regarding the payment that is due and to make sure everyone is on the same page. Trustee Theodorakos and Trustee Sheehan will also see if Dick Remley would be interested in filling the vacant seat on the Consolidation Committee for the resident for the Village of Albion.

**MOWER & TRUCK PURCHASE** Moved by Trustee Miller and seconded by Trustee Sheehan approving Superintendent of Streets, Dale Brooks request to purchase a John Deere Lawn Mower and a used truck. Lawn Mower to be purchase from a state bid list. The price of both not to exceed \$22,000.00.

**CARRIED**

3 Ayes

0 Nays

**BULLARD PARK** Discussion regarding Bullard Park. Mayor Hadick stated that the softball league is willing to help get the softball field in shape. Superintendent of Streets, Dale Brooks stated that the field needs drainage and dirt brought in to correct the problems. Mayor Hadick stated that the Village should look into getting professional help to give the Village ideas with what needs to be done. Superintendent of Public Works, Dale Brooks and the softball league will work together on the softball field. Trustee Miller will be meeting with Karen Ferguson regarding what grants are available.

**CODE ISSUES** Attorney John Gavenda addressed the Board of Trustees regarding two properties in the Village that need to be addressed. The house at 134 West Bank Street has apparently been abandoned. Engineer Paul Chatfield has looked at the house and cannot say the house is structurally not sound. The house does need to be boarded up. Attorney Gavenda also talked about the garage on West Bank Street that William Wittman owns. He stated that the walls are bowing out and the roof is caving in.

Moved by Trustee Riley and seconded by Trustee Miller approving Attorney John Gavenda write letters to the owners of the above properties requiring them to secure their buildings.

**CARRIED**

3 Ayes

0 Nays

**TOBACCO POLICY** Mayor Hadick received a letter from the AFSCME Union wanting the recent tobacco policy that was attached to Village employee's checks clarified. Attorney John Gavenda to set up a meeting with Mayor Hadick, AFSCME Union representative and himself.

**BAR** Moved by Trustee Sheehan and seconded by Trustee Riley adopting the following  
**CAPITAL** resolution authorizing the execution and delivery of a master lease agreement  
**FINANCING** which shall fund all phases of the approved meter reading project.

WHEREAS, the governing body of the Village of Albion ("Lessee") desires to obtain certain equipment (the "Equipment") from Johnson Controls, Inc. described in Equipment Schedule No. 01 to the Master Lease Agreement (collectively, the "Lease") with Eltekon Capital, the form of which has been available for review by the governing body of Lessee prior to this meeting; and

WHEREAS, the Equipment is essential for the Lessee to perform its governmental functions; and

WHEREAS, the funds made available under the Lease will be deposited with Bank of the Ozarks (the "Escrow Agent") pursuant to an Escrow Agreement between Lessee and the Escrow Agent (the "Escrow Agreement") and will be applied to the acquisition of the Equipment in accordance with said Escrow Agreement; and

WHEREAS, Lessee has taken the necessary steps, including those relating to any applicable legal bidding requirements, to arrange for the acquisition of the Equipment; and

WHEREAS, Lessee proposes to enter into the Lease with Eltekon Capital and the Escrow Agreement with the Escrow Agent substantially in the forms presented to this meeting.

**NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF LESSEE AS FOLLOWS:**

Section 1. It is hereby found and determined that the terms of the Lease and the Escrow Agreement (collectively, the Financing Documents") in the forms presented to this meeting and incorporated in this resolution are in the best interest of Lessee for the acquisition of the Equipment.

Section 2. The Financing Documents and the acquisition and financing of the Equipment under the terms and condition as described in the Financing Documents are hereby approved. The Chief Business Official of Lessee and any other officer of Lessee who shall have power to execute contracts on behalf of Lessee be, and each of them hereby is, authorized to execute, acknowledge and deliver the Financing Documents with any changes, insertions and omissions therein as may be approved by the officers who execute the Financing Documents, such approval to be conclusively evidenced by such execution and delivery of the Financing Documents. The Chief Business Official of the Lessee and any other officer of Lessee who shall have power to do so be, and each of them hereby is authorized to affix the official seal of Lessee to the Financing Documents and attest the same.

Section 3. The proper officers of Lessee be, and each of them hereby is, authorized and directed to execute and deliver any and all papers, instruments, opinions, certificates, affidavits and other documents and to do or cause to be done any and all other acts and things necessary or proper for carrying out this resolution and the Financing Documents.

Section 4. Pursuant to Section 265(b) of the Internal Revenue Code of 1986, as amended ("the Code"), Lessee hereby specifically designates the Lease as a "qualified tax-exempt of obligation" for purpose of Section 265(b)(3) of the Code.

**CARRIED**

3 Ayes

0 Nays

**DISCUSS** Discussion regarding Town of Albion's water billing. Attorney Gavenda to take figures to Town of Albion regarding expenses for doing their billing. Attorney Gavenda also talked about the Fire contract with the Town of Albion. The Town of Albion would like to meet by June 1<sup>st</sup> of each year to discuss the Fire contract with the Board of Trustees.

**LETTERS OF SUPPORT** Approved Mayor Hadick sign letters of support to Assemblyman Stephen Hawley, US Representative Thomas Reynolds, State Senator George Maziar, US Senator Charles Schumer and US Senator Hillary Rodham Clinton regarding the 2008 Small Cities Grant the Village of Albion has applied for.

**MASTER** Request from Superintendent of Public Works, Dale Brooks and Superintendent

**METERS** of the Water Plant, Rick Preston for approval to send letters regarding master meters to the Mobile Home Park owners. The letter states that MLOG sensors will be placed every 5 to 10 residents for monitoring of the park mains for water leaks.  
A master meter will be installed at each of the Mobile Home Parks services that go into their community. The master meter will be compared to the total usage inside the Mobile Home Park.

Moved by Trustee Sheehan and seconded by Trustee Miller approving Superintendent of Public Works, Dale Brooks and Superintendent of the Water Plant send letters to the Mobile Home Parks.

**CARRIED**

3 Ayes

0 Nays

**DISCUSS** Mayor Hadick stated that there will be a meeting on May 13, 2008 regarding the Western Erie Canal Main Street Program. They would like at least two representatives from the Village, if the Village is interested in being an applicant.

**STRAW-BERRY FESTIVAL** Kevin Doherty from the Albion Strawberry Festival committee inquired about the procedure in obtaining help for the festival from the Village of Albion. Mayor Hadick stated he will be attending a Strawberry Festival meeting April 24, 2008 and will discuss the issue with their committee.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Sheehan to adjourned to executive session to discuss the employment history of a particular person at 8:56 PM.

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Miller and seconded by Trustee Riley to come out of executive session at 9:55 PM.

**CARRIED**

3 Ayes

0 Nays

**MARCHESE BILLS** Moved by Trustee Riley and seconded by Trustee Sheehan to pay Marchese Computers \$1,207.00 and have Attorney John Gavenda send a letter along with the payment stating this check is for full payment due to them.

**CARRIED**

3 Ayes

1 Nay

Trustee Riley  
Trustee Sheehan  
Mayor Hadick

Trustee Miller

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 10:30 PM.

Respectfully Submitted,  
Linda K Babcock  
Clerk-Treasurer

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**April 28, 2008: Budget Meeting**

**Body:**

The Village Board of Trustees of the Village of Albion held a Special Meeting on Monday April 28, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**ADOPTION** The following resolution was proposed by Trustee Riley who moved its

**OF BUDGET** adoption and seconded by Trustee Miller: **FOR**

**6/1/2008 TO** WHEREAS, the tentative budget for the fiscal year June 1, 2008 to May 31, **5/31/2009** 2009 has been duly presented to the Board of Trustees and a duly advertised

public hearing was held on April 9, 2008,

**NOW THEREFORE BE IT RESOLVED**, pursuant to Section 5.508 subdivision 4 of the Village Law, the said tentative budget as changed, altered and revised by and hereby is adopted as the budget of the Village of Albion for the fiscal year June 1, 2008 - May 31, 2009:

**GENERAL FUND:**

|                |               |              |                |
|----------------|---------------|--------------|----------------|
| Approp         | Est Revenue   | Fund Balance | Tax Levy       |
| \$3,390,720.72 | \$ 957,479.00 | \$250,000.00 | \$2,183,241.72 |

**WATER FUND:**

|                |                |              |
|----------------|----------------|--------------|
| Approp         | Est Revenue    | Fund Balance |
| \$1,619,075.38 | \$1,580,100.00 | \$ 38,975.38 |

**SEWER FUND:**

|                |                |              |
|----------------|----------------|--------------|
| Approp         | Est Revenue    | Fund Bal     |
| \$1,254,628.86 | \$1,156,500.00 | \$ 98,128.86 |

**CARRIED**

4 Ayes  
Nays 0

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Miller that there being no **CLOSED** further business, meeting closed at 7:39 PM.

**CARRIED**

4  
Ayes  
0 Nays

Respectfully submitted,

Linda K Babcock Clerk-Treasurer Village of Albion

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## April 27, 2008: Budget Meeting

### Body:

A Budget Meeting of the Board of Trustees of the Village of Albion was held on Sunday, April 27, 2008 at 10:00 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**BUDGET** Budget's for all departments were reviewed and adjustments were made.

### REVIEWED

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Miller that there being

**CLOSED** no further business, meeting closed at 4:30 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock

Clerk-Treasurer

Village of Albion

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**April 09, 2008: Regular Meeting**

**Body:**

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday April 9, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**PUBLIC** 7:00 PM Public Hearing to present and hear comments relating to the tentative  
budget  
**HEARING** as proposed by the Board of Trustees for the fiscal year June 1, 2008  
**TENATIVE**  
**BUDGET**

|                      |                |                |               |          |
|----------------------|----------------|----------------|---------------|----------|
| <b>GENERAL FUND:</b> |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax      |
| Levy                 |                | \$4,118,542.73 | \$ 942,526.00 |          |
| \$125,000.00         | \$3,051,016.73 |                |               |          |
| <b>WATER FUND:</b>   |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax Levy |
|                      | \$1,676,825.38 | \$1,580,100.00 | \$ 96,725.38  |          |
| <b>SEWER FUND:</b>   |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax Levy |
|                      | \$1,317,253.86 | \$1,156,500.00 | \$160,753.86  |          |

Mayor Hadick stated that the Board of Trustees has not tackled the Budget yet. That it is a wish list from the department heads and that as good as this Board is, he believes they can bring the budget down. Mayor Hadick said that the Board of Trustees will start having budget meetings next week.

No one wishing to speak, The Public Hearing was closed at 7:07 PM

**CARRIED**

4 Ayes

0 Nays

**CHAMBER OF COMMERCE** Daryl Oakes, President of the Chamber of Commerce addressed the Board of Trustees regarding the decision the Chamber of Commerce has made to move from 121 North Main Street to another location on Main Street. The new location has more space and will cost half the amount for rent. Mr Oakes thanked the Village for being a good landlord. Mr Oakes stated that the Chamber is having severe budget problems and deeply regrets this decision. He realizes the financial burden 121 North Main Street is to the Village and hopes the Board of Trustees understands why the Chamber of Commerce has chosen to move. Trustee Theodorakos told Mr Oakes he appreciated his coming in and was glad they are staying on Main Street. Mayor Hadick said the Chamber of Commerce has been an excellent tenant and that he is sorry that they are leaving. The Chamber plans on being out by June 1, 2008.

**RESIDENT** Resident Cheryl Gurzynski of 544 Densmore Street addressed the Board of Trustees regarding two trees in her front yard that she believes are in the Village of Albion right of way. She would like the Village to consider taking them down when they do the sewer project on Densmore Street. Mayor Hadick stated the Board of Trustees will go look at the trees.



Courtney dePaula  
 Rachel King  
 Patricia Minuto

Diana Skinner  
 Joseph Wills

**OPT OUT** Approved William Downey and Bill Logan to opt out of medical coverage for the  
**MEDICAL** fiscal year June 1, 2008 to May 31, 2009 as per union contract.  
**COVERAGE**

**2006 WATER**-Moved by Trustee Sheehan and seconded by Trustee Miller approving the  
**SEWER &** following past due Water/Sewer and Lawn Mowing bills for 2007 be added to the  
**MOWING TO** 2008 Village tax roll. The Board of Trustees approved the posting of list at the  
**TAXES** Village Office.

| TAX MAP #   | ACCOUNT      | TENANT                 | OWNER               | CARRIED   |           | TOTAL     |
|-------------|--------------|------------------------|---------------------|-----------|-----------|-----------|
|             |              |                        |                     | 4 Ayes    | 0 Nays    |           |
|             |              |                        |                     | WATER     | SEWER     |           |
| 62.13-1-1   | 00-232-F3    | Theresa Miller         | Oak Orchard Estates | \$ 154.40 | \$ 99.40  | \$ 253.80 |
| 62.13-1-1   | 00-240       | Jason Burley           | Oak Orchard Estates | \$ 86.50  | \$ 86.50  | \$ 173.00 |
| 62.13-1-1   | 00-260       | Yvonne Conert          | Oak Orchard Estates | \$ 100.92 | \$ 45.92  | \$ 146.84 |
| 62.13-1-1   | 00-299-F4    | Rebecca Thompson       | Oak Orchard Estates | \$ 277.38 | \$ 247.38 | \$ 524.76 |
| 62.13-1-1   | 00-430-F6    | Corrine Kibbe          | Oak Orchard Estates | \$ 97.90  | \$ 42.90  | \$ 140.80 |
| 62.13-1-1   | 00-435-F1    | Arnold Allen           | Oak Orchard Estates | \$ 70.04  | \$ 40.04  | \$ 110.08 |
| 62.13-1-1   | 00-437       | Oak Orchard Est        | Oak Orchard Estates | \$ 42.46  | \$ 42.46  | \$ 84.92  |
| 62.13-1-1   | 00-474       | Timothy Kendrick       | Oak Orchard Estates | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 62.13-1-1   | 00-506-F1    | Linda McCamman Farrell | Oak Orchard Estates | \$ 36.17  | \$ 36.17  | \$ 72.34  |
| 62.17-2-1   | AE-14030-004 | William Wittman        | William Wittman     | \$ 350.10 | \$        | \$ 350.10 |
| 62.18-2-29  | NM-209-1-F3  | Mike Coffey            | Jamie Tavelaris     | \$ 92.77  | \$ 62.77  | \$ 155.54 |
| 62.18-2-42  | CR-88        | Wayne Mattison         | Wayne Mattison      | \$ 88.37  | \$ 88.37  | \$ 176.74 |
| 62.18-2-43  | IN-152       | Noel Lutes             | Noel Lutes          | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 62.18-2-57  | NM-175-17-F7 | William Wittman        | William Wittman     | \$ 46.04  | \$ 16.04  | \$ 62.08  |
| 62.18-2-57  | NM-175-17-F8 | William Wittman        | William Wittman     | \$ 46.04  | \$ 16.04  | \$ 62.08  |
| 62.18-2-57  | NM-175-17-F9 | Raymond Holt           | William Wittman     | \$ 274.11 | \$ 244.11 | \$ 518.22 |
| 62.18-2-70  | NM-212-1-F6  | Lynn Rushbrook         | Michael Pilon       | \$ 104.36 | \$ 74.36  | \$ 178.72 |
| 62.19-1-1.1 | HT-114-F6    | Melvin Carr            | Albion Mobile Homes | \$ 74.68  | \$ 44.68  | \$ 119.36 |
| 62.19-1-1.1 | HT-152-2-F   | Irene Kingdollar       | Richard Decarlo     | \$ 99.68  | \$ 44.68  | \$ 144.36 |
| 62.19-1-1.1 | HT-3-F1      | Henry Walden Sr        | Albion Mobile Homes | \$ 47.08  | \$ -      | \$ 47.08  |
| 62.19-1-1.1 | HT-52        | Charles Roberts Jr     | Albion Mobile Homes | \$ 25.65  | \$ 28.64  | \$ 54.29  |
| 62.19-1-1.1 | HT-78-F3     | Vacant                 | Albion Mobile Homes | \$ 46.04  | \$ 16.04  | \$ 62.08  |

|            |                  |                       |                      |        |        |          |
|------------|------------------|-----------------------|----------------------|--------|--------|----------|
| 62.19-1-21 | DE-514-F3        | Daniel Smith          | Daniel Smith         | \$     | \$     | \$       |
|            |                  |                       |                      | 162.84 | 132.84 | 295.68   |
| 62.19-2-16 | CR-329           | Henry Hodge           | Homesales,<br>Inc    | \$     | \$     | \$       |
|            |                  |                       |                      | 102.22 | 102.22 | 204.44   |
| 62.19-2-42 | CR-226           | Salvador Solis        | Salvador Solis       | \$     | \$     | \$       |
|            |                  |                       |                      | 1.00   |        | 1.00     |
| 62.19-3-2  | BS-105-F1        | Christopher<br>Clark  | Christopher<br>Clark | \$     | \$     | \$       |
|            |                  |                       |                      | 30.02  | 30.02  | 60.04    |
| 62.19-3-3  | BS-101-F7        | Clara Sager           | Thomas<br>Capwell    | \$     | \$     | \$       |
|            |                  |                       |                      | 61.46  | 31.46  | 92.92    |
| 62.20-2-20 | MO-614-2-<br>F14 | Nicole Rushing        | David Burnette       | \$     | \$     | \$       |
|            |                  |                       |                      | 732.26 | 702.26 | 1,434.52 |
| 73.5-1-5   | WS-431-6-<br>F8  | Bonnie<br>Weezorak    | Rice &<br>Company    | \$     | \$     | \$       |
|            |                  |                       |                      | 71.04  | 16.04  | 87.08    |
| 73.5-1-14  | WE-20-F9         | Kelly O'Dell          | Charles<br>Peterson  | \$     | \$     | \$       |
|            |                  |                       |                      | 107.22 | 77.22  | 184.44   |
| 73.5-1-14  | WE-22-F16        | Charles Peterson      | Charles<br>Peterson  | \$     | \$     | \$       |
|            |                  |                       |                      | 55.74  | 25.74  | 81.48    |
| 73.5-1-29  | WB-303-4-<br>F17 | Jeremy Graham         | Michael<br>Massaro   | \$     | \$     | \$       |
|            |                  |                       |                      | 46.04  | 16.04  | 62.08    |
| 73.5-2-22  | WB-210-2         | Scott Lutes           | Scott Lutes          | \$     | \$     | \$       |
|            |                  |                       |                      | 95.94  | 95.94  | 191.88   |
| 73.5-2-44  | WA-7-1-F9        | Bo Gobeli             | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 61.46  | 31.46  | 92.92    |
| 73.5-2-44  | WA-7-2           | Robert White          | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-2-44  | WA-7-3           | Robert White          | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-2-57  | WS-341-<br>F17   | Christina<br>McDonald | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 72.08  | 42.08  | 114.16   |
| 73.5-2-57  | WS-343-<br>F10   | Laura Fidanza         | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 71.04  | 16.04  | 87.08    |
| 73.5-2-57  | WS-343-<br>F11   | Jessica<br>Mayberry   | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 148.68 | 118.68 | 267.36   |
| 73.5-2-59  | WS-349-1-<br>F10 | Ruthann<br>Privitera  | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 72.90  | 42.90  | 115.80   |
| 73.5-2-59  | WS-349-2-<br>F17 | Laura Fidanza         | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 50.02  | 20.02  | 70.04    |
| 73.5-2-59  | WS-351-F8        | Ruthann<br>Privitera  | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 81.48  | 51.48  | 132.96   |
| 73.5-3-8   | WP-348-2-<br>F23 | Richard Colonna       | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-3-8   | WP-348-2-<br>F24 | Gidget Block          | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 46.04  | 16.04  | 62.08    |
| 73.5-3-8   | WP-348-2-<br>F25 | Rodolfo<br>Verdesia   | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 126.51 | 96.51  | 223.02   |
| 73.5-3-8   | WP-348-3-<br>F17 | Stacee LaClair        | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 47.16  | 17.16  | 64.32    |
| 73.5-3-10  | WP-340           | Rob Reid              | Rob Reid             | \$     | \$     | \$       |
|            |                  |                       |                      | 55.92  | 55.92  | 111.84   |
| 73.5-3-18  | WP-318-F5        | Tammy Cary            | David Colonna        | \$     | \$     | \$       |
|            |                  |                       |                      | 230.20 | 200.20 | 430.40   |
| 73.5-3-26  | WA-120-1         | Jules Bonafede        | Jules Bonafede       | \$     | \$     | \$       |
|            |                  |                       |                      | 39.31  | 39.31  | 78.62    |
| 73.5-3-26  | WA-120-2         | Jules Bonafede        | Jules Bonafede       | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-3-29  | WA-130-1-<br>F12 | Patricia Borrero      | Roy Murphy           | \$     | \$     | \$       |
|            |                  |                       |                      | 75.92  | 45.92  | 121.84   |
| 73.5-3-29  | WA-130-1-<br>F13 | Bobby Stone           | Roy Murphy           | \$     | \$     | \$       |
|            |                  |                       |                      | 97.08  | 42.08  | 139.16   |

|              |              |                        |                       |           |           |           |
|--------------|--------------|------------------------|-----------------------|-----------|-----------|-----------|
| 73.5-3-44    | DA-118-F2    | William Stephens       | William Stephens      | \$ 54.68  | \$ 54.68  | \$ 109.36 |
| 73.5-3-47.11 | DA-128-2-F9  | Danielle Rotoli        | Richard Colonna       | \$ 55.74  | \$ 25.74  | \$ 81.48  |
| 73.5-3-59    | KI-133-2     | Michael Schildt        | Benjamin Martinez     | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.5-4-1.132 | WS-444-F     | Cheryl Kern Roth       | Cheryl Kern Roth      | \$ 159.70 | \$ 129.70 | \$ 289.40 |
| 73.5-4-7     | KI-6-2-F13   | Beverly Fousse         | Marty Zaffran         | \$ 92.92  | \$ 62.92  | \$ 155.84 |
| 73.5-4-28    | WS-304-F11   | Josh Webster           | Steve Corrigan        | \$ 189.15 | \$ 159.15 | \$ 348.30 |
| 73.5-4-30    | WA-8-F1      | Beth Williams          | Michael Arnold        | \$ 122.80 | \$ 92.80  | \$ 215.60 |
| 73.5-4-32    | WA-14        | Juan Cardenas          | Juan Cardenas         | \$ 0.76   | \$ -      | \$ 0.76   |
| 73.5-4-49    | WP-353-F1    | Tanya Cook             | Renee Cook            | \$ 113.76 | \$ 58.76  | \$ 172.52 |
| 73.6-1-2     | WB-229-1-F3  | Jacqueline Smith       | Leslie Pero           | \$ 154.54 | \$ 124.54 | \$ 279.08 |
| 73.6-1-8     | WB-211-F10   | Sandra Chilano         | AricAlbright          | \$ 119.36 | \$ 89.36  | \$ 208.72 |
| 73.6-1-8     | WB-213-F5    | Lisa Girvin            | AricAlbright          | \$ 58.60  | \$ 28.60  | \$ 87.20  |
| 73.6-2-45.1  | WP-119-1     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-119-2     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-119-3     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-127-2-F12 | Victoria Ortiz         | Penepent Corp         | \$ 130.80 | \$ 100.80 | \$ 231.60 |
| 73.6-2-45.1  | WP-127-4-F12 | Amy Button             | Penepent Corp         | \$ 123.65 | \$ 93.65  | \$ 217.30 |
| 73.6-2-45.1  | WP-119-1-F7  | Brenda Reamer          | Penepent Corp         | \$ 101.50 | \$ 71.50  | \$ 173.00 |
| 73.6-2-61    | NC-27-1-F12  | Irvine Properties      | Irvine Properties LLC | 81.92     | \$ 81.92  | \$ 163.84 |
| 73.6-3-3     | EB-105       | Jefferson Dry Cleaners | William Wittman       | 28.64     | \$ 28.64  | \$ 57.28  |
| 73.6-3-37    | ES-229-1-F10 | Scott Williams         | Richard Colonna       | 116.82    | \$ 61.91  | \$ 178.73 |
| 73.6-3-41    | ES-217       | Jean Hess              | David Colonna         | 28.64     | \$ 28.64  | \$ 57.28  |
| 73.6-3-41    | ES-217-F11   | John Gulczewski        | David Colonna         | 175.00    | \$ 145.00 | \$ 320.00 |
| 73.6-3-47    | IN-29-F13    | Veronica Lape          | Sarah Olmstead        | 79.06     | \$ 49.06  | \$ 128.12 |
| 73.6-3-47    | IN-29-F14    | Andrew Hiller          | Sarah Olmstead        | 97.08     | \$ 42.08  | \$ 139.16 |
| 73.6-3-63    | EB-10        | Corey Black            | Corey Black           | 114.56    | \$ 114.56 | \$ 229.12 |
| 73.6-4-8     | ES-134-6-F2  | Jessica Hollenbeck     | Joe Martillotta       | 46.04     | \$ 16.04  | \$ 62.08  |
| 73.6-4-32    | EP-263-1-F4  | Gina Yaskivich         | Joshua Capwell        | 46.04     | \$ 16.04  | \$ 62.08  |
| 73.6-4-38    | EP-245-F     | Elizabeth Craft        | Sandra Friedl         | 106.66    | \$ 101.66 | \$ 208.32 |
| 73.6-4-38    | EP-245-F1    | Peter Stanley          | Sandra Friedl         | 74.68     | \$ 44.68  | \$ 119.36 |

|               |              |                    |                       |          |          |          |
|---------------|--------------|--------------------|-----------------------|----------|----------|----------|
| 73.6-4-54     | EP-111-F7    | Jeanette Worsley   | Kenneth Walter        | 122.52   | \$       | \$       |
|               |              |                    |                       |          | 92.94    | 215.46   |
| 73.6-5-40     | CH-217-F7    | John Sietmann      | Diane Watts           | 128.66   | \$       | \$       |
|               |              |                    |                       |          | 98.66    | 227.32   |
| 73.6-5-40     | CH-217-F8    | John Sietmann      | Diane Watts           | 75.02    | \$       | \$       |
|               |              |                    |                       |          | 20.02    | 95.04    |
| 73.6-7-7      | WS-222-3-F14 | Joseph Winters     | William Wittman       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-16     | WP-128-1-F10 | Lisa Montague      | Mark Parker           | 200.02   | \$       | \$       |
|               |              |                    |                       |          | 170.02   | 370.04   |
| 73.6-7-37     | SC-140-1-F5  | Christine Forder   | Natalie Heller        | 184.44   | \$       | \$       |
|               |              |                    |                       |          | 154.44   | 338.88   |
| 73.6-7-46     | WA-129       | Tom Berndt         | Jeremy Graham         |          | \$       | \$       |
|               |              |                    |                       |          | 40.32    | 40.32    |
| 73.6-7-46     | WA-129-F2    | Terra McBain       | Jeremy Graham         | 87.50    | \$       | \$       |
|               |              |                    |                       |          | 57.50    | 145.00   |
| 73.6-7-53     | WA-111-3-F   | Rose Keffer        | Linda Smith           | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-66     | WP-217-1-F14 | Gerald E Kelly Jr  | David Colonna         | 85.90    | \$       | \$       |
|               |              |                    |                       |          | 55.90    | 141.80   |
| 73.6-7-66     | WP-219-F12   | Ronnie Ortiz       | David Colonna         | 107.22   | \$       | \$       |
|               |              |                    |                       |          | 77.22    | 184.44   |
| 73.6-7-72     | BE-115-2-F11 | Debra Smart        | Irvine Properties LLC | 76.06    | \$       | \$       |
|               |              |                    |                       |          | 46.06    | 122.12   |
| 73.6-7-73     | BE-111-2     | JW Hardy Jr III    | Irvine Properties LLC | 228.05   | \$       | \$       |
|               |              |                    |                       |          | 228.05   | 456.10   |
| 73.6-7-74     | BE-109-F13   | Jessica Mayberry   | Richard Colonna       | 133.95   | \$       | \$       |
|               |              |                    |                       |          | 103.95   | 237.90   |
| 73.6-7-74     | BE-109-F14   | Richard Colonna    | Richard Colonna       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-74     | BE-109-F16   | Susie Rushbrook    | Richard Colonna       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-83     | SC-129-4-F7  | Linda Kennedy      | Linda Smith           | 74.68    | \$       | \$       |
|               |              |                    |                       |          | 44.68    | 119.36   |
| 73.6-7-89     | SC-128-1-F8  | Shametra McKenzie  | Moira Flannery        | 75.76    | \$       | \$       |
|               |              |                    |                       |          | 45.76    | 121.52   |
| 73.6-7-90.2   | SC-124-F6    | James Theodorakos  | James Theodorakos     | 75.75    | \$       | \$       |
|               |              |                    |                       |          | 45.75    | 121.50   |
| 73.7-1-15     | EP-338       | Kristopher Fisher  | Gary Kuyal            | 49.38    | \$       | \$       |
|               |              |                    |                       |          | 10.38    | 59.76    |
| 73.7-1-33     | CI-337-F1    | Mindy Porteus      | Raymond Porteus       | 52.90    | \$       | \$       |
|               |              |                    |                       |          | 52.90    | 105.80   |
| 73.7-2-55     | CA-.129-F    | Gilbert Duckett    | Gilbert Duckett       | 1,801.07 | \$       | \$       |
|               |              |                    |                       |          | 1,801.07 | 3,602.14 |
| 73.7-2-61     | CA-1-1       | Peggy Brice        | Lamb Associates       | 28.64    | \$       | \$       |
|               |              |                    |                       |          | 28.64    | 57.28    |
| 73.7-2-61     | CA-1-2-F10   | Jean Hefke         | Lamb Associates       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-1-17.111 | HA-158-2-F   | Christine Robinson | Lorenzo Zaragoza      | 323.18   | \$       | \$       |
|               |              |                    |                       |          | 294.58   | 617.76   |
| 73.9-1-17.111 | HA-160-F     | Christine Robinson | Lorenzo Zaragoza      | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-2-51     | WA-228-16-F5 | Keisha McKinney    | Rice Homes            | 99.68    | \$       | \$       |
|               |              |                    |                       |          | 44.68    | 144.36   |
| 73.9-2-51     | WA-228-20    | Procodio Garcia    | Rice Homes            | \$ 51.90 | \$       | \$       |
|               |              |                    |                       |          | 51.90    | 103.80   |
| 73.9-2-51     | WA-228-24-F6 | Rice Homes         | Rice Homes            | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-2-51     | WA-228-25-F8 | Victoria Allen     | Rice Homes            | 530.35   | \$       | \$       |
|               |              |                    |                       |          | 500.35   | 1,030.70 |

|             |              |                   |                 |              |              |    |    |           |
|-------------|--------------|-------------------|-----------------|--------------|--------------|----|----|-----------|
| 73.9-2-54.2 | HA-301-11-F2 | Harlie Smith      | Rice Homes      | 74.68        | \$           | \$ | \$ | 119.36    |
| 73.9-2-54.2 | HA-301-2-F5  | Randall Hennen    | Rice Homes      | \$           | \$           | \$ | \$ | 87.08     |
| 73.9-2-54.2 | HA-301-3-F6  | Donna Roe         | Rice Homes      | \$           | \$           | \$ | \$ | 165.70    |
| 73.9-2-54.2 | HA-301-5     | Joseph Coyle      | Rice Homes      | \$           | \$           | \$ | \$ | 120.36    |
| 73.9-2-54.2 | HA-301-8-F6  | Louise Graeff     | Rice Homes      | \$           | \$           | \$ | \$ | 150.10    |
| 73.10-1-10  | PL-160-1-F11 | Antwan Coley      | James Halstead  | \$           | \$           | \$ | \$ | 201.64    |
| 73.10-1-54  | WV-22-F3     | Chun Yan Yu       | Chun Yan Yu     | \$           | \$           | \$ | \$ | 184.68    |
| 73.10-1-56  | WV-14-2-F13  | Natasha Russell   | Joe Martillotta | 92.92        | \$           | \$ | \$ | 155.84    |
| 73.10-1-60  | WV-27-F6     | Bobby Jo Mattison | Harold Breuilly | 160.67       | \$           | \$ | \$ | 266.34    |
| 73.10-2-7   | EV-110-1     | Rick Vanderlaan   | Rick Vanderlaan | 28.64        | \$           | \$ | \$ | 57.28     |
| 73.11-1-18  | CA-155-2-F6  | Heather Luczak    | Darlene Benton  | 46.04        | \$           | \$ | \$ | 62.08     |
| 73.12-1-4.1 | BU-3568-1    | Kelly Ann Rupp    | Kelly Ann Rupp  |              | \$           | \$ | \$ | 31.24     |
| 73.13-1-7   | HA-344-F5    | Ginger Rushing    | Robert Rushing  | 147.94       | \$           | \$ | \$ | 240.88    |
| 73.23-1-41  | WB-123-1-F3  | Kathy Drake       | Kevin Sheehan   | \$           | \$           | \$ | \$ | 190.16    |
| 73.23-1-41  | WB-123-2-F6  | Kathy Drake       | Kevin Sheehan   | 87.20        | \$           | \$ | \$ | 144.40    |
| 73.23-1-7   | NM-126-1-F10 | Lina's Pizzeria   | Henri Pulley    | \$           | \$           | \$ | \$ | 115.80    |
|             |              |                   |                 | \$ 13,959.78 | \$           | \$ | \$ |           |
|             |              |                   |                 |              | \$ 10,538.80 | \$ | \$ | 24,498.58 |

**APPROVE CEMETERY DEEDS** Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign the following Cemetery Deeds:

Patrick J & Renee E Bertoni - SG 384 & 385 Deerfield Avenue  
Jane Kibbe - SG 325 Deerfield Avenue  
Jose M & Bonnie J Velez - SG 262 - 265 Deerfield Avenue  
Frederick W Kibbe Sr - SG 326 Deerfield Avenue

**CARRIED**

4 Ayes

0 Nays

**APPROVED PURCHASE POWER POINT PROJECTOR** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Chief London's request to purchase a Power Point Projector out of A 3120.2 Vehicle not to exceed \$400.00.

**CARRIED**

4 Ayes

0 Nays

**APPROVED PURCHASE WEB-SITE** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Chief London's request to purchase a Web-Site for the Police Department at a cost of \$11.95 per month.

**CARRIED**

4 Ayes

0 Nays

**MONACELLI RESIGNS** Accept letter of resignation from Mr Richard Monacelli from the Village Planning Board effective April 1, 2008. Mayor Hadick stated the Board appreciated his years of service on the Planning Board and that the Village will miss him.

**CONTRACT APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor Hadick sign the National Fuel Resources Inc contract pending Attorney Gavenda's

approval.

**CARRIED**

4 Ayes

0 Nays

**CORRES** Received correspondence from NYS DEC supporting the Village of Albion's application for a NYS Officer of Small Cities \$600,000.00 grant.

**APPROVAL TO PAY** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the payment of the following bills from Chatfield Engineers for services rendered:

|                              |                |            |
|------------------------------|----------------|------------|
| 2007 Sanitary Sewer Project  | Inv 06-765-14  | \$3,380.00 |
| Planning Board Services      | Inv 98-330-14  | \$ 110.50  |
| General Engineering Services | Inv 94-193-134 | \$ 239.50  |

**CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT BILLS** Trustee Sheehan stated he approved payment of the bills except for the one to the Lake Country Pennysaver for the ad for Village jobs. Mayor Hadick stated that there was approval to put the ad in. Trustee Theodorakos stated that from now on the whole

Board should be on board with decision making. This was a lesson learned

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

|              | Voucher #   | Amount      |
|--------------|-------------|-------------|
| GENERAL FUND | 6784 - 6841 | \$28,673.32 |
| WATER FUND   | 2320 - 2339 | \$25,988.75 |
| SEWER FUND   | 2426 - 2438 | \$ 9,197.76 |

**CARRIED**

4 Ayes

0 Nays

**APPOINT PLANNING BOARD MEMBER** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointment of Steve Corrigan to the Planning Board for a term of five years.

**CARRIED**

4 Ayes

0 Nays

Trustee Theodorakos stated Dick Remley has done an excellent job on the Planning Board, and thanked him for the job he has done. He would like to see him on the Planning Board. Attorney Gavenda stated that the Local Law states the Planning Board is five members and to change the law to add another person the Board of Trustees would have to have a Public Hearing.

**CORRES** Received correspondence from the Western New York Volunteer Firemen's Association regarding the Board to place an ad in the Program Book for the Albion

Fire Department's Convention Book. The Board of Trustees to place an ad in the book using their personal money.

**CORRES** Received correspondence for the Veterans of Foreign Wars regarding "Cold War" Exemptions. Tabled until next meeting, Trustee Sheehan to talk to Veterans Affairs Regarding exemptions.

**CORRES** Received correspondence from Northwestern Frontier Association regarding dinner Meeting on April 16, 2008.

**CORRES** Received correspondence from the Albion Strawberry Festival who would like permission to use the Albion Police Department and the DPW for the festival on June 13, 2008 and June 14, 2008. The Festival committee would also like to close East State Street and East Bank Street on Thursday evening June 12, 2008 through Saturday June 14, 2008. They would also like permission to use the picnic tables from Bullard Park during the Festival.

**CORRES** Received correspondence from Gabrielle Barone, President of the League of Women Voters of Orleans County who is hosting Erie County Attorney, Kevin Gaughn who will speak on matters relating to government consolidation.

**SMSI** Dean Theodorakos would like to see Dick Remley appointed to the vacancy on the

**COMMITTEE** SMSI Committee.

**SET MEETING** Moved by Trustee Theodorakos and seconded by Trustee Riley to hold a Special Meeting on April 28, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street for the purpose of adopting the Village Budget for the Fiscal year starting June 1, 2008 and ending May 31, 2009.

**CARRIED**  
4 Ayes 0 Nays

**APPROVE** Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Mayor **DATAMATIC** Hadick to sign the contract with Datamatic for the AMR system pending Attorney **CONTRACT** Gavenda's approval.

**CARRIED**  
4 Ayes 0 Nays

**APPROVE** Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Mayor **FINANCING** Hadick to sign financing agreement with Eltekon Capital pending Attorney Gavenda's **CONTRACT** approval.

**CARRIED**  
4 Ayes 0 Nays

**REQUEST** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor **APPROVED** Hadick sign letter of support to Town of Murray for water district #15. The district **FOR WATER** will need 9,370 gallons per day.

**CARRIED**  
4 Ayes 0 Nays

**FIRE DEPT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the **OFFICERS** following officers for the Albion Fire Department:  
**APPROVED**

|          |                   |                 |
|----------|-------------------|-----------------|
| Albion 1 | Eric C Bradshaw   | Chief           |
| Albion 2 | Rocky Sidari      | Deputy Chief    |
| Albion 3 | Rob Conner        | Assistant Chief |
| Albion 4 | Harry Papponetti  | Captain         |
| Albion 5 | Charlie Monacelli | Lieutenant      |
| Albion 6 | Shawn Cook        | Lieutenant      |
| Albion 7 | Dale Banker       | Chief Mechanic  |

**CARRIED**  
4 Ayes 0 Nays

**SURPLUS** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving **FENCING** Superintendent of Streets, Dale Brooks request asking that fencing he has lying **APPROVED** around be declared surplus property.

**CARRIED**  
4 Ayes 0 Nays

**PEDESTRIAN** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Chief **CROSSING** London, send the application to the NYSDOT requesting permission to install a **SIGN** pedestrian crossing sign on Route 98 at the intersection of West Park Street.

**CARRIED**  
4 Ayes 0 Nays

**RESOLUTION** Moved by Trustee Miller and seconded by Trustee Theodorakos approving **APPOINTING** the following resolution:

**FAIR HOUSING OFFICER**

WHEREAS, the Village of Albion, State of New York, has made application for Community Development Block Grant (CDBG) Funds from the State of New York; and

WHEREAS, in accordance with Section 519 of Public Law 101-144, the HUD Appropriations Act requires certain statement of assurances and certifications;

NOW THEREFORE BE IT RESOLVED that pursuant to the Village of Albion being granted CDBG funds by the State; the Village of Albion, by administrative act, does adopt Fair Housing and Anti-Displacement Plans for the Village;

BE IT FURTHER RESOLVED that the Village Board of Trustees appoints Linda K Babcock to serve as the Fair Housing Officer for the Village of Albion.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS** The Board of Trustees discussed the Historic Preservation Committee. Trustee Theodorakos stated they apologized and are working on getting the minutes done for the year 2007. As soon as they are done they will be given to the Village Office and they will be available to anyone that would like to see them. The Board of Trustees would like Mary Santiago to take minutes from now on for the Historic Preservation.

**APPROVE LEGAL NEWSPAPER** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's recommendation that the Batavia Daily Newspaper be the legal paper for the Village of Albion for one year.

**CARRIED**

3 Ayes

1 Nay

Trustee Theodorakos  
Trustee Miller  
Trustee Riley

Trustee Sheehan

Mayor Hadick's recommendation was based on the circulation numbers received from both newspapers. Trustee Riley suggested that the Village Board of Trustees rotate who the Village of Albion using for their legal newspaper every year at their annual meeting.

**DISCUSS** Discussion on the sale of Village property on the corner of Washington Street and West Academy Street. Mayor Hadick to talk with the EDA.

**ADOPT DISASTER PREPARENESS MANUAL** Moved by Trustee Riley and seconded by Trustee Theodorakos adopting the Emergency Disaster Preparedness Manual for the Village of Albion

**CARRIED**

4 Ayes

0 Nays

**TABLE DISASTER COORDINATOR APPOINTMENT** Tabled the appointment of Disaster Coordinator for the Village of Albion. Mayor Hadick will talk to Fire Chief Eric Bradshaw regarding the issue.

**DICUSS** Discussion regarding changing the Village of Albion's election from March to June. Resident Fran Nayman would like to see the election day changed. Attorney Gavenda stated that a Public Hearing would have to be held. The Board of Trustees will discuss changing the date.

**RESOLUTION SANITARY SEWER IMPROVE-MENTS** At a meeting of the Village Board of the Village of Albion, Orleans County, New York on the 9<sup>th</sup> day of April, 2008 the following resolution was moved by Trustee Theodorakos and seconded by Trustee Sheehan and was passed.

WHEREAS, the Village has commissioned a preliminary engineering evaluation to define the extent of improvements and cost associated with the construction of needed improvements to the Village of Albion sanitary sewer system; and

WHEREAS, the cost of undertaking these improvements is estimated at \$600,000, including construction, legal, engineering and administrative costs; and

WHEREAS, the Village Board has previously authorized the Mayor to file a Small Cities application in the amount of \$600,000 for the construction of the needed sanitary sewer improvements.

NOW, THEREFORE BE IT RESOLVED, that the Village Board commits that it will provide \$2,021,688 in funds plus any overruns that may be incurred to build the proposed improvements recommended in the preliminary engineering

analysis referred herein, to address the problems and eliminate the problems facing residents within the Village of Albion. THIS COMMITMENT IS CONDITIONED ON THE VILLAGE RECEIVING THE \$600,000 SMALL CITIES GRANT REFERRED TO ABOVE. THE VILLAGE FUNDS ARE TO BE PROVIDED BY GENERAL OBLIGATION BONDS TO BE ISSUED BY THIS BOARD CONSISTENT WITH APPLICABLE LAWS OF THE STATE OF NEW YORK.

STATE OF NEW YORK:  
COUNTY OF ORLEANS: ss  
VILLAGE OF ALBION

I, Linda Babcock, Village Clerk of the Village of Albion, County of Orleans, and State of New York, DO HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by the Village Board of the Village of Albion on the 9<sup>th</sup> day of April, 2008 with the original now on file in my office, and the same is a correct and true copy of said resolution and of the whole thereof.

Dated: April 9, 2008  
Village of Albion

**CARRIED**

4 Ayes

0 Nays

Bills past due to Marchese Computers Products, Inc were discussed. Trustee Miller to contact Marchese Computer Products, Inc to go over the outstanding bills.

**EXECUTIVE  
SESSION**

Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn to executive session to discuss the employment history of a particular person at 9:15 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION  
CLOSED**

Moved by Trustee Theodorakos and seconded by Trustee Miller to come out of executive session at 9:30 PM.

**CARRIED**

4 Ayes

0 Nays

**SALARY  
ADJUSTED**

Moved by Trustee Riley and seconded by Trustee Theodorakos adjusting the Village Clerk-Treasurer salary to \$44,223.00 and Deputy Clerk-Treasurer's salary at \$29,435.00 .

**CARRIED**

4 Ayes

0 Nays

**MEETING  
CLOSED**

Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting closed at 9:40 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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**April 09, 2008: Regular Meeting**

**Body:**

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday April 9, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**PUBLIC** 7:00 PM Public Hearing to present and hear comments relating to the tentative budget  
**HEARING** as proposed by the Board of Trustees for the fiscal year June 1, 2008  
**TENATIVE**  
**BUDGET**

|                      |                |                |               |          |
|----------------------|----------------|----------------|---------------|----------|
| <b>GENERAL FUND:</b> |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax      |
| Levy                 |                | \$4,118,542.73 | \$ 942,526.00 |          |
| \$125,000.00         | \$3,051,016.73 |                |               |          |
| <b>WATER FUND:</b>   |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax Levy |
|                      | \$1,676,825.38 | \$1,580,100.00 | \$ 96,725.38  |          |
| <b>SEWER FUND:</b>   |                |                |               |          |
|                      | Approp         | Est Revenue    | Fund Bal      | Tax Levy |
|                      | \$1,317,253.86 | \$1,156,500.00 | \$160,753.86  |          |

Mayor Hadick stated that the Board of Trustees has not tackled the Budget yet. That it is a wish list from the department heads and that as good as this Board is, he believes they can bring the budget down. Mayor Hadick said that the Board of Trustees will start having budget meetings next week.

No one wishing to speak, The Public Hearing was closed at 7:07 PM

**CARRIED**

4 Ayes

0 Nays

**CHAMBER OF COMMERCE** Daryl Oakes, President of the Chamber of Commerce addressed the Board of Trustees regarding the decision the Chamber of Commerce has made to move from 121 North Main Street to another location on Main Street. The new location has more space and will cost half the amount for rent. Mr Oakes thanked the Village for being a good landlord. Mr Oakes stated that the Chamber is having severe budget problems and deeply regrets this decision. He realizes the financial burden 121 North Main Street is to the Village and hopes the Board of Trustees understands why the Chamber of Commerce has chosen to move. Trustee Theodorakos told Mr Oakes he appreciated his coming in and was glad they are staying on Main Street. Mayor Hadick said the Chamber of Commerce has been an excellent tenant and that he is sorry that they are leaving. The Chamber plans on being out by June 1, 2008.

**RESIDENT** Resident Cheryl Gurzynski of 544 Densmore Street addressed the Board of Trustees regarding two trees in her front yard that she believes are in the Village of Albion right of way. She would like the Village to consider taking them down when they do the sewer project on Densmore Street. Mayor Hadick stated the Board of Trustees will go look at the trees.

**RESIDENT** Tabled Mary Anne Braunbach's request for a break on her sewer portion of her bill. The Board of Trustees requested it be turned over to Superintendent Dale Brooks for his recommendation.

**PRIVATE MOBILE HOME USE AGREEMENT** Tabled Private Mobile Home Park use agreement. Superintendent Dale Brooks and Water Superintendent Rick Preston are meeting with the Mobile Home Park owners at the Village Council Chambers on Thursday April 10, 2008.

**10,000 TREES..AND GROWING** Tabled the contract for 10,000 Trees...And Growing. Mayor Hadick believes the deadline has past.

**2008 FIRE CONTRACT TOWN OF ALBION** Tabled the 2008 Fire Contract for the Town of Albion. Attorney John Gavenda stated that the Town of Albion has a meeting on Monday April 11, 2008 and will find out where it stands.

**APPROVE MINUTES** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the minutes from the March 12, 2008 and March 26, 2008 meetings with one correction on the March 12, 2008. The spelling of resident Mary Anne Braunbach's name be corrected.

**CARRIED**

4 Ayes

0 Nays

Trustee Miller asked that the sandwich sign that is lying down on the corner of Route 98 and Route 31 be picked up by the Village DPW and kept for a short time to see if anyone claims it.

**ACCEPT TREASURER'S REPORT** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the Treasurer's report for the month of March 2008. Mayor Hadick would like a column showing the interest to date for the Village of Albion's accounts.

**CARRIED**

4 Ayes

0 Nays

**ACCEPT** Approved the following applications to be placed on file for future reference:

| <u>CODE OFFICER</u> |                 | <u>CEMETERY</u>       |               |
|---------------------|-----------------|-----------------------|---------------|
| Scott Bradshaw      | Terry McGaffick | Dmarkis Addison       | Thomas        |
| Hughes              |                 |                       |               |
| Jerry Burley        | Shawn McMullen  | Andy Ausman           | Russell       |
| Kingdollar          |                 |                       |               |
| Robert Canne        | Jeremy Moyer    | Christopher Bescherer | April Korn    |
| Steven Corrigan     | Angelo Pate     | Kenneth Blank         | Douglas       |
| Powell              |                 |                       |               |
| Charles Cucchiara   | John Raduns     | Jon Burdick           | James         |
| Quincey             |                 |                       |               |
| Flavio dePaula      | Eric Rosario    | Matthew Carpenter     |               |
| Michael Martinez    |                 |                       |               |
| Douglas Herrick     | Steven Watkins  | Nicholas Conducci     | Timothy       |
| McMurray            |                 |                       |               |
| Christopher Kinter  | Roger Wilson    | Charles Cucchiara     | Eileen Myer   |
|                     |                 | Aaron Daniels         | Joshua        |
| Nieboer             |                 |                       |               |
|                     |                 | Daniel Dragon         | Eric          |
| Rosario             |                 |                       |               |
|                     |                 | William Farnsworth    | Michael Tower |
|                     |                 | Victor Flow           | Kevin         |
|                     |                 |                       |               |
|                     |                 | Joshua Hovver         | Eric          |
|                     |                 |                       |               |
|                     |                 |                       |               |

DPW SUMMER HELP OR CEMETERY

|                   |              |
|-------------------|--------------|
| David Canham      | Mirum Froman |
| Nicholas Corrigan | John Hinkley |
| Michael Egling    | Dale Shawver |

GROUNDS

Hillery Clark

RECREATION COMM

Cassandra Jones

CLERK-TREASURER/DEPUTY CLERK TREASURER

|               |               |
|---------------|---------------|
| Linda Babcock | Mary Santiago |
| Janet Canne   | Tina Sills    |

NO POSITION STATED

|                 |
|-----------------|
| Gregory Bennett |
| Joseph Moore    |

Courtney dePaula  
 Rachel King  
 Patricia Minuto

Diana Skinner  
 Joseph Wills

**OPT OUT** Approved William Downey and Bill Logan to opt out of medical coverage for the  
**MEDICAL** fiscal year June 1, 2008 to May 31, 2009 as per union contract.  
**COVERAGE**

**2006 WATER**-Moved by Trustee Sheehan and seconded by Trustee Miller approving the  
**SEWER &** following past due Water/Sewer and Lawn Mowing bills for 2007 be added to the  
**MOWING TO** 2008 Village tax roll. The Board of Trustees approved the posting of list at the  
**TAXES** Village Office.

| TAX MAP #   | ACCOUNT      | TENANT                 | OWNER               | CARRIED   |           | TOTAL     |
|-------------|--------------|------------------------|---------------------|-----------|-----------|-----------|
|             |              |                        |                     | 4 Ayes    | 0 Nays    |           |
|             |              |                        |                     | WATER     | SEWER     |           |
| 62.13-1-1   | 00-232-F3    | Theresa Miller         | Oak Orchard Estates | \$ 154.40 | \$ 99.40  | \$ 253.80 |
| 62.13-1-1   | 00-240       | Jason Burley           | Oak Orchard Estates | \$ 86.50  | \$ 86.50  | \$ 173.00 |
| 62.13-1-1   | 00-260       | Yvonne Conert          | Oak Orchard Estates | \$ 100.92 | \$ 45.92  | \$ 146.84 |
| 62.13-1-1   | 00-299-F4    | Rebecca Thompson       | Oak Orchard Estates | \$ 277.38 | \$ 247.38 | \$ 524.76 |
| 62.13-1-1   | 00-430-F6    | Corrine Kibbe          | Oak Orchard Estates | \$ 97.90  | \$ 42.90  | \$ 140.80 |
| 62.13-1-1   | 00-435-F1    | Arnold Allen           | Oak Orchard Estates | \$ 70.04  | \$ 40.04  | \$ 110.08 |
| 62.13-1-1   | 00-437       | Oak Orchard Est        | Oak Orchard Estates | \$ 42.46  | \$ 42.46  | \$ 84.92  |
| 62.13-1-1   | 00-474       | Timothy Kendrick       | Oak Orchard Estates | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 62.13-1-1   | 00-506-F1    | Linda McCamman Farrell | Oak Orchard Estates | \$ 36.17  | \$ 36.17  | \$ 72.34  |
| 62.17-2-1   | AE-14030-004 | William Wittman        | William Wittman     | \$ 350.10 | \$        | \$ 350.10 |
| 62.18-2-29  | NM-209-1-F3  | Mike Coffey            | Jamie Tavelaris     | \$ 92.77  | \$ 62.77  | \$ 155.54 |
| 62.18-2-42  | CR-88        | Wayne Mattison         | Wayne Mattison      | \$ 88.37  | \$ 88.37  | \$ 176.74 |
| 62.18-2-43  | IN-152       | Noel Lutes             | Noel Lutes          | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 62.18-2-57  | NM-175-17-F7 | William Wittman        | William Wittman     | \$ 46.04  | \$ 16.04  | \$ 62.08  |
| 62.18-2-57  | NM-175-17-F8 | William Wittman        | William Wittman     | \$ 46.04  | \$ 16.04  | \$ 62.08  |
| 62.18-2-57  | NM-175-17-F9 | Raymond Holt           | William Wittman     | \$ 274.11 | \$ 244.11 | \$ 518.22 |
| 62.18-2-70  | NM-212-1-F6  | Lynn Rushbrook         | Michael Pilon       | \$ 104.36 | \$ 74.36  | \$ 178.72 |
| 62.19-1-1.1 | HT-114-F6    | Melvin Carr            | Albion Mobile Homes | \$ 74.68  | \$ 44.68  | \$ 119.36 |
| 62.19-1-1.1 | HT-152-2-F   | Irene Kingdollar       | Richard Decarlo     | \$ 99.68  | \$ 44.68  | \$ 144.36 |
| 62.19-1-1.1 | HT-3-F1      | Henry Walden Sr        | Albion Mobile Homes | \$ 47.08  | \$ -      | \$ 47.08  |
| 62.19-1-1.1 | HT-52        | Charles Roberts Jr     | Albion Mobile Homes | \$ 25.65  | \$ 28.64  | \$ 54.29  |
| 62.19-1-1.1 | HT-78-F3     | Vacant                 | Albion Mobile Homes | \$ 46.04  | \$ 16.04  | \$ 62.08  |

|            |                  |                       |                      |        |        |          |
|------------|------------------|-----------------------|----------------------|--------|--------|----------|
| 62.19-1-21 | DE-514-F3        | Daniel Smith          | Daniel Smith         | \$     | \$     | \$       |
|            |                  |                       |                      | 162.84 | 132.84 | 295.68   |
| 62.19-2-16 | CR-329           | Henry Hodge           | Homesales,<br>Inc    | \$     | \$     | \$       |
|            |                  |                       |                      | 102.22 | 102.22 | 204.44   |
| 62.19-2-42 | CR-226           | Salvador Solis        | Salvador Solis       | \$     | \$     | \$       |
|            |                  |                       |                      | 1.00   |        | 1.00     |
| 62.19-3-2  | BS-105-F1        | Christopher<br>Clark  | Christopher<br>Clark | \$     | \$     | \$       |
|            |                  |                       |                      | 30.02  | 30.02  | 60.04    |
| 62.19-3-3  | BS-101-F7        | Clara Sager           | Thomas<br>Capwell    | \$     | \$     | \$       |
|            |                  |                       |                      | 61.46  | 31.46  | 92.92    |
| 62.20-2-20 | MO-614-2-<br>F14 | Nicole Rushing        | David Burnette       | \$     | \$     | \$       |
|            |                  |                       |                      | 732.26 | 702.26 | 1,434.52 |
| 73.5-1-5   | WS-431-6-<br>F8  | Bonnie<br>Weezorak    | Rice &<br>Company    | \$     | \$     | \$       |
|            |                  |                       |                      | 71.04  | 16.04  | 87.08    |
| 73.5-1-14  | WE-20-F9         | Kelly O'Dell          | Charles<br>Peterson  | \$     | \$     | \$       |
|            |                  |                       |                      | 107.22 | 77.22  | 184.44   |
| 73.5-1-14  | WE-22-F16        | Charles Peterson      | Charles<br>Peterson  | \$     | \$     | \$       |
|            |                  |                       |                      | 55.74  | 25.74  | 81.48    |
| 73.5-1-29  | WB-303-4-<br>F17 | Jeremy Graham         | Michael<br>Massaro   | \$     | \$     | \$       |
|            |                  |                       |                      | 46.04  | 16.04  | 62.08    |
| 73.5-2-22  | WB-210-2         | Scott Lutes           | Scott Lutes          | \$     | \$     | \$       |
|            |                  |                       |                      | 95.94  | 95.94  | 191.88   |
| 73.5-2-44  | WA-7-1-F9        | Bo Gobeli             | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 61.46  | 31.46  | 92.92    |
| 73.5-2-44  | WA-7-2           | Robert White          | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-2-44  | WA-7-3           | Robert White          | Robert White         | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-2-57  | WS-341-<br>F17   | Christina<br>McDonald | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 72.08  | 42.08  | 114.16   |
| 73.5-2-57  | WS-343-<br>F10   | Laura Fidanza         | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 71.04  | 16.04  | 87.08    |
| 73.5-2-57  | WS-343-<br>F11   | Jessica<br>Mayberry   | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 148.68 | 118.68 | 267.36   |
| 73.5-2-59  | WS-349-1-<br>F10 | Ruthann<br>Privitera  | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 72.90  | 42.90  | 115.80   |
| 73.5-2-59  | WS-349-2-<br>F17 | Laura Fidanza         | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 50.02  | 20.02  | 70.04    |
| 73.5-2-59  | WS-351-F8        | Ruthann<br>Privitera  | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 81.48  | 51.48  | 132.96   |
| 73.5-3-8   | WP-348-2-<br>F23 | Richard Colonna       | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-3-8   | WP-348-2-<br>F24 | Gidget Block          | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 46.04  | 16.04  | 62.08    |
| 73.5-3-8   | WP-348-2-<br>F25 | Rodolfo<br>Verdesia   | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 126.51 | 96.51  | 223.02   |
| 73.5-3-8   | WP-348-3-<br>F17 | Stacee LaClair        | Richard<br>Colonna   | \$     | \$     | \$       |
|            |                  |                       |                      | 47.16  | 17.16  | 64.32    |
| 73.5-3-10  | WP-340           | Rob Reid              | Rob Reid             | \$     | \$     | \$       |
|            |                  |                       |                      | 55.92  | 55.92  | 111.84   |
| 73.5-3-18  | WP-318-F5        | Tammy Cary            | David Colonna        | \$     | \$     | \$       |
|            |                  |                       |                      | 230.20 | 200.20 | 430.40   |
| 73.5-3-26  | WA-120-1         | Jules Bonafede        | Jules Bonafede       | \$     | \$     | \$       |
|            |                  |                       |                      | 39.31  | 39.31  | 78.62    |
| 73.5-3-26  | WA-120-2         | Jules Bonafede        | Jules Bonafede       | \$     | \$     | \$       |
|            |                  |                       |                      | 28.64  | 28.64  | 57.28    |
| 73.5-3-29  | WA-130-1-<br>F12 | Patricia Borrero      | Roy Murphy           | \$     | \$     | \$       |
|            |                  |                       |                      | 75.92  | 45.92  | 121.84   |
| 73.5-3-29  | WA-130-1-<br>F13 | Bobby Stone           | Roy Murphy           | \$     | \$     | \$       |
|            |                  |                       |                      | 97.08  | 42.08  | 139.16   |

|              |              |                        |                       |           |           |           |
|--------------|--------------|------------------------|-----------------------|-----------|-----------|-----------|
| 73.5-3-44    | DA-118-F2    | William Stephens       | William Stephens      | \$ 54.68  | \$ 54.68  | \$ 109.36 |
| 73.5-3-47.11 | DA-128-2-F9  | Danielle Rotoli        | Richard Colonna       | \$ 55.74  | \$ 25.74  | \$ 81.48  |
| 73.5-3-59    | KI-133-2     | Michael Schildt        | Benjamin Martinez     | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.5-4-1.132 | WS-444-F     | Cheryl Kern Roth       | Cheryl Kern Roth      | \$ 159.70 | \$ 129.70 | \$ 289.40 |
| 73.5-4-7     | KI-6-2-F13   | Beverly Fousse         | Marty Zaffran         | \$ 92.92  | \$ 62.92  | \$ 155.84 |
| 73.5-4-28    | WS-304-F11   | Josh Webster           | Steve Corrigan        | \$ 189.15 | \$ 159.15 | \$ 348.30 |
| 73.5-4-30    | WA-8-F1      | Beth Williams          | Michael Arnold        | \$ 122.80 | \$ 92.80  | \$ 215.60 |
| 73.5-4-32    | WA-14        | Juan Cardenas          | Juan Cardenas         | \$ 0.76   | \$ -      | \$ 0.76   |
| 73.5-4-49    | WP-353-F1    | Tanya Cook             | Renee Cook            | \$ 113.76 | \$ 58.76  | \$ 172.52 |
| 73.6-1-2     | WB-229-1-F3  | Jacqueline Smith       | Leslie Pero           | \$ 154.54 | \$ 124.54 | \$ 279.08 |
| 73.6-1-8     | WB-211-F10   | Sandra Chilano         | AricAlbright          | \$ 119.36 | \$ 89.36  | \$ 208.72 |
| 73.6-1-8     | WB-213-F5    | Lisa Girvin            | AricAlbright          | \$ 58.60  | \$ 28.60  | \$ 87.20  |
| 73.6-2-45.1  | WP-119-1     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-119-2     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-119-3     | Penepent Corp          | Penepent Corp         | \$ 28.64  | \$ 28.64  | \$ 57.28  |
| 73.6-2-45.1  | WP-127-2-F12 | Victoria Ortiz         | Penepent Corp         | \$ 130.80 | \$ 100.80 | \$ 231.60 |
| 73.6-2-45.1  | WP-127-4-F12 | Amy Button             | Penepent Corp         | \$ 123.65 | \$ 93.65  | \$ 217.30 |
| 73.6-2-45.1  | WP-119-1-F7  | Brenda Reamer          | Penepent Corp         | \$ 101.50 | \$ 71.50  | \$ 173.00 |
| 73.6-2-61    | NC-27-1-F12  | Irvine Properties      | Irvine Properties LLC | 81.92     | \$ 81.92  | \$ 163.84 |
| 73.6-3-3     | EB-105       | Jefferson Dry Cleaners | William Wittman       | 28.64     | \$ 28.64  | \$ 57.28  |
| 73.6-3-37    | ES-229-1-F10 | Scott Williams         | Richard Colonna       | 116.82    | \$ 61.91  | \$ 178.73 |
| 73.6-3-41    | ES-217       | Jean Hess              | David Colonna         | 28.64     | \$ 28.64  | \$ 57.28  |
| 73.6-3-41    | ES-217-F11   | John Gulczewski        | David Colonna         | 175.00    | \$ 145.00 | \$ 320.00 |
| 73.6-3-47    | IN-29-F13    | Veronica Lape          | Sarah Olmstead        | 79.06     | \$ 49.06  | \$ 128.12 |
| 73.6-3-47    | IN-29-F14    | Andrew Hiller          | Sarah Olmstead        | 97.08     | \$ 42.08  | \$ 139.16 |
| 73.6-3-63    | EB-10        | Corey Black            | Corey Black           | 114.56    | \$ 114.56 | \$ 229.12 |
| 73.6-4-8     | ES-134-6-F2  | Jessica Hollenbeck     | Joe Martillotta       | 46.04     | \$ 16.04  | \$ 62.08  |
| 73.6-4-32    | EP-263-1-F4  | Gina Yaskivich         | Joshua Capwell        | 46.04     | \$ 16.04  | \$ 62.08  |
| 73.6-4-38    | EP-245-F     | Elizabeth Craft        | Sandra Friedl         | 106.66    | \$ 101.66 | \$ 208.32 |
| 73.6-4-38    | EP-245-F1    | Peter Stanley          | Sandra Friedl         | 74.68     | \$ 44.68  | \$ 119.36 |

|               |              |                    |                       |          |          |          |
|---------------|--------------|--------------------|-----------------------|----------|----------|----------|
| 73.6-4-54     | EP-111-F7    | Jeanette Worsley   | Kenneth Walter        | 122.52   | \$       | \$       |
|               |              |                    |                       |          | 92.94    | 215.46   |
| 73.6-5-40     | CH-217-F7    | John Sietmann      | Diane Watts           | 128.66   | \$       | \$       |
|               |              |                    |                       |          | 98.66    | 227.32   |
| 73.6-5-40     | CH-217-F8    | John Sietmann      | Diane Watts           | 75.02    | \$       | \$       |
|               |              |                    |                       |          | 20.02    | 95.04    |
| 73.6-7-7      | WS-222-3-F14 | Joseph Winters     | William Wittman       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-16     | WP-128-1-F10 | Lisa Montague      | Mark Parker           | 200.02   | \$       | \$       |
|               |              |                    |                       |          | 170.02   | 370.04   |
| 73.6-7-37     | SC-140-1-F5  | Christine Forder   | Natalie Heller        | 184.44   | \$       | \$       |
|               |              |                    |                       |          | 154.44   | 338.88   |
| 73.6-7-46     | WA-129       | Tom Berndt         | Jeremy Graham         |          | \$       | \$       |
|               |              |                    |                       |          | 40.32    | 40.32    |
| 73.6-7-46     | WA-129-F2    | Terra McBain       | Jeremy Graham         | 87.50    | \$       | \$       |
|               |              |                    |                       |          | 57.50    | 145.00   |
| 73.6-7-53     | WA-111-3-F   | Rose Keffer        | Linda Smith           | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-66     | WP-217-1-F14 | Gerald E Kelly Jr  | David Colonna         | 85.90    | \$       | \$       |
|               |              |                    |                       |          | 55.90    | 141.80   |
| 73.6-7-66     | WP-219-F12   | Ronnie Ortiz       | David Colonna         | 107.22   | \$       | \$       |
|               |              |                    |                       |          | 77.22    | 184.44   |
| 73.6-7-72     | BE-115-2-F11 | Debra Smart        | Irvine Properties LLC | 76.06    | \$       | \$       |
|               |              |                    |                       |          | 46.06    | 122.12   |
| 73.6-7-73     | BE-111-2     | JW Hardy Jr III    | Irvine Properties LLC | 228.05   | \$       | \$       |
|               |              |                    |                       |          | 228.05   | 456.10   |
| 73.6-7-74     | BE-109-F13   | Jessica Mayberry   | Richard Colonna       | 133.95   | \$       | \$       |
|               |              |                    |                       |          | 103.95   | 237.90   |
| 73.6-7-74     | BE-109-F14   | Richard Colonna    | Richard Colonna       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-74     | BE-109-F16   | Susie Rushbrook    | Richard Colonna       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.6-7-83     | SC-129-4-F7  | Linda Kennedy      | Linda Smith           | 74.68    | \$       | \$       |
|               |              |                    |                       |          | 44.68    | 119.36   |
| 73.6-7-89     | SC-128-1-F8  | Shametra McKenzie  | Moira Flannery        | 75.76    | \$       | \$       |
|               |              |                    |                       |          | 45.76    | 121.52   |
| 73.6-7-90.2   | SC-124-F6    | James Theodorakos  | James Theodorakos     | 75.75    | \$       | \$       |
|               |              |                    |                       |          | 45.75    | 121.50   |
| 73.7-1-15     | EP-338       | Kristopher Fisher  | Gary Kuyal            | 49.38    | \$       | \$       |
|               |              |                    |                       |          | 10.38    | 59.76    |
| 73.7-1-33     | CI-337-F1    | Mindy Porteus      | Raymond Porteus       | 52.90    | \$       | \$       |
|               |              |                    |                       |          | 52.90    | 105.80   |
| 73.7-2-55     | CA-.129-F    | Gilbert Duckett    | Gilbert Duckett       | 1,801.07 | \$       | \$       |
|               |              |                    |                       |          | 1,801.07 | 3,602.14 |
| 73.7-2-61     | CA-1-1       | Peggy Brice        | Lamb Associates       | 28.64    | \$       | \$       |
|               |              |                    |                       |          | 28.64    | 57.28    |
| 73.7-2-61     | CA-1-2-F10   | Jean Hefke         | Lamb Associates       | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-1-17.111 | HA-158-2-F   | Christine Robinson | Lorenzo Zaragoza      | 323.18   | \$       | \$       |
|               |              |                    |                       |          | 294.58   | 617.76   |
| 73.9-1-17.111 | HA-160-F     | Christine Robinson | Lorenzo Zaragoza      | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-2-51     | WA-228-16-F5 | Keisha McKinney    | Rice Homes            | 99.68    | \$       | \$       |
|               |              |                    |                       |          | 44.68    | 144.36   |
| 73.9-2-51     | WA-228-20    | Procodio Garcia    | Rice Homes            | \$ 51.90 | \$       | \$       |
|               |              |                    |                       |          | 51.90    | 103.80   |
| 73.9-2-51     | WA-228-24-F6 | Rice Homes         | Rice Homes            | 46.04    | \$       | \$       |
|               |              |                    |                       |          | 16.04    | 62.08    |
| 73.9-2-51     | WA-228-25-F8 | Victoria Allen     | Rice Homes            | 530.35   | \$       | \$       |
|               |              |                    |                       |          | 500.35   | 1,030.70 |



approval.

**CARRIED**

4 Ayes

0 Nays

**CORRES** Received correspondence from NYS DEC supporting the Village of Albion's application for a NYS Officer of Small Cities \$600,000.00 grant.

**APPROVAL TO PAY** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the payment of the following bills from Chatfield Engineers for services rendered:

|                              |                |            |
|------------------------------|----------------|------------|
| 2007 Sanitary Sewer Project  | Inv 06-765-14  | \$3,380.00 |
| Planning Board Services      | Inv 98-330-14  | \$ 110.50  |
| General Engineering Services | Inv 94-193-134 | \$ 239.50  |

**CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT BILLS** Trustee Sheehan stated he approved payment of the bills except for the one to the Lake Country Pennysaver for the ad for Village jobs. Mayor Hadick stated that there was approval to put the ad in. Trustee Theodorakos stated that from now on the whole

Board should be on board with decision making. This was a lesson learned

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

|              | Voucher #   | Amount      |
|--------------|-------------|-------------|
| GENERAL FUND | 6784 - 6841 | \$28,673.32 |
| WATER FUND   | 2320 - 2339 | \$25,988.75 |
| SEWER FUND   | 2426 - 2438 | \$ 9,197.76 |

**CARRIED**

4 Ayes

0 Nays

**APPOINT PLANNING BOARD MEMBER** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointment of Steve Corrigan to the Planning Board for a term of five years.

**CARRIED**

4 Ayes

0 Nays

Trustee Theodorakos stated Dick Remley has done an excellent job on the Planning Board, and thanked him for the job he has done. He would like to see him on the Planning Board. Attorney Gavenda stated that the Local Law states the Planning Board is five members and to change the law to add another person the Board of Trustees would have to have a Public Hearing.

**CORRES** Received correspondence from the Western New York Volunteer Firemen's Association regarding the Board to place an ad in the Program Book for the Albion

Fire Department's Convention Book. The Board of Trustees to place an ad in the book using their personal money.

**CORRES** Received correspondence for the Veterans of Foreign Wars regarding "Cold War" Exemptions. Tabled until next meeting, Trustee Sheehan to talk to Veterans Affairs Regarding exemptions.

**CORRES** Received correspondence from Northwestern Frontier Association regarding dinner Meeting on April 16, 2008.

**CORRES** Received correspondence from the Albion Strawberry Festival who would like permission to use the Albion Police Department and the DPW for the festival on June 13, 2008 and June 14, 2008. The Festival committee would also like to close East State Street and East Bank Street on Thursday evening June 12, 2008 through Saturday June 14, 2008. They would also like permission to use the picnic tables from Bullard Park during the Festival.

**CORRES** Received correspondence from Gabrielle Barone, President of the League of Women Voters of Orleans County who is hosting Erie County Attorney, Kevin Gaughn who will speak on matters relating to government consolidation.

**SMSI** Dean Theodorakos would like to see Dick Remley appointed to the vacancy on the

**COMMITTEE** SMSI Committee.

**SET MEETING** Moved by Trustee Theodorakos and seconded by Trustee Riley to hold a Special Meeting on April 28, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street for the purpose of adopting the Village Budget for the Fiscal year starting June 1, 2008 and ending May 31, 2009.

**CARRIED**  
4 Ayes 0 Nays

**APPROVE** Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Mayor **DATAMATIC** Hadick to sign the contract with Datamatic for the AMR system pending Attorney **CONTRACT** Gavenda's approval.

**CARRIED**  
4 Ayes 0 Nays

**APPROVE** Moved by Trustee Riley and seconded by Trustee Sheehan authorizing Mayor **FINANCING** Hadick to sign financing agreement with Eltekon Capital pending Attorney **CONTRACT** Gavenda's approval.

**CARRIED**  
4 Ayes 0 Nays

**REQUEST** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor **APPROVED** Hadick sign letter of support to Town of Murray for water district #15. The district **FOR WATER** will need 9,370 gallons per day.

**CARRIED**  
4 Ayes 0 Nays

**FIRE DEPT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the **OFFICERS** following officers for the Albion Fire Department:  
**APPROVED**

|          |                   |                 |
|----------|-------------------|-----------------|
| Albion 1 | Eric C Bradshaw   | Chief           |
| Albion 2 | Rocky Sidari      | Deputy Chief    |
| Albion 3 | Rob Conner        | Assistant Chief |
| Albion 4 | Harry Papponetti  | Captain         |
| Albion 5 | Charlie Monacelli | Lieutenant      |
| Albion 6 | Shawn Cook        | Lieutenant      |
| Albion 7 | Dale Banker       | Chief Mechanic  |

**CARRIED**  
4 Ayes 0 Nays

**SURPLUS** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving **FENCING** Superintendent of Streets, Dale Brooks request asking that fencing he has lying **APPROVED** around be declared surplus property.

**CARRIED**  
4 Ayes 0 Nays

**PEDESTRIAN** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Chief **CROSSING** London, send the application to the NYSDOT requesting permission to install a **SIGN** pedestrian crossing sign on Route 98 at the intersection of West Park Street.

**CARRIED**  
4 Ayes 0 Nays

**RESOLUTION** Moved by Trustee Miller and seconded by Trustee Theodorakos approving **APPOINTING** the following resolution:

**FAIR HOUSING**  
**OFFICER** WHEREAS, the Village of Albion, State of New York, has made application for Community Development Block Grant (CDBG) Funds from the State of New York; and

HUD WHEREAS, in accordance with Section 519 of Public Law 101-144, the Appropriations Act requires certain statement of assurances and certifications;

NOW THEREFORE BE IT RESOLVED that pursuant to the Village of Albion being granted CDBG funds by the State; the Village of Albion, by administrative act, does adopt Fair Housing and Anti-Displacement Plans for the Village;

BE IT FURTHER RESOLVED that the Village Board of Trustees appoints Linda K Babcock to serve as the Fair Housing Officer for the Village of Albion.

**CARRIED**

4 Ayes

0 Nays

**DISCUSS** The Board of Trustees discussed the Historic Preservation Committee. Trustee Theodorakos stated they apologized and are working on getting the minutes done for the year 2007. As soon as they are done they will be given to the Village Office and they will be available to anyone that would like to see them. The Board of Trustees would like Mary Santiago to take minutes from now on for the Historic Preservation.

**APPROVE LEGAL NEWSPAPER** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's recommendation that the Batavia Daily Newspaper be the legal paper for the Village of Albion for one year.

**CARRIED**

3 Ayes

1 Nay

Trustee Theodorakos  
Trustee Miller  
Trustee Riley

Trustee Sheehan

Mayor Hadick's recommendation was based on the circulation numbers received from both newspapers. Trustee Riley suggested that the Village Board of Trustees rotate who the Village of Albion using for their legal newspaper every year at their annual meeting.

**DISCUSS** Discussion on the sale of Village property on the corner of Washington Street and West Academy Street. Mayor Hadick to talk with the EDA.

**ADOPT DISASTER PREPARENESS MANUAL** Moved by Trustee Riley and seconded by Trustee Theodorakos adopting the Emergency Disaster Preparedness Manual for the Village of Albion

**CARRIED**

4 Ayes

0 Nays

**TABLE DISASTER COORDINATOR APPOINTMENT** Tabled the appointment of Disaster Coordinator for the Village of Albion. Mayor Hadick will talk to Fire Chief Eric Bradshaw regarding the issue.

**DICUSS** Discussion regarding changing the Village of Albion's election from March to June. Resident Fran Nayman would like to see the election day changed. Attorney Gavenda stated that a Public Hearing would have to be held. The Board of Trustees will discuss changing the date.

**RESOLUTION SANITARY SEWER IMPROVEMENTS** At a meeting of the Village Board of the Village of Albion, Orleans County, New York on the 9<sup>th</sup> day of April, 2008 the following resolution was moved by Trustee Theodorakos and seconded by Trustee Sheehan and was passed.

WHEREAS, the Village has commissioned a preliminary engineering evaluation to define the extent of improvements and cost associated with the construction of needed improvements to the Village of Albion sanitary sewer system; and

WHEREAS, the cost of undertaking these improvements is estimated at \$600,000, including construction, legal, engineering and administrative costs; and

WHEREAS, the Village Board has previously authorized the Mayor to file a Small Cities application in the amount of \$600,000 for the construction of the needed sanitary sewer improvements.

NOW, THEREFORE BE IT RESOLVED, that the Village Board commits that it will provide \$2,021,688 in funds plus any overruns that may be incurred to build the proposed improvements recommended in the preliminary engineering

analysis referred herein, to address the problems and eliminate the problems facing residents within the Village of Albion. THIS COMMITMENT IS CONDITIONED ON THE VILLAGE RECEIVING THE \$600,000 SMALL CITIES GRANT REFERRED TO ABOVE. THE VILLAGE FUNDS ARE TO BE PROVIDED BY GENERAL OBLIGATION BONDS TO BE ISSUED BY THIS BOARD CONSISTENT WITH APPLICABLE LAWS OF THE STATE OF NEW YORK.

STATE OF NEW YORK:  
COUNTY OF ORLEANS: ss  
VILLAGE OF ALBION

I, Linda Babcock, Village Clerk of the Village of Albion, County of Orleans, and State of New York, DO HEREBY CERTIFY that I have compared the foregoing resolution duly adopted by the Village Board of the Village of Albion on the 9<sup>th</sup> day of April, 2008 with the original now on file in my office, and the same is a correct and true copy of said resolution and of the whole thereof.

Dated: April 9, 2008  
Village of Albion

**CARRIED**

4 Ayes

0 Nays

Bills past due to Marchese Computers Products, Inc were discussed. Trustee Miller to contact Marchese Computer Products, Inc to go over the outstanding bills.

**EXECUTIVE SESSION**

Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn to executive session to discuss the employment history of a particular person at 9:15 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED**

Moved by Trustee Theodorakos and seconded by Trustee Miller to come out of executive session at 9:30 PM.

**CARRIED**

4 Ayes

0 Nays

**SALARY ADJUSTED**

Moved by Trustee Riley and seconded by Trustee Theodorakos adjusting the Village Clerk-Treasurer salary to \$44,223.00 and Deputy Clerk-Treasurer's salary at \$29,435.00 .

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED**

Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting closed at 9:40 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## May 14, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, May 14, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** James Cook from 7 Goodrich Street addressed the Village Board of Trustees regarding "The Club" which is approxiatmently 180' to 200' from his home. Mr Cook said that the noise level, drinking outside and other problems are an issue. He would like some guidance as to what to do to help solve this problem. Trustee Sheehan stated that when Mr Cook calls the Police he should tell them he wants to be interviewed and that he wants to sign a complaint. Trustee Sheehan stated that "The Club" could lose its liquor license if their customers are taking open containers outside. He also stated that the neighborhood watch group will make it a point to walk in that area and that the Village should send letters to businesses reminding them that customers are not allowed to be outside with open containers. Trustee Miller told Mr Cook that the Board appreciated him coming to the meeting.

**RESIDENT** Moved by Trustee Sheehan and seconded by Trustee Riley denying John Grillo's request for a break on his sewer portion of his water/sewer bill per Superintendent of Public Works, Dale Brooks recommendation as the water went into the sanitary sewer system.

**CARRIED**

3 Ayes  
Trustee Miller  
Trustee Sheehan  
Trustee Theodorakos

1 Nay  
Trustee Riley

**RESIDENT** Moved by Trustee Riley and seconded by Trustee Miller denying Deborah Shuler's request for a break on her sewer portion of her water/sewer bill per Superintendent of Public Works, Dale Brooks recommendation as the water went into the sanitary sewer system.

**CARRIED**

4 Ayes  
0 Nay

**RESIDENT** Moved by Trustee Miller and seconded by Trustee Theodorakos denying Mary Anne Braunbach's request for a break on her sewer portion of her water/sewer bill per Superintendent of Public Works, Dale Brooks recommendation as the meter was tested and found to be working properly.

**CARRIED**

4 Ayes  
0 Nay

**RESIDENT** Moved by Trustee Theodorakos and seconded by Trustee Sheehan denying Marion Salvatore's request for a break on her sewer portion of her water/sewer bill per Superintendent of Public Works, Dale Brooks recommendation stating that when you average the consumption over the last year there is no change in usage.

**CARRIED**

4 Ayes  
0 Nay

**RESIDENT** Moved by Trustee Theodorakos and seconded by Trustee Sheehan denying Wanda Blanco's request for a break on her sewer portion of her water/sewer bill per Superintendent of Public Works, Dale Brooks recommendation as the meter was tested and found to be working properly.

**CARRIED**

4 Ayes  
0 Nay

**CORRES** Tabled correspondence from Veterans of Foreign Wars regarding "Cold War" exemptions. Trustee Sheehan to research the request. Will be addressed at the May 28, 2008 meeting.

**TOWN OF ALBION FIRE CONTRACT** Discussion of Town of Albion's fire contract. Attorney Gavenda is working on the contract and will have it ready for the May 28, 2008 meeting. The contract will be retro back to January 1, 2008.

**APPROVE MINUTES** Moved by Trustee Miller and seconded by Trustee Theodorakos approving the minutes from the April 7, 2008, April 9, 2008, April 14, 2008, April 15, 2008, April 16, 2008, April 23, 2008, April 27, 2008 and April 28, 2008 meetings with the following corrections:  
April 7, 2008 change the mileage resolution to read: The following resolution was proposed by Trustee Riley who moved its adoption and seconded by Trustee Sheehan as follows:  
April 9, 2008 add to the recommendation of the legal newspaper to be The Daily Newspaper, Mayor Hadick's recommendation was based on the circulation numbers received from both newspapers.  
April 15, 2008 change the vote on closing the meeting to 4 Ayes not 5.  
April 16, 2008 change to vote on grant application approved to 4 Ayes, the vote on approval to buy computers for Village Office to 4 Ayes and closing of the meeting to 4 ayes.  
April 23, 2008 change name spelling of Historic Member appointed, Thom Jennings.

**CARRIED**

4 Ayes

0 Nays

**ACCEPT TREASURER'S** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the Treasurer's report for the month of April 2008.

**CARRIED**

4 Ayes

0 Nays

**ACCEPT APPLICATIONS** Approved the following applications to be place on file for future reference:

|                 |                   |                  |
|-----------------|-------------------|------------------|
| SUMMER HELP     |                   |                  |
| Timothy Brown   | Lang Lilley       | Joseph Perkowski |
| Michael Elvoris | Lawrence Montello | Jacob Smith      |
| James Fisher    | Robert Moore      | Ray Smith        |
| Brandon Gurnsey | Brandon Munson    | Joshua Webster   |
|                 |                   | James Willis     |

**AUCTION SERVICE APPROVED** The Board of Trustees discussed two on-line auction services to place surplus equipment and material on, Roy Tietsworth, Inc and Auction International.

Moved by Trustee Miller and seconded by Trustee Theodorakos approving Superintendent of Public Works, Dale Brooks, contact Auction International regarding the Village of Albion's surplus equipment and material which will be put up for sale on line @auctioninternational.com. The Board of Trustees has the right to reject any and all bids.

**CARRIED**

4 Ayes

0 Nays

**COMPUTERS SURPLUS EQUIPMENT** Moved by Trustee Sheehan and seconded by Trustee Miller declaring the old computers from the Village Office be declared surplus equipment.

**CARRIED**

4 Ayes

0 Nays

**SUMMER HELP DISCUSSED** Superintendent of Public Works, Dale Brooks recommended Dustin Pahura, Ray Jeremy Smith, Chad Brooks, Nicholas Corrigan, Brandon Gurnsey, Joseph Perkowski and David Canham be hired for summer help. Mayor Hadick stated that everyone knows where I stand. Trustee Theodorakos stated that the first three have relatives working at the Streets department. Trustee Riley strongly recommends that Dale talk with Jason Zicari from the Cemetery. She feels that the top three should be switched out to the cemetery. Trustee Sheehan stated he has no problem with the top three. Trustee Miller agreed with Trustee Sheehan.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourned to executive session to discuss the employment history of a particular person at

8:10 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Sheehan to come out of executive session at 8:26 PM.

**CARRIED**

4 Ayes

0 Nays

**SUMMER HELP DISCUSSED** Trustee Riley made a motion to hire 4 through 7 and use alternates for the summer help. There was no second, so motion died.

Mayor Hadick asked if Bruce Sidari was notified as to a situation regarding summer help last year. Trustee Sheehan said he did and that Bruce did not remember any situation. Mayor Hadick stated that Bruce did tell him about it and that he feels Bruce is as worthless as they get, and he doubts anything Bruce says. He also stated that he does not believe Bruce regarding Marchese Computers either.

Attorney Gavenda will start working on a Village policy regarding the hiring of Village employees relatives and having them under their direct supervision.

**SUMMER HELP APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Superintendent Dale Brooks to hire Dustin Pahuara, Nicholas Corrigan, Brandon Gurnsey, Joseph Perkowski, David Canham and two applicants from the alternate list assumption being that the Village immediately starts to get a policy in place so we don't have to go through this next year. Policy to address hiring employees that will have to work under direct supervision of a relative.

**CARRIED**

3 Ayes

1 Nay

Trustee Miller

Trustee Riley

Trustee Sheehan

Trustee Theodorakos

**CORRES** Correspondence received from Chatfield Engineers regarding Bullard Park Septic System. Superintendent of Public Works, Dale Brooks, will meet with Paul Chatfield on Friday May 16, 2008 so he can survey it.

**PARK HOURS** Trustee Miller stated he feels the hours of the Village parks should all read "Closed at Dusk". Trustee Sheehan stated that there should also be a sign for "No Dogs Allowed". Superintendent Dale Brooks to work on the signage. Chief London to be notified that the bathrooms at Bullard Park will need to be locked at dusk.

**TREE GRATES** Superintendent Dale Brooks gave two options on how to handle the rust problem with the tree grates. 1) Sandblast, clean and paint every year - labor extensive or 2) Sandblast and power coat - very expensive.

**WORKFORCE FOR CODES** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Jennifer Mechler to start helping Code Enforcement Officer, Scott Bradshaw at no cost to the Village. She will work 20 hours per week.

**CARRIED**

4 Ayes

0 Nays

**OPT OUT MEDICAL COVERAGE** Approved Dale Snyder to opt out of medical coverage for the fiscal year June 1, 2008 to May 31, 2009 as per union contract.

**ROLL OVER** Moved by Trustee Sheehan and seconded by Trustee Miller approving the following

**SELL BACK DAYS APPROVED** employees to sell back and/or roll over unused vacation days for fiscal year June 1, 2007 to May 31, 2008 per contracts:

| EMPLOYEE       | ROLL OVER | SELL BACK |
|----------------|-----------|-----------|
| Aric Albright  | 0         | 10        |
| Stacey Andrews | 7 d 5 h   | 5         |
| Linda Babcock  | 7 d 3.5 h | 10        |
| Robert Ballard | 0         | 24        |
| Timothy Banker | 0         |           |
| 13             |           |           |
| Timothy Boyer  | 0         | 3         |
| William Downey | 0         | 16        |

|                  |         |          |
|------------------|---------|----------|
| John Doyle       | 0       | 5        |
| Paul Fadale      | 0       | 20       |
| Jeffrey Gifaldi  | 6       | 0        |
| Dean London      | 0       | 4 d 4 h  |
| Mark Luft        | 5       | 0        |
| Kevin Miller     | 0       | 14 d 7 h |
| Joshua Narburgh  | 0       | 5        |
| Richard Preston  | 8 d 5 h | 0        |
| Mary Santiago    | 0       | 6        |
| William Scribner | 3       | 0        |
| Dale Snyder      | 0       | 11       |
| Edward Walczak   | 30      | 0        |
| Jason Zicari     | 10      | 10       |

Denied request from Cemetery Supervisor, Jason Zicari to roll over more than 10 days.

**CARRIED**

4 Ayes

0 Nays

**ACCEPT APPLICATIONS** Approved the following applications to be place on file for future reference:

|                |                      |                  |
|----------------|----------------------|------------------|
| CODE OFFICER   | CEMETERY/BOOKKEEPING | BUILDING/GROUNDS |
| Fred Pettyjohn | Kathy Thomas         | James            |
| Willis         |                      |                  |
| Dennis Monnin  |                      |                  |
|                | RECREATION DIRECTOR  | WATER/SEWER      |
|                | John Grillo          | Tracy Chalker    |

**PARK SUPERVISORS**

|                |                    |                |                    |
|----------------|--------------------|----------------|--------------------|
| Mark Adema     | Morgan Eastlack    | Andrew London  | Steven Oliver      |
| John Archer    | Kayla Green        | Kit Lyman      | Nicole O'Sullivan  |
| Mark Armstrong | Tom Hicks          | Justen Marks   | Stephanie Proietty |
| Matt Bokman    | Michael Hughson Jr | Kaitlyn Miller | Nancy Sager        |
| Joe Chappius   | Kelsey Lombard     | Amber Neal     | James Willis       |

**APPROVE CEMETERY DEEDS** Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign the following Cemetery Deeds:

Maynard Tracy Sr - SG 354 & 355 Deerfield Avenue  
Joann E Monacelli - Lot 1002 Orchid Path NE #6

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO PAY** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the payment of the following bills from Chatfield Engineers for service rendered:

|                     |                     |            |
|---------------------|---------------------|------------|
| General Engineering | Invoice #94-193-135 | \$1,000.00 |
| General Engineering | Invoice #94-193-136 | \$ 525.50  |

**CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT OF BILLS** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the payment of Village bills.

|              |             |             |
|--------------|-------------|-------------|
|              | Voucher #   | Amount      |
| GENERAL FUND | 6893-6976   | \$65,473.82 |
| WATER FUND   | 2366F-2385F | \$ 8,140.49 |
| SEWER FUND   | 2193G-2214G | \$25,582.90 |

**CARRIED**

4 Ayes

0 Nays

**TABLED E-MAIL SERVICE** Tabled decision on a new e-mail service for 25 accounts from Integrated Services until the next Board meeting. The Board of Trustees would like more information.

**BID AWARDED SURPLUS PROPERTY** The following sealed bids were submitted on April 30, 2008 for a bid opening at 3:00 PM for the sale of Village property at the corner of Washington Street and West Academy Streets:

|                                  |             |
|----------------------------------|-------------|
| William Wittman                  | \$12,050.00 |
| Orleans County Real Property LLC | \$10,622.00 |
| Rev Wilfred Moss                 | \$15,100.00 |

Moved by Trustee Miller and seconded by Trustee Theodorakos accepting Rev Wilfred Moss's bid of \$15,100.00 for the property at the corner of Washington Street and West Academy Street. Attorney Gavenda to schedule closing.

**CARRIED**

4 Ayes

0 Nays

**ARMY CORPS** Moved by Trustee Theodorakos and seconded by Trustee Sheehan allowing the **APPROVAL** US Army Corps of Engineers request to enter Village property at the Water Treatment Plant to work on break wall.

**CARRIED**  
4 Ayes 0 Nays

**LIQUOR LICENSE** Notification received from Roumanos Village House Restaurant of 16 East Avenue with their intent to make application for renewal of their liquor license.

**CORRES** Received report from Chatfield Engineers regarding 2007 Sanitary Sewer Improvements. The Board of Trustees to review report and discuss at May 28, 2008 meeting.

**CORRES** Received report from Chatfield Engineers regarding inspection he did at 134 West Bank Street and 110 East Bank Street. It was discussed about billing owners for amount that Chatfield Engineers will bill us.

**CONSOLIDATION COMMITTEE** The Board of Trustees agreed that Clifford Thom should remain on the Consolidation Committee as a representative for the Village. Since the committee was formed Mr Thom has been elected to the Town of Albion's Board.

**MOBILE PARK FEE** Discussion regarding Mr Richard DeCarlo, owner of Heritage Estates, unpaid yearly mobile home park fees for the year 2007 and 2008. Attorney John Gavenda will send Mr DeCarlo a letter.

**CORRES** Correspondence from Conrad Cropsey regarding who can qualify as a Village Attorney and as an Orleans County District Attorney.

**CORRES** Correspondence from Orleans County Chamber of Commerce submitting their 30 day notice. They will be moving from 121 North Main Street by June 8, 2008.

**CORRES** Correspondence from Time Warner Cable regarding programs that routinely expire.

**CORRES** Correspondence from COVA regarding recognition of their Fire and EMS Agencies personnel on May 22, 2008.

**CORRES** Correspondence from Phoenix Fitness about their 5K/8K race during the Strawberry Festival on Saturday June 14, 2008 at 8:00 AM.

**DISCUSS** Discussion regarding 121 North Main Street, and whether any of the meeting rooms could be turned into office space. Superintendent of Public Works, Dale Brooks stated that the roof needs to be repaired this year.

**SMOKING POLICY** Correspondence received from AFSCME regarding understanding the Tobacco Policy for the Village of Albion.

Moved by  
Trustee Sheehan and seconded by Trustee Theodorakos approving the following be added to the Tobacco Policy for the Village of Albion:

- 1) There will be no smoking in any Village building or vehicles. Any smoking will be done outside and at least fifteen (15) feet from village buildings.
- 2) Employees will be allowed to use smokeless tobacco provided disposal of same is done in a private and confined manner that is not noticeable to the public.

**CARRIED**  
4 Ayes 0 Nays

**DISCUSS** Mayor Hadick presented the Board of Trustees with information from The Bonadio Group. Because of the recent change in administration he feels that an audit should be done. Trustee Theodorakos stated that he would like Fox and Company to come in and explain last years financials. Village Clerk to call John Kania from Fox and Company to schedule them to come to the May 28, 2008 meeting.

**YEAR END MEETING** Moved by Trustee Theodorakos and seconded by Trustee Riley scheduling a special year end meeting on Friday May 30, 2008 at 7:00 AM, to pay year-end bills and conduct year-end business.

**CARRIED**

4 Ayes

0 Nays

**APPROVE CAMERA SYSTEM** Moved by Trustee Sheehan and seconded by Trustee Miller approving Chief London purchase a camera system not to exceed \$1000.00.

**CARRIED**

4 Ayes

0 Nays

**APPROVE PROJECTOR INCREASE** Moved by Trustee Riley and seconded by Trustee Miller approving to increase amount to spend on a projector from \$400.00 to \$500.00.

**CARRIED**

4 Ayes

0 Nays

**CHAUTAUQUA ENERGY CONTRACT** Tabled approval for Mayor to sign Chautauqua Energy's contract until May 28, 2008 so Attorney John Gavenda can review.

**CORRES** Correspondence received from Chatfield Engineers regarding meeting at Albion Central School to discuss drainage concerns.

**APPROVAL TO PAY** Moved by Trustee Miller and seconded by Trustee Theodorakos approval to pay Marchese Computer Products \$764.65 for bills that were in dispute.

**CARRIED**

3 Ayes

1 Nay

Trustee Miller

Trustee Riley

Trustee Sheehan

Trustee Theodorakos

**INFORM-ATION** Received information from Trustee Riley and Trustee Theodorakos regarding the Main Street Workshop program they attended on May 13, 2008. Kelly Kiebela will spearhead the application process.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session to discuss the employment history of a particular person at 10:19 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 10:50 PM.

**CARRIED**

4 Ayes

0 Nays

**INFORM-ATION** Trustee Miller informed Board of Trustees about the Park Grant he is looking into. It is a matching grant and is due by the end of June. He feels that Carosol Park can be upgraded through this grant. Mayor Hadick will talk to Paula Bensley and to the insurance company regarding their recommendations. It was also talked about if the job corps could help on jobs like these.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting closed at 11:06 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## May 28, 2008: Whopshop Meeting

### Body:

A Workshop Meeting of the Village Board of Trustees of the Village of Albion was held Wednesday May 28, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean A Theodorakos

Mayor opened meeting with the Pledge of Allegiance.

**CHATFIELD ENGINEERS** Paul Chatfield and Jason Foote from Chatfield Engineers presented the Board of Trustees with a Statement of Qualifications his company has to provide engineering services to the Village of Albion. Mr Chatfield listed the projects he has worked on for the Village of Albion since 1992. He also included the 2008 billing rates along with an employee contact list.

Bullard Park septic system was discussed. Mr Foote quoted the price of \$975.00, which would include elevation survey of the site, preparing the plans, engineering report, submitting the documents to the Orleans County Health Department, construction coordination and administration as necessary.

The Canal Grant was discussed as to where it stands. Paul Chatfield and the Village Clerk to look into what information they have on it.

Attorney Gavenda talked about the drainage project. He asked the Board of Trustees about a set schedule that he can give to Albion Central School. Trustee Sheehan would like to see no more ditch, he feels that a pipe should be installed and covered with dirt.

Mr Chatfield stated that the Pollution Control Plant is 30 years old and needs major upgrades. Attorney Gavenda stated that the Board of Trustees needs to implement a five year plan to upgrade the plant.

The Board of Trustees thanked Mr Chatfield and Mr Foote for coming in.

**EXEMPTION COLD WAR** Trustee Sheehan stated he received a list of residents that would qualify for the "Cold War" exemption. He will be giving the list to the Village Office to check into how many parcels it would effect. Decision will be made at the June 11, 2008 meeting.

**TOWN OF ALBION FIRE CONTRACT** Attorney John Gavenda stated that Dan Spitzer, Town of Albion's Attorney has approved the Fire Contract between the Village of Albion and Town of Albion. The Town of Albion Board will review the contract at their next meeting on June 9, 2008. The contract should be ready for the next Village meeting on June 11, 2008.

Discussion on the Town of Gaines Fire Contract and that there is seven years left on the current contract. Trustee Theodorakos stated he would like the statistics on the calls for each of the Towns.

**121 NORTH MAIN ST** Mayor Hadick mentioned that the lights were left on over the weekend. The Board of Trustees would like the Superintendent of Public Works, Dale Brooks, to get started on the report for the roof repair. Mayor Hadick will get the information together to advertise for renting the office space that is available at 121 North Main Street.

**FRONTIER CHEMICAL PAYMENT** Moved by Trustee Riley and seconded by Trustee Theodorakos to approve payment to Frontier Chemical Site PRP pending Attorney Gavenda get more information on the "Offer of Early de-minimis Settlement".

**CARRIED**

4 Ayes

0 Nays

**CONSOLIDATION** Discussion on the bills that are due from the Town of Albion and Town **COMM** of Gaines for 1/3 each of the bill due to Center for Governmental Research was tabled until the June 11, 2008 meeting.

**CHAUTAUQUA** Moved by Trustee Sheehan and seconded by Trustee Miller approving the **ENERGY** Mayor sign the contract with Chautauqua Energy to act as the Village's agent **CONTRACT** for buying gas and electricity.

**APPROVED**

**CARRIED**

4 Ayes

0 Nays

**FOX AND COMPANY** Rich, from Amato, Fox and Company reviewed the financial report from the June 1, 2006 - May 31, 2007 fiscal year.

**DISASTER COORDINATOR** Tabled the appointment of Disaster Coordinator until the June 11, 2008 meeting.

**POLICY TABLED** Trustee Sheehan will be meeting with the policy committee from the Town of Albion next month. He hopes to have something together for the June 11, 2008 meeting to bring to the Board of Trustees regarding a hiring policy.

**NON-UNION RAISES** Tabled decision about raises for non-union employees until the June 11, 2008 meeting.

**EMPLOYEE RESIGNATION** Moved by Trustee Riley and seconded by Trustee Miller accepting Damon Lilley's resignation from the Pollution Control Plant.

**CARRIED**

4 Ayes

0 Nays

**COMPUTERS TO FIRE DEPT** Moved by Trustee Sheehan and seconded by Trustee Miller approving the Fire Department to take three surplus computers from the Village Office.

**CARRIED**

4 Ayes

0 Nays

**E-MAIL APPROVED** Approved the Village of Albion to purchase e-mail from Yahoo with the domain name being @villageofalbionny.com for \$134.80 for the first year and \$143.40 per year after that. Mayor Hadick will look at the Police Department's web-site that they purchase last month. He will also be talking to a college student about the web page for the Village of Albion.

**ACCEPT APPLICATIONS** Approved the following applications to be placed on file for future reference:

DPW  
Darrell Burgio

POLICE  
David Mogle

**APPROVED HIRING** Moved by Trustee Riley and seconded by Trustee Miller approving the hiring of David Mogle as a Police Officer per Police Chief, Dean London's recommendation. Chief London to write a letter of support for Mr Mogle so he will be able to enroll in the Police Academy.

**CARRIED**

4 Ayes

0 Nays

**PT OFFICER PAY** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the rate of pay for the part time Police Officer, Gary Metz to be \$12.00 per hour.

**CARRIED**

4 Ayes

0 Nays

**PURCHASE OFFER SIGNED** Moved by Trustee Riley and seconded by Trustee Miller approving the Mayor to sign purchase offer agreement for the vacant land on the corner of West Academy and Washington Street for \$15,100.00. Closing to be no later than June 30, 2008.

**CARRIED**

4 Ayes

0 Nays

**HISTORIC COMM REQUEST** The Historic Committee requested that the terms for their members be staggered better. As it stands now the term of four members will expire next year. Mayor Hadick asked to get the members names with their ending term dates and he will review.

**THANK** Moved by Trustee Riley and seconded by Trustee Sheehan approving an ad

**YOU AD** be put in the Lake Country Pennysaver thanking everyone who helped with the flags and flowers this year. Mayor Hadick stated that it was a great team effort.

**CARRIED**

4 Ayes

0 Nays

Trustee Sheehan and Trustee Theodorakos will be away June 2, 2008 and June 3, 2008. They will be attending a Local Government Conference in Albany with Assemblyman Steve Hawley.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Sheehan to adjourn to executive session to discuss the employment history of a particular person at 9:50 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 10:05 PM.

**CARRIED**

4 Ayes

0 Nays

**POLICE MEDICAL** There was a motion made by Trustee Sheehan and seconded by Trustee Theodorakos to switch the Police medical insurance from Excellus to Preferred Care effective June 1, 2008. Attorney Gavenda called NYCOM to see if the Board of Trustees can change their medical insurance. NYCOM stated that the Village Board can't change the Police medical insurance while they are trying to separate from CSEA. On May 30, 2008 motion was rescinded by Trustee Riley and seconded by Trustee Theodorakos.

**HISTORIC BOARD DISCUSSED** Trustee Theodorakos questioned who gave permission for the Verizon sign to be approved without going through the Historic Board. Mayor Hadick stated that Greg Martin had approved it before he left employment, so he gave his approval for Verizon to put the sign up. Discussion followed about how the laws should be followed and how the Mayor feels that the Historic Board does selective enforcement.

Trustee Riley stated that Code Enforcement Officer, Scott Bradshaw should pull file on the Verizon sign and get together with the Historic Board to find out what, if any issues the Board has with the sign.

Mayor Hadick also stated that homemade signs need to be addressed.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 10:17 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully submitted,

Linda K Babcock  
Deputy Clerk - Treasurer  
Village of Albion

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## May 30, 2008: Special Year End

### Body:

A Special Meeting of the Village Board of Trustees of the Village of Albion was held Friday, May 30, 2008 at 7:00 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette and Dean A Theodorakos

Mayor opened meeting with the Pledge of Allegiance.

**APPROVE PAYMENT** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the payment of Village bills.

|              | Voucher #     | Amount      |
|--------------|---------------|-------------|
| General Fund | 6998 - 7029   | \$12,195.09 |
| Water Fund   | 2393F - 2401F | \$ 6,712.76 |
| Sewer Fund   | 2220G - 2226G | \$ 4,422.90 |

3 Ayes  
**CARRIED**  
0 Nays

**POLICE INSURANCE MOTION RESINDED** Moved by Trustee Riley and seconded by Trustee Theodorakos to rescind the motion made at the May 28, 2008 regarding switching the Police Department's medical from Excellus to Preferred Care until a later date.

3 Ayes  
**CARRIED**  
0 Nays

**APPROVAL E-MAIL PURCHASE** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the purchase of e-mail addresses through yahoo at a cost of \$11.95 per month.

3 Ayes  
**CARRIED**  
0 Nays

Tabled the decision regarding purchasing of Village web page until the June 11, 2008 meeting.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 7:14 AM.

3 Ayes  
**CARRIED**  
0 Nays

Respectfully submitted,

Linda K Babcock  
Deputy Clerk - Treasurer  
Village of Albion

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## June 11, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday, June 11, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Dean A Theodorakos, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** Trustee Sheehan introduced a group of skateboarders that he is very impressed with. They addressed the Village Board with suggestions on how to improve the skate park at Bullard Park. They presented the Board with sketches of equipment they would like to see. The following is a list of suggestions that they had:

1. The metal needs to be taken off the short side of the one ramp because their rollers get caught on it.
2. Another ramp needs the metal taken off and lowered
3. The big ramp needs new coping, replace loose bent metal at bottom and repair hole in the middle of the wood part
4. The ground needs better drainage
5. Two more lights are needed and fix lights that are on a timer
6. Cement four stairs into the ground
7. Add a mini ramp

for Mayor Hadick stated that the Village needs to look at having an employee strictly parks. All immediate concerns will be turned over to Street Superintendent Dale Brooks for repair. The Board of Trustees thanked the group for coming in and they would take all their suggestions into consideration when they redo Bullard Park.

**RESIDENT** Students Brian Albanese and Ben Church from Mrs Daggs class presented the Board of Trustees a presentation on a service learning project they did on Bullard Park. They sent out questionnaires regarding Bullard Park to students, who were randomly picked. From the response they learned what part of the park is used most, what needs improving and what upgrading that should be looked at. The students thanked the Board of Trustees for listening.

**RESIDENT** Dee Hucknall and Tim Davis from the Center of Paranormal addressed the Board of Trustees asking permission to enter Mt Albion Cemetery after hours. The approximate time would be from 8:30 PM to 3:00 AM. They stated that there would be about 10 members. The Board of Trustees tabled their decision until the June 25, 2008 meeting so they can see if Cemetery Superintendent Jason Zicari would be attending.

**RESIDENT** Correspondence received from Rev Gary Saunders requesting permissions to have East State Street (between Main Street and Platt Street) and Plant Street (between East State Street and East Park Street) closed on July 6, 2008 from 12:00 PM to 2:30 PM for the Albion Ministers Association picnic. Moved by Trustee Miller and seconded by Trustee Sheehan approving the streets to be closed pending Chief London contact the Orleans County Jail for their approval.

**CARRIED**

4 Ayes  
Nays 0

**HISTORIAN** Village Historian Neil Johnson addressed the Board of Trustees about getting his columns and articles on a web-site. He realizes that the Village of Albion is in the process of working on a new web-site. He would like permission to be included on the Village's site or get another site that could be linked to the Villages. Decision was tabled until the June 25, 2008 meeting. Mayor Hadick told Mr

Neil that the Board of Trustees appreciates the work he does.

- RESIDENT** Ondrea Pate and her father Richard Brakenbury, addressed the Board of Trustees regarding a tree in between the sidewalk and street that has raised the sidewalk up. Ms Pate stated that their insurance company is going to cancel their home owners insurance if the sidewalk is not fixed. They asked since it is a village tree, if the village could remove it. Superintendent of Public Works, Dale Brooks guessed it would cost between \$800 to \$1000. Mayor Hadick told them that the Village is moving forward replacing sidewalks. Attorney Gavenda will contact Mr Brakenbury's insurance agent to discuss the matter.
- EAST STATE STREET TRAFFIC** Mr Ed Malone addressed the Board of Trustees again regarding the heavy truck traffic on East State Street that is damaging the road. He counted around 90 trucks going to the dump site right past Sandstone Park. Attorney Gavenda to talk with Code Enforcement Officer, Scott Bradshaw regarding the allowable use for the property that the trucks are dumping on. The Board of Trustees stated they would try to have an answer by the June 25, 2008 meeting.
- CORRES** Tabled correspondence from Veterans of Foreign Wars regarding "Cold War" exemptions. Trustee Sheehan stated that it will be discussed at the June 25, 2008 meeting after Orleans County assessor, Dawn Allen gets figures.
- TOWN OF ALBION FIRE CONTRACT** Discussed Town of Albion's fire contract. Attorney Gavenda stated that the Town of Albion would like it to be a 2 year contract for the first two years. The Town of Albion should be signing the contract by the Village's next meeting on June 25, 2008. The contract will be retro back to January 1, 2008.
- 121 NORTH MAIN** Discussed what to do with 121 North Main Street. Board of Trustees will tour the building at the June 25, 2008 Workshop meeting.
- CONSOLIDATION COMM** Discussed the unpaid bills still due from the Town of Albion and Town of Gaines. Attorney Gavenda to contact Richard DeCarlo Sr regarding his unpaid Trailer Park Permit. Trustee Theodorakos stated that the Village Board should be on the agenda for the next Town of Gaines meeting to discuss their share of the grant.
- APPOINT DISASTER COORINATOR** Moved by Trustee Riley and seconded by Trustee Miller approving Mayor Hadick's appointed of Mayor Hadick as Disaster Coordinator for the Village of Albion.  
**CARRIED**  
3 Ayes 1 Nay  
Miller  
Sheehan  
Riley  
Theordoakos
- MOTION REINDED** Moved by Trustee Riley and seconded by Trustee Theodorakos rescinding the appointment of Mayor Hadick as the Disaster Coordinator.  
**CARRIED**  
4 Ayes 0 Nays
- HIRING POLICY** Tabled discussion regarding hiring relatives who would work directly under the supervision of an immediate family member. Policy should be ready for the June 25, 2008 meeting.
- NEW WEB PAGE** Approve the new Village of Albion web page. As soon as the new web page is ready, the Village will no longer be using Tow Path.
- TREE GRATES** Discussed the 6 tree grates on Main Street. Superintendent of Public Works, Dale Brooks stated they have been removed and black mulch has been put down. Attorney John Gavenda stated he will paint the grates so they can be put back.
- 134 W BANK STREET** Mayor Hadick told the Board of Trustees that the intern for the Police Department, Mike Furness, painted the wood covering up the boarded windows and doors at 134 West Bank. Everyone should drive by to see what a great job Mike had done.
- WEEDS ROUTE 31** Trustee Miller asked who is responsible for mowing the grass on Route 31 going out to the Public Safety Building. Attorney John Gavenda stated it is the Town of Albion's and he will give them a call.
- TREES REMOVED** Approved Superintendent of Public Works, Dale Brooks to remove three trees in the Village. One in front of Church's resident on Ingersoll Street, one in front of Kish's resident on Ingersoll Street and one in front of LaMartina's resident on North Street.
- SEPTIC** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving

**SYSTEM** Superintendent of Public Works replace the septic system at Bullard Park.  
**CARRIED**  
4 Ayes 0 Nays

**POLICE CAR APPROVED** Moved by Trustee Riley and seconded by Trustee Miller approving Police Chief, Dean London purchase a 2008 Dodge Charger for the departments new police car.  
**CARRIED**  
4 Ayes 0 Nays

**APPROVE MINUTES** Moved by Trustee Riley and seconded by Trustee Sheehan approving the minutes from the May 14, 2008, May 28, 2008 and May 30, 2008 meetings that in as much as each member received copies of the minutes and there being no error or omissions, minutes are hereby approved as written.  
**CARRIED**  
4 Ayes 0 Nays

**ACCEPT TREASURER'S REPORT** Moved by Trustee Miller and seconded by Trustee Theodorakos approving the Treasurer's report for the month of May 2008.  
**CARRIED**  
4 Ayes 0 Nays

**LIBRARY CONTRACT** Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Hadick sign the Library Contract for June 1, 2008 through May 31, 2009 for \$10,000.00.  
**CARRIED**  
4 Ayes 0 Nays

**ACCEPT APPLICATIONS** Approved the following applications to be place on file for future reference:  
Maintenance PCF  
Douglas R Rutan  
Water Treatment Plant  
Daniel Conrad  
Henry J Haines

**OPT OUT MEDICAL COVERAGE** Approved Jeffrey Gifaldi to opt out of medical coverage for the fiscal year June 1, 2008 to May 31, 2009 as per union contract.

**CEMETERY LEASE** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving Mayor Hadick sign the lease agreement for Debra Hennekey to rent 14925 Route 31 for \$575.00 per month.  
**CARRIED**  
4 Ayes 0 Nays

**APPROVE CEMETERY DEEDS** Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing Mayor Hadick to sign the following Cemetery Deeds:  
Roger Grandy 96 Ashwood Way  
**CARRIED**  
4 Ayes 0 Nays

**APPROVE PAYMENT OF BILLS** Moved by Trustee Miller and seconded by Trustee Sheehan approving the payment of Village bills.  

|              | Voucher # | Amount      |
|--------------|-----------|-------------|
| GENERAL FUND | 72 - 139  | \$73,005.89 |
| WATER FUND   | 49 - 71   | \$16,418.09 |
| SEWER FUND   | 32 - 48   | \$22,795.45 |

**CARRIED**  
4 Ayes 0 Nays

**APPROVAL TO PAY** Moved by Trustee Theodorakos and seconded by Trustee Miller approving the payment of the following bills from Chatfield Engineers for services rendered:  

|                            |                      |           |
|----------------------------|----------------------|-----------|
| General Engineering        | Invoice #94-193-1357 | \$ 216.00 |
| Planning Board Services    | Invoice #98-330-15   | \$        |
| 902.50                     |                      |           |
| W Bank St Storm Sewer      | Invoice #04-652-3    | \$ 516.00 |
| Bullard Park Septic System | Invoice #08-870-01   | \$ 487.50 |

**CARRIED**  
4 Ayes 0 Nays

**CODE OFFICER RESPOND TO CALLS** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving Code Enforcement Officer, Scott Bradshaw be allowed to respond to Fire and EMS calls during regular working hours at his discretion for a six month trial period.

**CARRIED**

4 Ayes

0 Nays

**APPOINTMENT TO LIBRARY BOARD** Tabled appointment of a representative from the Village of Albion to the Library Board. Mayor Hadick is working on it.

**HISTORIC BOARD** The Historic Board requested that their terms of office be looked at and changed. They will have four members whose terms will be up on April 1, 2009. Mayor Hadick stated that he will address the dates at the next annual meeting in April 2009.

**PARK GRANT RESOLUTION APPROVED** The following resolution was proposed by Trustee Riley who moved its adoption and seconded by Trustee Theodorakos:

I, Linda K Babcock, the duly qualified and acting Village Clerk-Treasurer of the Village of Albion, Albion, New York, corporation subject to the Not-for-Profit Corporation Law of New York State and qualified for tax exempt status under the federal internal revenue code, do hereby certify that the following resolution was adopted at a Regular meeting of the Board of Trustees held on June 11, 2008, and is incorporated in the original minutes of said meeting, and that said resolution has not been altered, amended or revoked and is in full force and effect.

RESOLVED:

That Linda K Babcock, as Village Clerk-Treasurer of the Village of Albion, is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 or the Federal Land and Water Conservation Fund Act of 1965, in an amount not to exceed \$70,450.00 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to this Village of Albion for rehabilitating Carosol and Veteran's Memorial Parks And, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

Resolution No 2-08

WHEREAS, the Village of Albion is applying to the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) for a grant under the Environmental Protection Fund for a park project to be located on the corner of Ingersoll Street and Caroline Street and Linwood Avenue. A site located within the territorial jurisdiction of this Board; and

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

NOW, THEREFORE, be it resolved by this august body that the Board of Trustees of the Village of Albion hereby does approve and endorse the application of (Not-for-Profit) for a grant under the Environmental Protection Fund for a park project known as the Northside Park Renovation and located within this community.

And further, it is resolved that, should (Not-for-Profit) be unable to do so, said property shall be forever maintained by the Village of Albion as a municipal park in this community consistent with the rules promulgated by OPRHP.

JUNE 11, 2008

**CARRIED**

4 Ayes

0 Nays

**ABA CAR SHOW** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the following streets be closed for the ABA car show on August 2, 2008 between the hours of 5:00 PM and 8:00 PM:  
Main Street (between East State Street and Caroline Street)  
East State Street (between Main Street and Platt Street)  
East Bank Street (between Main Street and Platt Street)

**CARRIED**

4 Ayes

0 Nays

**DEPT HEAD** Mayor Hadick stated that there was a suggestion that the department heads should meet periodical to go over their budget with the Board of Trustees.  
**MEETINGS** Hadick started to appoint Trustees to departments along with himself. Trustee Sheehan stated that he thought the Trustees were not appointed to departments, so discussion was dropped.

**APPROVAL TO HIRE** Moved by Trustee Miller and seconded by Trustee Sheehan approving Pollution Control Plant Superintendent, Aric Albright's recommendation to hire Bradley Rouse. Start date to be June 23, 2008.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL KVS** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the quote from KVS for set up of accounting software at the Cemetery, Fire Department, Police Department, Pollution Control Plant, Water Plant and Public Works Department. The set up will allow Department Heads to enter their own purchase orders and look at balances of their accounts. The costs will be \$150.00 per department.

**CARRIED**

4 Ayes

0 Nays

**FIRE DEPT GRANT** Trustee Theodorakos stated that the Fire Department is in the process of applying for a SAFER grant through US Department of Homeland Security and they will need a resolution adopted at the June 25, 2008 meeting.

**APPROVAL TO HIRE RECREATION** Moved by Trustee Miller and seconded by Trustee Theodorakos approving the Recreation Director, John Grillo's recommendation of the following for the summer recreation department:

|                     |                     |                |                   |
|---------------------|---------------------|----------------|-------------------|
| <b>SUPER-VISORS</b> | Matt Adema          | Kit Lyman      | Morgan Eastlack   |
|                     | Alexander Ostrowski | Joe Chappius   | John Archer       |
|                     | Staci Waters        | Chasity Brien  | Mike Hughson      |
|                     | Matt Bokmon         | Mark Armstrong | Nicole O'Sullivan |
|                     |                     |                | Amber Neal        |

Subs: 1<sup>st</sup> Tom Hicks; 2<sup>nd</sup> Kathleen Adduci; 3<sup>rd</sup> Kelsey Lombard and 4<sup>th</sup> Kayla Green

**CARRIED**

4 Ayes

0 Nays

**CONFERENCE** Trustee Sheehan and Trustee Theodorakos thanked the Board of Trustees for letting them go on the Local Governmental Conference with Assemblymen Steve Hawley June 1, 2008 through June 3, 2008. They stated they had an awesome time. Trustee Sheehan and Trustee Theodorakos request no reimbursement for the trip.

**WASH. MUTUAL PARK APPROVAL** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Washington Mutual's request to hold a garage sale on August 1, 2008 and August 2, 2008 at Bullard Park. The proceeds will go to the Make-A-Wish Foundation. The fee for renting the pavilion (Pee Wee) will be waived.

**CARRIED**

4 Ayes

0 Nays

**OFFICER REIMB FROM COUNTY** Mayor Hadick asked if the Village has received the money from Orleans County per the agreement for the reimbursement for a Police Officer. Police Chief, Dean London to find out when the check will be coming.

**WASHINGTON STREET** Attorney John Gavenda is working on the closing for the Washington Street Property.

**RESIDENT** Pam Cherry from 42 Ingersoll Street is requesting the sidewalk in front of her home be replaced by the Village. Superintendent of Public Works, Dale Brooks stated that his department did not dig the sidewalk up. Mayor Hadick stated that moving forward the Public Works Department will start taking pictures before, during and after a project like this. Mayor Hadick stated that the Public Works Department will be instructed to put stone down for now and will get to it later.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourned to executive session to discuss the employment history of a particular person at 10:10 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan to come out of executive session at 11:15 PM.

**CARRIED**

4 Ayes

0 Nays

**SCHOOL APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving Police Chief, Dean London to attend the Manager Workshop for Accreditation School on July 9<sup>th</sup> or 10<sup>th</sup>, 2008.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan that there being no further business, meeting closed at 11:15 PM.

**CARRIED**

4 Ayes

0

Nays

Respectfully submitted,

Linda K Babcock  
Clerk-Treasurer  
Village of Albion

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## June 25, 2008: Workshop Meeting

### Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday June 25, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**CENTER OF** Discussion on Center of Paranormal's request to enter Mt Albion Cemetery  
after  
**PARANORMAL** hours. Moved by Trustee Theodorakos and seconded by Trustee Riley  
**REQUEST** denying their request after much thought and consideration, out of respect for the  
**DENIED** friends and family members that are buried  
there.  
**CARRIED**  
4 Ayes 0 Nays

**HISTORIAN** Tabled decision on web page for Village Historian. Mr Neil Johnson will be  
**WEB PAGE** getting more information to the Board of Trustees.  
**TABLED**

**DISASTER** Tabled appointment of Disaster Coordinator. Mayor Hadick will be getting an  
**COORDINATOR** e-mail from Fire Chief, Eric Bradshaw with training class information.  
**TABLED**

**HIRING** Tabled the policy regarding the hiring of employees that would have direct  
**POLICY** supervision of a relative. Trustee Sheehan is on a committee with the Town of  
Albion that is working on revising policies. It should be ready for the July 9,  
2008 regular meeting.

**LIBRARY** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving  
**BOARD** Mayor Hadick's appointment of Linda Krantz Smith as the Village of Albion's  
**APPT** representative to the Swan Library Board.  
**CARRIED**  
4 Ayes 0 Nays

**KVS** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the  
**APPROVAL** purchase from KVS for a flash memory card for the printer, in the amount of \$249.00  
for the purpose of allowing the printer to print the bar code on the water/sewer  
bills.  
**CARRIED**  
4 Ayes 0 Nays

**ACCEPT** Approved the following application to be placed on file for future reference:  
**APPLICATION** Water Authority/DPW Streets  
Vance Van Skiver

**APPROVE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the  
**SURPLUS** request from the Town of Albion to supply them with water for Water District  
**WATER** # 5 Ext 1 for 5,425 gallons per day per Water Treatment Plant Superintendent,  
Richard Preston's recommendation.  
**CARRIED**  
4 Ayes 0 Nays

**APPROVE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the  
**SURPLUS** request from the Town of Albion to supply them with water for Water District  
**WATER** number 7A for 395 gallons per day, 7B for 1,183 gallons per day, 7C for 789 gallons  
per day and 7D for 395 gallons per day per Water Treatment Plant  
superintendent, Richard Preston's recommendation.

**CARRIED**

4 Ayes

0 Nays

**CROSSING GUARD APPRECIATED** Mayor Hadick read a letter from Judy Koehler regarding David Nayman, Crossing Guard for the Village of Albion:

Albion Police Department Police Business Office 37 E. Bank Street  
Albion, New York 14411

Dear Chief London:

At 7:30 this morning, Dave Nayman undoubtedly saved a young woman from, at best, serious injury.

I drive past the middle school three times a week as the school day is beginning. No matter what the weather, Dave is there taking care of our students. Today gave evidence of how necessary his presence is.

Facing east, I was stopped in my truck a few feet from the crosswalk in front of the middle school because Dave was crossing a young lady. A truck pulled past me on the right so close our mirrors hit. Dave held up his hand, and the truck came to an abrupt halt. After the young woman passed, Dave motioned me forward. He went over to the driver of the other truck and, I am certain, addressed the driver appropriately.

Our community, and that young woman in particular, are indebted to him for his vigilance. Job well done!

Sincerely;

Judy Koehler

The Board of Trustees all agreed that David is a dedicated Village Employee. Mayor Hadick stated that the letter will appear in the Village newsletter and urges anyone else that would like to acknowledge a Village employee, to please send a letter.

**NEW FEES FOR PARK USE** Moved by Trustee Riley and seconded by Trustee Sheehan to change the Bullard Park Pavilion reservation fees as follows:  
from \$ 5.00 to \$25.00 non refundable for Village residents  
from \$25.00 to \$50.00 non refundable for anyone living outside the Village limits

**CARRIED**

4 Ayes

0 Nays

**BULLARD PARK DISCUSSED** The Board of Trustees discussed Bullard Park and the items that need to be taken care of. Years of neglect have made the following necessary to fix:  
Replace missing swings, outlet above the bathroom door needs fixing, the medal on the ramp in the skate park needs to be removed, remove the stone that is underneath the swing set and the basketball court needs resurfacing. The list will be given to the Superintendent of Public Works, Dale Brooks so he can start to address them.

**SIGN CHANGE** Moved by Trustee Miller and seconded by Trustee Theodorakos to change the sign at Bullard Park to read "closed at dusk".

**CARRIED**

4 Ayes

0 Nays

**SCOOTERS** Discussion on the electrical scooters that have been seen plugging into the Village light poles. Trustee Theodorakos stated that the Police should politely inform them that the plugs are not for public use and hopefully it will solve the problem.

**RESOLUTION SAFER GRANT** Moved by Trustee Theodorakos and seconded by Trustee Sheehan to adopt the following resolution for the SAFER Grant that the Fire Department is applying for:

A RESOLUTION OF THE VILLAGE OF ALBION, NEW YORK, AUTHORIZING THE APPLICATION FOR A GRANT FROM THE 2008 STAFFING FOR ADEQUATE FIRE AND EMERGENCY RESPONSE (SAFER) GRANTS PROGRAM; AND AUTHORIZING ACCEPTANCE AND EXECUTION OF THE GRANT, IF AWARDED.

WHEREAS, the US Department of Homeland Security administers the Staffing for Adequate Fire and Emergency Response Grant Program (SAFER) to assist fire departments with expenses associated with retaining and recruiting volunteer firefighters ; and

WHEREAS, the Albion Fire Department will apply for funding from the

US Department of Homeland Security in the amount of approximately \$160,000.00; and

WHEREAS, if approved for a grant, the Village of Albion Board of Trustees is in full support of this grant application.

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK:

Section 1. The Village Board of Trustees of the Village of Albion authorizes the Fire Chief and/or his designee, to submit a grant application to the 2008 SAFER grants program for retaining and recruiting volunteer firefighters.

Section 2. The Village Board of Trustees authorizes the Fire Chief and/or his designee to accept and implement the grant, if awarded, and to execute all necessary grant contracts and documents.

Section 3. This resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED THIS 25<sup>TH</sup> DAY OF JUNE 2008.

**CARRIED**

4 Ayes

0 Nays

**APPROVE** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving  
**PAYMENT** the payment of \$150.00 to Tiger Schmittendorf for helping fill out the  
**OF BILL** application for the SAFER  
Grant.

**CARRIED**

4 Ayes

0 Nays

**RESOLUTION** The following resolution will authorize participation in the Western Erie Canal  
**MAIN ST** Main Street Program and designating a municipal official to represent the  
**GRANT** Village of Albion on the local non-profit Main Street governing Board of Trustees.

WHEREAS, the WEC Main Street Program has been established to assist cities and villages in developing a public/private effort to revitalize traditional central business district areas, and

WHEREAS, the WEC Main Street Program will accept new cities or villages to participate in its ongoing program and receive intensive technical assistance from the WEC Main Street Program,

WHEREAS, the Village of Albion desires to participate in the WEC Main Street Program,

NOW THEREFORE LET IT BE RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF ALBION.

SECTION 1. That the Village of Albion endorses the submission of this application, and agrees to participate in the development and financial support of the local Main Street Program for the duration of its existence.

SECTION 2. Endorses the goal of economic development of the designated Main Street district within the context of the preservation and rehabilitation of its historic commercial buildings, recognizing that the Main Street Program is one of many economic and community development tools utilized by a locale and that it is location specific.

SECTION 3. That the Village of Albion endorses the hiring of a Main Street Executive Director or Program Manager.

SECTION 4. Recognizes that a commitment to commercial district revitalization is an ongoing process requiring long-term attention, community support and involvement, and a full public/private partnership that is expected to last indefinitely.

Adopted this 25th day of June 2008.

**CARRIED**

3 Ayes

0 Nay

Trustee Riley

Trustee Sheehan

Trustee Theodorakos

Trustee Miller abstained

**DISCUSS** The Town of Albion has asked if the Village of Albion's Code Enforcement  
**CODE** Officer, Scott Bradshaw, would be able to help out the Town of Albion until July  
**ENFORCEMENT** 14, 2008. The Board of Trustees decided unfortunately that the Village of  
**OFFICER** Albion is not presently in the situation to help. The Village Code Enforcement  
Officer will be at school during some of that time and he already has a heavy  
load. The Village of Albion is interested in entering discussions about  
consolidating the Code Enforcement Office. Mayor Hadick to call Town of  
Albion's Supervisor, Judy Koehler relaying the Village of Albion's current  
situation.

Moved by Trustee Theodorakos and seconded by Trustee Riley approving a  
Special Meeting be held with the Town of Albion, Town of Gaines and Village of  
Albion for the purpose of discussing the consolidation of the Code  
Enforcement Officers.

**CARRIED**

4 Ayes

0 Nays

**EAST STATE** Mayor Hadick stated that the heavy truck traffic on East State Street is still a  
**STREET** problem for the residents. Code Enforcement Officer, Scott Bradshaw stated that  
**TRUCK** he had talked to the property owner about the residents concerns and the owner  
**TRAFFIC** informed him that after the school project is over he will turn over their  
dumping permit. Mayor Hadick to call Mr. Malone of East State Street and  
inform him of what is being done.

**CORRES** Received correspondence from the State of New York Department of Transportation  
regarding an update on the Clarendon Street Bridge project. Mayor Hadick  
instructed Village Clerk, Linda Babcock to write a letter to New  
York State DOT requesting a rail hearing.

**NYSDOT** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor  
**CANAL** Hadick sign agreement with New York State Department of Transportation for  
**AGREEMENT** the Master Federal Aid/Marchiselli Aid Project Agreement which is for the  
Enhancements to the Albion Visitor's Center and the Erie Canalway Trail. Pending  
approval from Attorney John Gavenda.

**CARRIED**

3 Ayes

1 Nay

Trustee Riley

Trustee Miller

Trustee Sheehan

Trustee Theodorakos

**VOUCHER** Police Chief, Dean London to check with Orleans County to see when the Village  
**FOR** of Albion should expect the reimbursement of \$50,000.00 for the Police Office  
**REIMBURSEMENT** per contract.

**DEC** Discussed the DEC consent order. Mayor Hadick stated that the smoke testing  
**CONSENT** needs to be done again. Code Enforcement Officer, Scott Bradshaw will be  
**ORDER** observing and taking pictures. Superintendent of Public Works, Dale Brooks will  
start addressing the man hole covers that need replacing. The DOT wants to  
see that the Village is starting to work on the consent order that was issued.

**FIRE-** Mayor Hadick told the Board of Trustees how the fund raising is going for the  
**WORKS** fireworks to be held on July 3, 2008. He stated that the committee is working very  
hard on getting donations for this year fireworks and has received  
approximately \$3,500.00 so far. He feels that it is a great family event and  
would like the support of the Board when it comes to budget time next year.  
Trustee Miller stated that he just wanted the opportunity to discuss the  
contract. Trustee Riley stated that the Board of Trustees should get the  
contract for the fireworks ahead of time. She also stated that she supports the  
idea, but feels that the Board should be apart of the decision making.

**RAISES** Trustee Sheehan stated that he does not feel good about the raises that were given  
to the non-union employees. Trustee Theodorakos stated that the employees  
should have an appraisal before raises are given next year.

**PARKS** Trustee Miller told the Board of Trustees what a great job Stacey Andrews has  
**GRANT** done on the Parks Grant she has been working on that is due June 30, 2008. He  
told the Board that she has put in many hours on her own time working on the  
grant. The Board of Trustees instructed the Village Clerk to check into how

many hours Stacey has been putting in on her own time and pay her accordingly.

**TREE GRATES** Trustee Miller inquired if the 6 tree grates on Main Street can be put back now that Attorney John Gavenda is done painting them. He feels the mulch that was put down is a hazard because it has sunk down. Superintendent of Public Works, Dale Brooks will be instructed to put the tree grates back.

**TREE ON W ACADEMY STREET** Mayor Hadick to tell Superintendent of Public Works, Dale Brooks to get started on the removal of the tree at 19 West Academy Street. He wants him to get a quote, tear sidewalk up and put stone in its place by July 3, 2008. Trustee Theodorakos stated that the Village really needs a policy on tree removal.

**COPY PAPER PURCHASED** Trustee Miller questioned the recent purchase of copy paper. Mayor Hadick stated that the price of paper is going up and that the purchase is going to save the Village money. Trustee Miller stated that the Mayor was speculating that the paper price is going to go up. Trustee Riley stated that when buying bulk the Board of Trustees should have input.

**121 NORTH MAIN ST** The Board of Trustees moved the meeting to 121 North Main Street to do a tour of the building.

**RENT OF 3<sup>RD</sup> FLOOR 121 N MAIN** Discussed the possibility of someone being interest in the 3<sup>rd</sup> floor conference room and the office space next to it. Trustee Theodorakos to talk to perspective tenant regarding foot traffic, expected hours and rent amount.

**PARKING AREA** Mayor Hadick to speak to Superintendent of Public Works, Dale Brooks regarding the striping of the parking lot directly behind 121 North Main Street.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 10:17 PM.

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**May 20, 2008: Histroic Meeting**

**Body:**

VILLAGE OF ALBION

**HISTORIC PRESERVATION COMMISSION**

**May 20, 2008**

**MEETING MINUTES**

**PRESENT:** Commission members: Phillip Greaser, Neil Johnson, Judy Koehler, Andrea Rebeck and Mariadele Theodorakos  
Trustees: Kevin Sheehan and Dean Theodorakos  
Code Enforcement Officer: Scott Bradshaw  
Resident: Thomas Jennings

The meeting was called to order at 7:03pm by Mariadele Theodorakos.  
Seconded by Andrea Rebeck.

**DISCUSS:** The Pledge of Allegiance followed.  
Dean Theodorakos addressed the commission concerning the Mt. Albion Cemetery chapel. He asked the commission if they would be interested in advising in the restoration of the chapel. Jason Zicari has welcomed the commission to look at the chapel as well as the office across the street.

Andrea Rebeck commended Jason Zicari for his preservation efforts.

**REVIEW/** The Commission reviewed the following meeting minutes:  
**APPROVE**

**MINUTES** APRIL 2007 Moved by Judy Koehler and seconded by  
by

Andrea Rebeck to approve, passed unanimously

AUGUST 2007 Minutes tabled - moved by Andrea Rebeck and seconded by Judy Koehler to table approval until they could discuss and re-evaluate wording with Village attorney, John Gavenda

APRIL 2008 Moved by Andrea Rebeck, seconded by Judy Koehler to approve, passed unanimously.

**NEW** Moved by Judy Koehler, seconded by Neil Johnson to appoint

**OFFICERS** Andrea Rebeck as Chair of the Historic Preservation Commission

Motion passed unanimously

Moved by Judy Koehler, seconded by Andrea Rebeck to appoint Neil Johnson as Vice-chair of the Historic Preservation Commission. Motion passed unanimously

**NEW**

members

**BUSINESS**

Discussion concerning the possibility of having alternate

on the commission in the event that there was no quorum .  
Judy Koehler to ask the Village attorney if this is possible.  
Also, if it can be done by motion or if it requires a local  
law. This request will also be brought to the attention of  
the Village Board.

Discussion concerning historic maps and boundaries in the  
Village of Albion. Andrea Rebeck and Neil Johnson will  
look into creating a better map. They also wish to add a  
National Registry nomination form; to be brought to the  
next monthly meeting.

Discussion concerning the terms of office for Historic  
Preservation members. The terms of office should be  
staggered so that there are only two (2) members terms  
expiring each year for three years, and one (1) member's  
term expiring on the fourth year.

Motion made by Judy Koehler and seconded by Andrea  
Rebeck to ask the Village Board to review and adjust the  
terms of office for the Historic Preservation Commission.  
Terms to be staggered so they expire consecutively 2-2-2-1

Motion passed unanimously.

This request will be given to the Mayor and Village Board to  
review.

**VERIZON**

Discussion about the Verizon Store sign located at 50 North  
Main

**SIGN**

Street. Andrea Rebeck asked if a sign permit was ever  
issued . Code Enforcement Officer Scott Bradshaw did not  
believe so.

There was also no Certificate of Appropriateness filed with  
the Historic Preservation Commission. Andrea also  
expressed concern about how the sign was mounted, the  
colors of the sign, and the lighting.

Moved by Andrea Rebeck, seconded by Neil Johnson  
requesting Scott Bradshaw investigate violations at 50  
North Main Street to both Village of Albion codes and  
historic preservation laws .

Motion passed unanimously.

**ADJOURN** Moved by Judy Koehler, seconded by Andrea Rebeck to  
adjourn

the meeting at 8:27pm.

Motion passed unanimously. Meeting adjourned.

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**June 17, 2008: Historic Meeting**

**Body:**

VILLAGE OF ALBION

**HISTORIC PRESERVATION COMMISSION**

**June 17, 2008**

**Meeting Minutes**

**PRESENT:**            Commission Members: Susan Heard, Thom Jennings, Judy Koehler, Neil Johnson, Andrea Rebeck & Mariadele Theodorakos  
                              Village Officials: Mayor Michael Hadick & Code Enforcement Officer Scott Bradshaw  
                              Residents: Amy Sidari, Ted Swierczynski, and Lou Becker

**CALL TO**                The meeting was called to order at 7:30pm. by Andrea Rebeck

**ORDER**                The Pledge of Allegiance followed.

**MINUTES**            Moved by Judy Koehler and seconded by Susan Heard to approve

**APPROVED**           the minutes of the May 20, 2008 meeting.

**Motion passed unanimously**

Moved by Susan Heard, seconded by Judy Koehler to approve the modified minutes from the August 2007 meeting.

**Motion passed unanimously**

**CERTIFICATES**     Amy Sidari of "Gotta Dance" addressed the commission

**OF**                     concerning her property located at 28 West Bank Street. A

**APPROP.**             Certificate of Appropriateness was presented by Scott Bradshaw. Mrs. Sidari would like to paint her building white and install awnings.

**APPROVAL:**        Moved by Susan Heard, seconded by Thom Jennings to approve the Certificate of Appropriateness for 28 West Bank Street.

**Motion passed unanimously**

A Certificate of Appropriateness was presented to the commission by Scott Bradshaw on behalf of the VFW, located at 38 Platt Street. VFW member, Ted Swierczynski addressed the commission. The VFW would like to replace their current flagpole with a granite memorial. The memorial would have a flag on either side of it. Scott Bradshaw explained that the sign still needed zoning board approval. The size is larger than allowed.

**TABLE:**             Moved by Judy Koehler, seconded by Susan Heard

to table the Certificate of Appropriateness for 38 Platt Street, until more information is obtained, and the correct certificate is completed. The commission will vote at their next regularly scheduled meeting to be held on July 15, 2008.

**Motion passed unanimously**

**OLD**

Terms of Office: The commission again requested that their terms

**BUSINESS**

of office be staggered to 2-2-2-1. Mayor Hadick agreed to review this request again and discuss it with the Village Board at their next meeting.

Mt Albion Chapel: Discussion concerning offering advice to Jason Zicari on restoring the chapel at Mt. Albion Cemetery. All of the commission members expressed an interest in seeing the chapel. Neil Johnson will talk to Jason to set up three (3) possible dates to tour the chapel. Mr. Johnson will e-mail his response to commission members.

Historic District Map: Andrea Rebeck would like to form a small committee to organize a clearer map and list of properties in the historic preservation area. Andrea Rebeck, Susan Heard and Neil Johnson will serve on this committee.

Voting Alternates: The commission discussed having an alternate member available in the event there was no quorum. The commission would require that the alternate attend regular meetings. Mayor Hadick advised the commission to present their requests to Village Clerk, Linda Babcock so it could be placed on the agenda for the next board meeting.

**SUPPORT**

importance of

**OF MAIN ST**

made by Susan Heard and

**PROGRAM**

Main Street Program: Discussion concerning the

the Main Street Program. A motion was

seconded by Thom Jennings for a resolution supporting the Main Street Program.

**Motion passed unanimously**

Verizon Sign Scott Bradshaw presented the commission with an application for a Certificate of Appropriateness for the sign located at 50 North Main Street. This was submitted while Greg Martin was Code Officer. Mayor Hadick told the commission that he took full responsibility for allowing the sign to be installed. He stated that he did so under Greg Martin's recommendation that it was within the Village code. Andrea Rebeck feels that Verizon probably has a version of their sign that is used for stores in other historic areas. The commission would like to send someone to talk to the Verizon store manager about their sign.

**MOTION TO**

Moved by Susan Heard, seconded by Neil Johnson to have Thom

**ACT AS**

Jennings act as liason between the Village, the Historic

**LIASON**

Commission and the Verizon store to see if this situation could be resolved.

- Motion passed unanimously**
- NEW** Judy Koehler discussed the training of historic preservation
- BUSINESS** members. She stressed the importance of documenting all training. Andrea Rebeck stated that training is very relevant and will look into raising the training level for all members.
- Scott Bradshaw approached the commission concerning property owned by James Theodorakos on Liberty Street, behind HSBC Bank. The property is in need of serious repairs or demolition. Andrea Rebeck asked Scott Bradshaw to have Mr. Theodorakos complete a Certificate of Appropriateness and file it with the commission.
- MEETING** Moved by Susan Heard, seconded by Neil Johnson, to adjourn the
- ADJOURNED** meeting at 9:52pm.

**Motion passed unanimously**

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## May 21, 2008: Planning Board Meeting

### Body:

Village of Albion

### Planning Board May 21, 2008 MEETING MINUTES

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

**Also in attendance, was Scott Bradshaw, Code Enforcement Officer**

John Andrews opened the meeting at 7:00 with the Pledge of Allegiance

**APPROVAL** Moved by Clifford Thom and seconded by Daniel Gleason, that in

**OF** as much as each member received copies of the minutes from the

**MINUTES** March 19, 2008 meeting, and being that there were no errors or omissions, the minutes are hereby approved as submitted

**Motion passed unanimously**

**NEW** Scott Bradshaw addressed the board on behalf of Walgreen.

**BUSINESS** Walgreen wished to alter their parking plans. They would like to

interconnect their driveway to avoid the Main Street entrance to the plaza.

The board had no objection and felt that a motion was not necessary for this alteration.

**NEW** Moved by Daniel Gleason and seconded by Steven Watkins, that

**OFFICERS** Clifford Thom be appointed new Chair for the Planning Board.

**Motion passed unanimously**

Moved by Daniel Gleason and seconded by Steven Corrigan that John Andrews be appointed Vice Chair for the Planning Board.

**Motion passed unanimously**

**MEETING** Moved by John Andrews and seconded by Clifford Thom, that there

**CLOSED** being no further business, the meeting is hereby adjourned at 7:08 pm.

**Motion passed unanimously**

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**June 18, 2008: Planning Board Meeting**

**Body:**

VILLAGE OF ALBION

**PLANNING BOARD**

**June 18, 2008**

**Meeting Minutes**

**PRESENT:**

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

Also in attendance was Code Enforcement Officer, Scott Bradshaw

Clifford Thom opened the meeting at 7:01pm, the Pledge of Allegiance followed.

Moved by Steven Corrigan, seconded by Daniel Gleason, that in as

much as each member received copies of the minutes from the

May 21, 2008 meeting, and that there were no errors or omissions,

the minutes are hereby approved as submitted.

**Motion passed unanimously**

Scott Bradshaw addressed the board concerning

**NEW**  
617 Moore Street.  
**BUSINESS**

The property owner wishes to build an addition of a bathroom, bedroom and garage. This project will go before the Zoning Board for their approval. This project is not in conflict with the Planning Board, so no motion is needed.

Scott also gave updates to the board on the McDonalds demolition, Walgreen Pharmacy and the new "Elsewhere" coffee shop located on North Main Street. None of these projects require Planning Board review.

**TRAINING**

Clifford Thom gave updates concerning training schedules for

**UPDATES**

Planning Board members. There will be a training class in September at the Albion High School LGI room.

**ALTERNATE**

Clifford Thom suggested the possibility of having an alternate

**MEMBER**

member on the board. John Andrews stated that the board has always had a quorum. No alternate is recommended at this time.

**MEETING**

Moved by John Andrews, seconded by Daniel Gleason, that there

**CLOSED**

being no further business, the meeting is hereby

adjourned at 7:13pm.

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## July 09, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday July 9, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** Mr Ted Malone from East State Street asked the Board of Trustees to address the dumping at Sandstone Park. He stated that there is no dumping permit for this property and is requesting that the Board put a sign on the road leading to the park stating that fact. He stated that the Village of Albion maintains the road by black topping and plowing it. Superintendent of Public Works, Dale Brooks stated that he was not aware that the Village was plowing the road. There was a discussion regarding who owned the road going into the park and who owns Sandstone Park. Mr Malone stated that the Village of Albion and private contractors are dumping there. Mayor Hadick and Code Enforcement Officer Scott Bradshaw will address the issue.

The site next to Sandstone Park that has a dumping permit was discussed. They will be done dumping there soon.

**RESIDENT** Mr Walter Van Ast addressed the Board of Trustees regarding his property at 19 North Main Street. He is in the process of selling the property and asked the Board if they would be interested in it so the Village can tear it down for additional parking. Mr Van Ast stated that he would like \$35,000.00. Mayor Hadick stated that he appreciated him coming in and extending the offer and if the Board of Trustees is interested they will contact him.

**RESIDENT** Mr David Burnette wrote a letter requesting the Board of Trustees review the 2007 water/sewer bill that was added to his Village tax bill that was due June 30, 2008. The bill was addressed at the July 11, 2007 meeting and the decision was made at that time.

**RESIDENT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos per Superintendent of Public Works, Dale Brooks recommendation, approve Ms Lottie Gilbert's request for a break on her water/sewer bill. Bill will be adjusted to her average bill because the meter head had malfunctioned.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT** Moved by Trustee Theodorakos and seconded by Trustee Miller per Superintendent of Public Works, Dale Brooks recommendation due to additional information, approve Mr Conrad Cropsey be given a break on his water/sewer bills. Bill will be adjusted to the figure that Water Clerk, Tracey Van Skiver submitted due to the meter head malfunctioning.

**CARRIED**

3 Ayes

0 Nays

Trustee Theodorakos  
Trustee Miller  
Mayor Hadick

1 Abstained  
Trustee Sheehan

**RESIDENT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos per Superintendent of Public Works, Dale Brooks recommendation, denied John Grillo's seconded request for a break on his sewer portion of his water/sewer bill.

The Board of Trustees suggested that Mr Grillo should contact the company that

installed his new furnace a year ago.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT** Moved by Trustee Theodorakos and seconded by Trustee Sheehan per Superintendent of Public Works, Dale Brooks recommendation, approve Linda Smith's request for a break on her sewer portion of her water/sewer bill. Assumption being that the water did not go into the sewer, the sewer portion of her bill will be based on her average use.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT** Moved by Trustee Theodorakos and seconded by Trustee Sheehan per Superintendent of Public Works, Dale Brooks recommendation, approve Hillcrest Homes request for a break on the sewer portion of their previous tenants water/sewer bill. Assumption being that the water did not go into the sewer, the sewer portion of the bill will be based on the average use.

**CARRIED**

3 Ayes

0 Nays

**RESIDENT** Approved request from The Lord's House Church of God in Christ to use the Village parking lot on East Bank Street August 16, 2008 from 10:00 AM to 6:00 PM for a summer outdoor community concert. Mayor Hadick to contact Mrs Rose English to see if they will need cones or anything else for this event.

**CARRIED**

3 Ayes

0 Nays

**TAX EXEMPTIONS** Trustee Sheehan presented the Board of Trustees information from Dawn Allen, Orleans County Real Property Office, regarding exemptions for the elderly and veterans. The Board of Trustees will review the information and address tax exemptions at the July 23, 2008 Workshop Meeting.

**APPROVE TOWN OF ALBION FIRE CONTRACT** Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Hadick sign Fire Contract for the Town of Albion.

**CARRIED**

3 Ayes

0 Nays

**DISASTER COORDINATOR TABLED** Tabled appointment of Disaster Coordinator. Mayor Hadick will be getting an e-mail from Fire Chief, Eric Bradshaw with training class information.

**HIRING POLICY** Tabled the policy regarding the hiring of employees that would have direct supervision of a relative. Trustee Sheehan is on a committee with the Town of Albion that is working on revising policies. Will be discussed at the July 23, 2008 Workshop meeting.

**TENANT 121 N MAIN** Discussed the organization interested in renting the third floor at 121 North Main Street. The Board of Trustees decided on a one year lease, \$900.00 a month utilities included and any improvements will be paid by tenant with the Board of Trustees approval. Code Enforcement Officer Scott Bradshaw will check to see if there are any code issues. Attorney John Gavenda to write agreement and will have it ready for the July 23, 2008 meeting.

**CANAL GRANT** Discussed the plans for the Canal Grant. Mayor Hadick to work on signage for the Canal Path and Superintendent of Public Works, Dale Brooks to start working on getting prices to redo the back of 121 North Main Street. Will be discussed at the July 23, 2008 Workshop Meeting.

**APPROVE MINUTES** Moved by Trustee Theodorakos and seconded by Trustee Miller approving the June 11, 2008 and June 25, 2008 meetings with the following corrections:  
June 11, 2008 - add that Washington Mutual is having a garage sale at Bullard Park to benefit Make-A Wish Foundation

June 11, 2008 - change NYCOM meeting attended by Trustee Sheehan and Trustee Theodorakos to Local Government Conference with Assemblymen Steve Hawley. Trustee Sheehan and Trustee Theodorakos did not requested reimbursement from the Village for the trip.

**CARRIED**

3 Ayes

0 Nays

**ACCEPT** Moved by Trustee Theodorakos and seconded by Trustee Miller approving the

**TREASURER REPORT** Treasurer's Report for the month of June.

**CARRIED**

3 Ayes

0 Nays

**APPROVE CHATFIELD BILLS** Moved by Trustee Sheehan and seconded by Trustee Miller approving the following bills submitted by Chatfield Engineers be paid:

General Engineering Services \$679.00  
Bullard Park Septic System \$487.50

**CARRIED**

3 Ayes

0 Nays

**APPROVE VILLAGE BILLS** After a discussion regarding bills submitted by Mayor Hadick and Tony Wynn for candy and poster board for the fireworks it was moved by Trustee Sheehan

and seconded by Trustee Theodorakos approving the payment of the Village bills:

General Fund Voucher #271 - #328 \$173,585.43  
Water Fund Voucher #222 - #246 \$ 62,817.30  
Sewer Fund Voucher#247 - #270 \$ 37,781.96

**CARRIED**

3 Ayes

0 Nays

**APPROVE CEMETERY DEEDS** Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor Hadick sign the following Cemetery deeds:

Alan T Tinkous SG 91-93 and 186-192 Deerfield Avenue  
Rev Rober D & Irena S Oyer SG 89 and 90 Deerfield Avenue  
Barbara Hinton SG 1509 Greenbank Avenue  
Elizabeth Nugent SG 486 Zephyr Avenue

**CARRIED**

3 Ayes

0 Nays

**COUNTY ETHICS BOARD** Moved by Trustee Miller and seconded by Trustee Theodorakos to approve Orleans County Board of Ethics act as an ethics board for the Village of Albion, as the Board of Trustees sees fit, pending Attorney John Gavenda's approval.

**CARRIED**

3 Ayes

0 Nays

**LEASE APPROVED** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Mayor Hadick sign lease agreement with Bernard Baldwin for one year at \$302.50 per month. An increase of 10%.

**CARRIED**

3 Ayes

0 Nays

**GHI APPROVED** Moved by Trustee Sheehan and seconded by Trustee Theodorakos authorizing Mayor Hadick sign the GHI (dental insurance) agreement for the period of September 1, 2008 through August 31, 2009.

**CARRIED**

3 Ayes

0 Nays

**CORRES** Received correspondence from Northwestern Frontier Association of Village Officials regarding their quarterly dinner meeting on July 16, 2008 at the Shirt Factory Café in Medina at 6:00 PM. It is the Village's turn for the Mayor to be President for a term of one year.

**ACCEPT APPLICATIONS** Accept the following application to be placed on file for future reference:  
DPW - Scott H Forder

**RESOLUTION APPROVED FOR CANAL GRANT** The following resolution was moved by Trustee Sheehan and seconded by Trustee Theodorakos who moved its adoption:

WHEREAS, the Village of Albion and its citizens recognize the value to the community of improving parks within the community;

WHEREAS, the Village of Albion has determined that there are safety issues and other pressing concerns to be addressed in the Village parks;

WHEREAS, the Village of Albion discussed the need to provide greater safety and improvements at the public meetings,

NOW THEREFORE BE IT RESOLVED, that the Village of Albion Board of Trustees does hereby affirm that there has been public discussion and there is community and public support to improve park facilities in the Village of Albion.

**CARRIED**

3 Ayes

0 Nays

**SUMMER PARKS PROGRAM** Discussed the summer parks program. Permission slips as to who can pick up someone else's child, allergies that a child might have and how to handle it were discussed. Trustee Miller to check with other area park programs to see what guidelines they might have in place.

Trustee Miller talked about calling in extra patrols. He also told the Board that the fireworks were wonderful and went well.

**FINGER-PRINT FEES** Moved by Trustee Miller and seconded by Trustee Sheehan approving the following fees for finger printing done by the Albion Police Department:  
\$10.00 Village residents or if the place of business is within the Village limits  
\$20.00 For anyone living outside the Village limits

**CARRIED**

3 Ayes

0 Nays

Trustee Miller questioned the tree at 19 West Academy Street that has not been taken care of yet. Mayor Hadick stated that Superintendent of Public Works, Dale Brooks has received a quote and it will be taken care of within the next two weeks. Dale will also put a cone on the sidewalk that has raised up because of the tree until the sidewalk can be taken of.

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 9:53 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## July 23, 2008: Workshop Meeting

### Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday July 23, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**HISTORIC BOARD** Andrea Rebeck from the Historic Board addressed the Board of Trustees regarding property which use to be used for a Carriage Factory years ago. The Historic Board has been discussing the possibility of getting the building and using it to refurbish the downtown windows using volunteer workers. In order for the Historic Board to apply for grants to fix the building either the Village of Albion or a not for profit organization needs to take ownership of the property. It is in the beginning stages and Ms Rebeck will contact the owner of the property and explore the cost and funds available. Trustee Miller stated that they should look into the old railroad depot on Academy Street that the Genealogical Society owns.

Ms Rebeck asked the Board of Trustees about getting letter head paper. They approved the Historic Board to use Village of Albion letter head.

**ON-LINE AUCTION RESULTS** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Superintendent of Public Works, Dale Brooks recommendation to accept the following on-line auction bids:

|                                 |            |
|---------------------------------|------------|
| 1995 Ford Crown Victoria Sedan  | \$ 409.00  |
| 75 Granite radius slabs         | \$ 800.00  |
| Pallet of assorted stone tiles  | \$ 219.00  |
| 66 pallets of pavers sand stone | \$1,000.00 |
| 500+ sandstone slabs            | \$5,800.00 |
| 2 pallets of red pavers         | \$ 501.01  |
| 1994 Ford Ranger Pickup         | \$ 497.00  |
| 1989 GMC 1500 Pickup            | \$ 650.00  |
| 3 monitors                      | \$ 7.00    |

**CARRIED**

4 Ayes

0 Nays

Approved Superintendent of Public Works, Dale Brooks to check into putting the Pow-R Mole on a different on-line auction service. The Board of Trustees did not accept the bid of \$2,550.00 for the Pow-R-Mole per Dale Brooks recommendation.

**WATER/SEWER BILLING** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the Village Office purchase or trade out one box of recently purchased copy paper, for perforated paper for the next water/sewer bills that will be mailed out. The Village Office will also purchase pre-stamped envelopes from the post office for the bills.

**CARRIED**

4 Ayes

0 Nays

**SET DATE CHANGING AMT** Discussed the water meter tampering fee of \$100.00. Superintendent of Public Works, Dale Brooks, told the Board of Trustees that the \$100.00 does not even **FEE** cover the cost of the meter. Mr Brooks will get an amount together to present to the Board of Trustees at the August 13, 2008 meeting.

**BREAK WALL WORK** Superintendent of Water, Richard Preston, informed the Board of Trustees that Congressperson Louise Slaughter will be at the Water Treatment Plant on August 13, 2008 for a pre bid meeting on the break wall project that is being done at the plant.

**RESIDENT** Resident Ted Malone of 539 East State Street gave the Board of Trustees information regarding canal murals. He recently was in Newark, New York on his boat, and they have 3D murals that are beautiful. He feels the Village of Albion should pursue looking into having something similar. He also stated that they have free bikes and wagons that the boaters can use to do their errands. The Board of Trustees thanked Mr Malone for coming in and suggested that he contact Sue Starkweather from the ABA regarding such a project.

**TAX EXEMPTIONS** Trustee Sheehan to contact Dawn Allen regarding having her give a date as to when she would be able to meet with the Board of Trustees regarding tax exemptions for Village residents.

**RESIDENT** Property owner David Burnette addressed the Board of Trustees regarding the water/sewer bill from 2007 that was added to his June 2008 Village tax bill. Trustee Riley stated that the Board is sympathetic, but she feels that Mr Burnette should pursue the tenant. Moved by Trustee Riley and seconded by Trustee Sheehan denying Mr Burnette's request for a break on his 2007 water/sewer bill based on the information from a year ago.

**CARRIED**  
4 Ayes 0 Nays

**DISASTER COORDINATOR APPOINTED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving the appointment of Fire Chief, Eric Bradshaw as disaster coordinator.

**CARRIED**  
4 Ayes 0 Nays

**HIRING POLICY TABLED** Tabled the policy regarding the hiring of employees that would have direct supervision of a relative. Attorney John Gavenda to check into the policy that Orleans County has.

**CANAL GRANT** Mayor Hadick stated that Superintendent of Public Works, Dale Brooks, Engineer, Paul Chatfield and himself will be meeting on Friday, July 25, 2008 regarding the plans for the canal grant.

**ACCEPT RESIGNATION** Accepted, with regret Mr Phil Greaser's resignation from the Historic Board.

The Board of Trustees is waiting to hear from Louis Becker in regards to replacing Mr Greaser on the Historic Board.

**SELL BACK DENIED** Moved by Trustee Riley and seconded by Trustee Sheehan denying Edward Walczak's request to get paid for 15 vacations days that he requested to be roll over on June 1, 2008 from the fiscal year of June 1, 2007 - May 31, 2008.

**CARRIED**  
4 Ayes 0 Nays

**SURPLUS WATER AGREEMENT APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan per Attorney John Gavenda's approval, authorized Mayor Hadick to sign the Water Supply Agreement for Town of Gaines.

**CARRIED**  
4 Ayes 0 Nays

**RESOLUTION TO SUPPLY WATER TO TOWN OF ALBION** Moved by Trustee Riley and seconded by Trustee Miller approving the following resolution for the Town of Albion:

**RESOLVED**, that the Town of Albion in establishing Water District No 5 Extension 1 has committed to sell surplus water purchased from the Village of Albion to out of district consumers on Wood Road in the Town of Ridgeway, and the Village of Albion in its sale of surplus water to the Town of Albion finds that it has ample surplus water to fulfill the needs of those proposed consumers on Wood Road in the Town of Ridgeway, and the Village of Albion therefore consents to the Town of Albion selling surplus water to those out of district users in the Town of Albion Water District no 5 Extension 1, and it is

**FURTHER RESOLVED**, that Mayor Michael Hadick is hereby authorized on behalf of the Village of Albion to execute any necessary document to effectuate the sale of surplus water by the Town of Albion to those outside of District Users in Town of Albion Water District No 5 Extension 1.

**CARRIED**  
4 Ayes 0 Nays

Trustee Riley  
Trustee Miller  
Trustee Sheehan  
Trustee Theodorakos

**RESOLUTION** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving  
**SUPPLY** the following resolution for the Town of Albion:

**WATER**  
**TOWN OF**  
**ALBION**

RESOLVED, that the sale of Surplus Water Agreement by and between the Village of Albion and the Town of Albion dated June 1, 2006 be and the same is hereby amended to include the sale of surplus water by the Village to the Town of Albion Water District No 5 Extension 1 and Town of Albion Water Improvement areas No 7A, 7B, 7C and 7D, yet to be constructed, upon the terms and condition as set forth in the attached Modification Agreement; and be it

FURTHER RESOLVED, that Mayor Michael Hadick, of the Village of Albion, is hereby authorized to execute the Modification Agreement by and on behalf of the Village of Albion for the benefit of the aforementioned Albion Water District.

**CARRIED**

4 Ayes  
Trustee Riley  
Trustee Miller  
Trustee Sheehan  
Trustee Theodorakos  
0 Nays

**APPROVAL** Moved by Trustee Miller and seconded by Trustee Sheehan approving Mayor  
**TO SIGN** Hadick sign the deed for the sale of the property on the corner of  
Washington

**DEED** Street and West Academy Street per Attorney John Gavenda's approval.

**CARRIED**

4 Ayes  
0 Nays

**EPA** Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor  
**CONTRACT** Hadick sign the contract with Royal Employer Services (EPA) for the yearly amount of \$1,080.00.

**CARRIED**

4 Ayes  
0 Nays

**PROJECT** Moved by Trustee Sheehan and second by Trustee Miller approving Mayor  
**STATUS** Hadick sign the Project Status report for the 2006 Small Cities Program for the  
**2006 SMALL** redevelopment of the Albion Academy.  
**CITIES**

**CARRIED**

4 Ayes  
0 Nays

**SIDEWALKS** Moved by Trustee Theodorakos and seconded by Trustee Miller approving  
**FOR** the Board of Trustees fill out an application for funding for new sidewalks  
**ALBION** at the Albion Academy as the cost for them to be replaced is not part of the  
**ACADEMY** project. Trustee Theodorakos to talk to the project manager to see if he has an estimate on the cost to replace them.

**CARRIED**

4 Ayes  
0 Nays

**APPROVE** Moved by Trustee Sheehan and seconded by Trustee Riley approving Mayor  
**INSURANCE** Hadick sign the insurance papers from Albion Agencies regarding the  
Village  
**POLICY** of Albion's coverage.

**CARRIED**

4 Ayes  
0 Nays

**LEASING** Moved by Trustee Theodorakos and seconded by Trustee Riley approving  
**3<sup>RD</sup> FLOOR** Attorney John Gavenda to draw up a lease for the 3<sup>rd</sup> floor of 121 North Main  
**121 N MAIN** Amount to be \$900.00 a month the first year, \$900.00 plus escalating cost for the second year and third year to be second year amount plus escalating cost. Utilities will be included and the tenant is responsible for any cost to configure the space to their needs.

**CARRIED**

3 Ayes  
Trustee Riley  
Trustee Sheehan  
Trustee Theodorakos  
1 Nays  
Trustee Miller

**CLARENDON** Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing

**STREET BRIDGE** Attorney John Gavenda to send a letter to NYSDOT inquiring about the Village having a rail crossing hearing for Clarendon Street.

**CARRIED**

4 Ayes

0 Nays

**TOWN OF ALBION CEO** Trustee Theodorakos stated that the Village of Albion should wait to see what the consolidation study for the Village of Albion, Town of Albion and Town of Gaines has determined before the Board acts on the Town of Albion's request to have a meeting regarding consolidating the Codes Officers. If the Town of Albion gets stuck than the Board of Trustees will address it at that time.  
Attorney John Gavenda to notify Town of Albion Supervisor Judith Koehler.

**BULLARD PARK** Trustee Miller stated that the outlets at Bullard Park are done, but he would like the pipes and pieces of the old chain link fence that are sticking out of the ground taken out from around the skate park. He feels that it is a hazard that needs to be taken care of. Mayor Hadick stated that he would like to see one person in charge of the parks. Trustee Theodorakos thought maybe it could be contracted out.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Miller to move to executive session to discuss the employment history of a particular person at 9:24 PM.

**CARRIED**

4 Ayes

0 Nays

**CLOSE EXECUTE SESSION** Moved by Trustee Theodorakos and seconded by Trustee Riley to adjourn from executive session at 11:45 PM.

**CARRIED**

4 Ayes

0 Nays

The Board of Trustees will schedule a Special Meeting with Superintendent of Public Works, Dale Brooks regarding performance expectations.

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Riley that there being no further business, meeting is hereby adjourned at 11:45 PM.

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## July 15, 2008: Historic Meeting

### Body:

VILLAGE OF ALBION  
HISTORIC PRESERVATION COMMISSION

### July 15, 2008 Meeting Minutes

- PRESENT:** Commission Members: Susan Heard, Phil Greaser, Thom Jennings, Judy Koehler, Neil Johnson, Andrea Rebeck & Mariadele Thedorakos  
Village Official: Mayor Michael Hadick
- CALL TO ORDER** The meeting was called to order at 7:02pm by Andrea Rebeck.  
The Pledge of Allegiance followed.
- TABLE** There was no one in attendance to represent the VFW
- HEARING** for the granite memorial to be located at 38 Platt Street. A new Certificate of Appropriateness was not submitted to the commission for approval. The commission tabled the public hearing until the correct information is received.
- MINUTES** Moved by Judy Koehler, seconded by Susan Heard, that the
- APPROVED** minutes of the June 17, 2008 meeting be approved with a spelling correction to the name of James Thedorakos.  
**Motion passed unanimously**
- OLD BUSINESS** Terms of Office: No action has been taken on the staggering of the terms of office for commission members. Mayor Hadick stated that he would talk to the Village Board and try to resolve this by the next meeting  
Mt. Albion Chapel: Neil Johnson met with Jason Zicari to look at the chapel . The roof seems to be the most urgent problem. The vault area has some water seepage and the old floor should be removed and replaced with concrete. The commission felt it might be possible for the Village to obtain grant money for some, if not all of the repairs. Mayor Hadick was going to get the name of the person in the village office who is writing grants. Thom Jennings would contact Assemblyman Hawley for possible grant opportunities, and Judy Koehler will

**ADOPT A**

**RESOLUTION  
OF SUPPORT**

**RESOLUTION**

consult her grant digest for any other available resources.

Moved by Judy Koehler, seconded by Thom Jennings,

to adopt a resolution of support for the Main Street Program.

**Motion passed unanimously**

WHEREAS, the WEC Main Street Program has been established to assist cities and villages, in developing a public/private effort to revitalize traditional central business district commercial areas and,

WHEREAS, the WEC Main Street Program will accept new cities or villages to participate in its ongoing program and receive intensive technical assistance from the WEC Main Street Program,

WHEREAS, the Village of Albion desires to participate in the WEC Main Street Program,

NOW THEREFORE LET IT BE RESOLVED BY THE VILLAGE OF ALBION HISTORIC PRESERVATION COMMISSION:

SECTION 1. Fully endorses the submission of this application and agrees to participate in the development of the local Main Street Program that is expected to last indefinitely.

SECTION 2. Recognizes that a commitment to commercial district revitalization is an ongoing process requiring long-term attention, community support and involvement, and a full public/ private partnership.

SECTION 3. Endorses the goal of economic revitalization of the designated Main Street district within the context of the preservation and rehabilitation of its historic commercial building stock, recognizing that the Main Street Program is one of many economic and community development tools utilized by a locale and that it is location specific.

50 North Main Street Thom Jennings spoke with the owner of the Verizon store located at 50 North Main Street. The sign belongs to "Verizon", and not to him. He was willing to contact Verizon concerning signs used in other historic districts. He is awaiting a response. Thom Jennings was going to provide him with the Historic Preservation sign guidelines. Andrea Rebeck would like to set a deadline for a response. Thom Jennings will forward any response he receives to the other members of the commission via e-mail.

Theodorakos property: Several options were discussed concerning James Theodorakos' property on Liberty Street near the canal. There are possible grants available for restoration. Most of the grants require ownership of the property belong to a non-

profit organization or municipality. Mayor Hadick will mention to the Village board the possibility of taking ownership of the property "temporarily".

Andrea Rebeck will attend the Village meeting on Wednesday, July 23, 2008 to present this possibility to the board.

CLG Certifications There will be a workshop held at the Village Hall on Thursday August 7, 2008 at 7:00pm. Items will include member bios, the district map and properties within the district. This is a workshop, however if minutes are required, Thom Jennings will take them.

**NEW**

Historic Preservation member, Phil Greaser submitted a

**BUSINESS**

letter of resignation to the commission. Mr. Greaser was a dedicated member of the commission and will be missed. Andrea Rebeck will contact Lou Becker about taking over Mr. Greaser's term. A new alternate will now need to be considered.

**MEETING  
CLOSED**

Moved by Susan Heard, seconded by Mariadele Theodorakos, to adjourn the meeting at 8:37pm.

**Motion passed unanimously**

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## August 13, 2008: Regular Board Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday August 13, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean A Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** Mayor Hadick read the following letter that was sent to Dale Brooks, Superintendent of Public Works:

Mr Brooks,  
My wife and I wish to thank you and your personnel for the storm sewer work done on South Platt Street last summer.  
I realize it is a belated thank you, but we wanted to have a good down pour to test the system. We had that on August 11, 2008. I drove by at 7:30am and found no standing water in the street. The sewer system was handling it proficiently.  
We have lived here for about 30 years and this is the first time we were not flooded out. It will seem relaxing to know that if we are not home that we will not return to a flooded property after a storm.  
Again thank you and your personnel.  
Yours  
Clifford Thom  
Mildred Thom  
125 Platt Street

**REMOVAL OF MOLD QUOTE** The Board of Trustees tabled making a decision on the removal of mold at the Village Office until the test results are back that the Orleans County Health Department took on Monday, August 11, 2008. Craig Zinserling, from CRAL Contracting submitted a quote of 5,850.00 for the work he feels needs to be done.

**APPOINTMENT TO HISTORIC BOARD** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick's recommendation of Louis Becker to the Historic Board.

**CARRIED**

4 Ayes

0 Nays

**DENIED REQUEST** Denied Mr and Mrs Dave Beach's request to have the penalties removed from their tax bill as they never received their bill in June. Village tax bills are always due the month of June.

**CARRIED**

4 Ayes

0 Nays

**HOLIDAY GARLAND** Mr Michael Bonafede addressed the Board of Trustees regarding the garland that will need to be hung during the holiday season. The permit has been submitted to the NYSDOT and the Village is waiting to hear from them. The ABA has six holiday garlands that will hang across Main Street. They also have approximately 40 additional banners and a 20' Christmas tree that hopefully could be placed in Waterman Park. Mr Bonafede stated that the ABA is a very aggressive group and would appreciate a commitment from the Village Board that the Village DPW would put the decorations up and take them down. The first year will take the longest because the electric, poles and hangers will need to be addressed. The ABA has already gotten permission from all the building owners except for one to hang the garland from their buildings. Trustee Theodorakos feels the Village Board should put together a resolution supporting the ABA to the highest degree.

**CLG** Mr Bonafede addressed the Board of Trustees regarding the Certified Local Government Program. He asked the Mayor to sign a letter to Julian Adams who is the CGL Coordinator, asking permission to participate in the Certified Local Government Program.  
Trustee Theodorakos would like the Board of Trustees to commit to the CGL. Trustee Riley would like more information. Mayor Hadick suggested that the Board visit the website to get more information. Mayor Hadick did sign the letter to Julian Adams.

**MAIN ST GRANT** Trustee Theodorakos told the Board of Trustees that the Main Street Grant application has been submitted and everyone that worked on it felt good about it. We should hear around mid September if the Village received the grant. He also asked if the Village Office could put postage on approximately 100-200 letters that would be asking for commitment pledges. The letters would be on DART letterhead.

**HIRING POLICY** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the following hiring policy that was presented by Attorney John Gavenda:

**ADOPTED**

1. A relative of any department head or other Village of Albion employee shall not be assigned to a position over which the department head or Village employee has supervision or control over that relative.

2. A Village Employee shall not supervise or exercise authority with regard to personnel actions over a relative.

3. As used in this section "relative" means an individual's spouse, parent, child, brother, sister, aunt, uncle, niece, nephew, grandparent, grandchild, son-in-law, daughter-in-law, step-parent, step-child, step-brother, step-sister, half-brother or half sister whether the relative is related to the individual or the individual's spouse by blood, marriage, adoption, etc.

**CARRIED**

4 Ayes

0 Nays

**121 NORTH MAIN ST** Discussed 121 North Main Street and what needs to be done to utilize the entire building. Trustee Theodorakos and Trustee Sheehan to get together with Assemblymen Hawley and other parties to discuss an overall strategy.

**CANAL GRANT** Discussed the plans for the Canal Grant. The Board of Trustees decided that since it is so late in the year, the plans will be worked on and construction will start in the Spring of 2009.

**CLARENDON STREET BRIDGE** Discussed the Clarendon Street bridge and writing a letter to NYSDOT requesting a rail crossing hearing. Attorney John Gavenda to check into see what happened when other municipalities asked for a rail crossing hearing.

**TAMPERING FEE SET** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the water meter tampering fee be set at \$1,000.00 per Superintendent of Public Works, Dale Brooks recommendation.

**CARRIED**

4 Ayes

0 Nays

**HOME ACQUISITION & REHAB PROGRAMS** Discussion on home acquisition and rehab programs with DHCR and Rural Opportunities. Code Enforcement Officer, Scott Bradshaw has put together a list of approximately 20 properties which could fall under this program. He is waiting to hear back from Rural Opportunities. Will hopefully have more information for the next meeting.

**134 WEST BANK ST** Attorney John Gavenda asked the Board of Trustees what they wanted to do regarding 134 West Bank Street. The house has been abandoned by the property owner. Code Enforcement Officer, Scott Bradshaw has contacted a contractor regarding what would need to be done and what it would cost to fix the property up. He will have the results for the September 10, 2008 meeting.

**EAST STATE** Discussed East State Street regarding the dumping, sanitary sewer and road repair issues. Trustee Theodorakos feels that the residents need an explanation as

**STREET** to how much longer trucks will be dumping at the East State Street site. Unfortunately there is not any place to dump in the Village except for the East State Street site. The dumping permit will expire next year and the Board of Trustees will have to readdress it at that time. Paul Chatfield of Chatfield Engineers will be notified to see what is involved in the small section of sanitary storm sewer that needs replacing.

**MINUTES APPROVED** Moved by Trustee Sheehan and seconded by Trustee Riley that in as much as each member received copies of the July 9, 2008 and July 23, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

**ACCEPT TREASURER REPORT** Moved by Trustee Riley and seconded by Trustee Theodorakos accepting the Treasurer's Report for the month of July.

**CARRIED**

4 Ayes 0 Nays

**ACCEPT APPLICATION** Accept the following application to be placed on file for future reference: Anything - Larry J Marling

**APPROVE CHATFIELD BILL** Moved by Trustee Sheehan and seconded by Trustee Miller approving the following bill submitted by Chatfield Engineers be paid:  
General Engineering Services CE# 94-193 \$415.00  
Denied payment of \$128.00 for services for Freeze Dry. Village Clerk to inform Chatfield Engineers to bill Freeze Dry directly.

**CARRIED**

4 Ayes 0 Nays

**APPROVE VILLAGE BILLS** Moved by Trustee Riley and seconded by Trustee Sheehan approving the payment of the following Village bills:

|              |                 |              |
|--------------|-----------------|--------------|
| General Fund | Voucher numbers | \$ 82,857.33 |
| Water Fund   | 427 through 635 | \$ 12,495.93 |
| Sewer Fund   |                 | \$ 7,161.55  |

**CARRIED**

4 Ayes 0 Nays

**APPROVE CEMETERY DEEDS** Moved by Trustee Riley and seconded by Trustee Sheehan approving Mayor Hadick sign the following Cemetery deeds:

|                                     |                                   |
|-------------------------------------|-----------------------------------|
| Donald H & Donna L Hilner           | SG 56 Deerfield Avenue            |
| John Licinio Jr & Delores J Behrend | SG 431 & 432 Zephyr Avenue        |
| Donald & Marie H White              | SG 386/387 Deerfield Avenue       |
| Olga J Smith                        | SG 358,359 & 360 Deerfield Avenue |
| Susan K Tabelski                    | 97 Ashwood Way                    |

**CARRIED**

4 Ayes 0 Nays

**APPROVE LETTER SIGNED** Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Hadick sign a letter to the Orleans County Health Department stating that Kevin Miller will be "Operator in Responsible Charge."

**CARRIED**

4 Ayes 0 Nays

**DECLARE SURPLUS PROPERTY** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the following be declared surplus property:

- 1) Excess wood pile at Densmore Street dump site
- 2) Power mole
- 3) 2 - 3,000 tanks used for ice ban - no longer use
- 4) Cemetery truck
- 5) Fire Department Pumper Engine 10 - declared surplus and turned back over to Fire Department for disposal
- 6) Police Car 11
- 7) Old truck flat bed

Superintendent of Public Works, Dale Brooks, will contact a different internet

auction service to put the above items on.

**CARRIED**

4 Ayes

0 Nays

**\$600,000 GRAN** T Discussed the \$600,000.00 Small Cities grant that the Village of Albion has received for the DEC consent order. Smoke testing will be re-done in October. Paul Chatfield, Stuart I Brown, Charles Bastian (Bernard Donegan's office), Aric Albright (PCF Plant), Kevin Miller (WTP) and Dale Brooks (DPW), will be attending the August 27, 2008 to discuss the project.

**RESTORE NY-ROUND 3** Discussed Restore NY Round 3 application. The Board of Trustees to give some thought on what could be done. The Board of Trustees has copies of last years guidelines. They will looked them over and discuss at the August 27, 2008 meeting.

**SPECIAL MEETING** The Board of Trustees will be holding a Special Workshop Meeting on September 17, 2008 at 7:00 PM at the Village Office.

**CORRES** Correspondence received from Assemblyman Hawley regarding a special trip to Washington DC from September 5<sup>th</sup> through September 8<sup>th</sup>, 2008. The trip will include visiting the World War II, Vietnam and Korean War Memorials, Tomb of the Unknown Soldier and tour the new HAZY Smithsonian National Air and Space Museum.

**CORRES** Correspondence received from Orleans County Planning and Development Regarding the 7<sup>th</sup> annual fall Land Use Workshop on September 24, 2008 from 4:30 PM to 9:00 PM at the Albion High School LGI Room.

**EXECUTIVE SESSIONS** Attorney John Gavenda addressed the Board of Trustees regarding executive sessions. He feels the Board needs to adopt a resolution regarding executive sessions. He also stated that when they go into executive session whoever is in the session should be reminded that they are in executive session and whatever is discussed should not be talked about outside of it. With the resolution, the Board of Trustees would be able to take whatever disciplinary action they have in place. Attorney Gavenda will work on resolution.

**BREAK WALL** Superintendent of the Water Treatment Plant, Rick Preston told the Board of Trustees that Congressperson Louise Slaughter was at the Plant on Wednesday, August 13, 2008 for the break wall project that will be done. The bids for the project will be opened next week. The project will be done in October and will take approximately 2 to 3 weeks to complete.

Mayor Hadick stated that this be Rick Preston's last meeting he will be attending as he will be retiring. The Board of Trustees thanked Mr Preston for his years of service and wished him the best. Attorney John Gavenda stated it was a pleasure working with you. Rick Preston stated that he will miss the people he has worked with.

**FIRE DEPT GRANT** Trustee Theodorakos addressed the Board of Trustees regarding the grant that the Fire Department just applied for. He requested that the disability insurance that the Village has for the Fire Department members be increased. The premium would increase \$1,300.00 per year more than what is being paid now.

Moved by Trustee Theodorakos and seconded by Trustee Riley approving the disability insurance for the Fire Department be increased by \$1,300.00 a year. This would increase coverage from \$50.00 a week for benefits to \$300.00 a

week.

**CARRIED**

4 Ayes

0 Nays

**WAGE** The Village is still waiting for payment from Orleans County for the **REIMBURSE-** reimbursement of wages for the Police Officer the Village has working on the **MENT** Task Force. Trustee Theodorakos will drop a reminder off at the District Attorney's Office.

**SMSI PAYMENT** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving the Village of Albion pay Center for Governmental Research the Town of Albion and the Town of Gaines portion due to them. The Village is still waiting for the Towns to send the Village their 33% share each of invoice that was due April 2008.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION**

Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourned to executive session to discuss the employment history of a particular person At 9:15 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION  
CLOSED**

Moved by Trustee Theodorakos and seconded by Trustee Riley to come out of executive session at 10:40 PM.

**CARRIED**

4 Ayes

0 Nays

**SPECIAL  
MEETINGS  
SET**

Approved the advertisement of two Special Meetings to be held on August 19, 2008 at 6:30 AM and August 26, 2008 at 6:00 AM at the Village Office.

**MEETING  
CLOSED**

Moved by Trustee Theodorakos and seconded by Trustee Riley that there being no further business, meeting is hereby adjourned at 10:43 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**August 19, 2008: Special Board Meeting**

**Body:**

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, August 19, 2008 at 6:30 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the Pledge of Allegiance.

**EXECUTIVE** Moved by Trustee Miller and seconded by Trustee Sheehan to adjourned to

**SESSION** executive session to discuss the employment history of a particular person at 6:35 AM.

**CARRIED**

3 Ayes 0 Nays

**EXECUTIVE** Moved by Trustee Sheehan and seconded by Trustee Miller to come out of

**SESSION** executive session at 7:25 AM.

**CARRIED**

3 Ayes 0 Nays

**MEETING** Moved by Trustee Miller and seconded by Trustee Sheehan that there being no

**CLOSED** further business, meeting is hereby adjourned at 7:25AM.

**CARRIED**

3 Ayes 0 Nays

Respectfully Submitted,  
Linda K Babcock  
Clerk-Treasurer

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**August 26, 2008: Special Board Meeting**

**Body:**

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, August 26, 2008 at 6:00 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Fred Miller and Dean A Theodorakos.

Mayor Hadick opened meeting with the Pledge of Allegiance.

**EXECUTIVE** Moved by Trustee Miller and seconded by Trustee Theodorakos to adjourned to

**SESSION** executive session to discuss the employment history of a particular person at 6:01 AM.

**CARRIED**

3 Ayes 0 Nays

Trustee Theodorakos left the meeting at 7:00 AM.

**EXECUTIVE** Moved by Trustee Riley and seconded by Trustee Miller to come out of

**SESSION** executive session at 7:14 AM.

**CLOSED**

**CARRIED**

3 Ayes 0 Nays

Mayor Hadick  
Trustee Riley  
Trustee Miller

**MEETING** Moved by Trustee Miller and seconded by Trustee Riley that there being no

**CLOSED** further business, meeting is hereby adjourned at 7:15 AM.

**CARRIED**

3 Ayes 0 Nays

Mayor Hadick  
Trustee Riley  
Trustee Miller

Respectfully Submitted,  
Linda K Babcock  
Clerk-Treasurer

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## August 27, 2008: Workshop Meeting

### Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday August 27, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean Theodorakos.

Also present were Paul Chatfield and Jason Foote of Chatfield Engineers, Stuart I Brown of Stuart I Brown Associates, Charles Bastian of Bernard P Donagan Inc, Pollution Control Plant Superintendent Aric Albright, Kevin Miller from the Water Treatment Plant and Superintendent of Public Works Dale Brooks.

Mayor Hadick opened meeting with the pledge of allegiance.

**DISCUSS SEWER PROJECT** Mayor Hadick started the discussion of the sanitary sewer project thanking Stuart I Brown for the great job on writing the grant for the 2008 New York State Community Development Block Grant. The Village of Albion was recently notified that they received the grant for \$600,000.00.

Paul Chatfield of Chatfield Engineers presented the Board of Trustees with a rehabilitation project draft schedule which showed the plans for the project being finalized in October. The plans should be ready to go out to bid and opened in November with the Board of Trustees approving the project in December. Mr Chatfield also presented a rehabilitation summary which was divided into six areas. Mr Chatfield will take another look at McKinstry Street after Dale Brooks and Aric Albright stated that they were surprised that there was not more work to be done on that street. They insisted that more of McKinstry Street needs to be part of the project as that street has major issues that need to be addressed.

Stuart I Brown stated that the draw down regarding the \$600,000 can be only for construction bills and it would take two weeks to receive draws after requests are made.

Charles Bastian talked about financing the rest of the project, which is estimated to cost \$2.5 million dollars less the \$600,000 grant. The Village should be notified next week on their eligibility on the hardship rating.

Superintendent of the Pollution Control Plant, Aric Albright stated that Rural Water Association will be re-doing the smoke testing on October 24, 2008 to get a better record of exactly where the problems are. Discussed the need to address the illegal drainage into the sanitary sewer. Aric to discuss with Attorney Gavenda the legalities on doing inspections when property transfers are done.

**APPROVAL TO SIGN AGREEMENT** Moved by Trustee Theodorakos and seconded by Trustee Miller authorizing the Mayor to sign the New York State Community Development Block Grant Agreement.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to move to executive session to discuss the employment history of a particular person At 8:15 PM.

**CARRIED**

4 Ayes

0 Nays

**CLOSE EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn from executive session at 9:13 PM.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:14 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## September 10, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday September 10, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Fred Miller and Dean A Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** The residents from West State Street and West Park Street addressed the Board of Trustees regarding the recent problems and activity that is going on at Lafayette Park. The residents stated that the people hanging out there are involved in drug activity, relieving themselves and are using foul language. One resident told how they have thrown rocks at his garage and damaged it. Also, how they have broken into the buildings at the park. Trustee Miller suggested that the Village take out the over grown brush that is obstructing the view from the street. Mayor Hadick encouraged them to continue calling the police whenever they witness anything happening at the time it is happening so the police can respond right away. Lafayette Park will be the first park to be refurbished, and when the Village does the work, they will look at what can be done to help stop this problem. He also stated that he will contact Chief London in a month to see how many calls were logged in and for them to come back at that time.

**HOLIDAY GARLAND** Trustee Theodorakos talked about the holiday garland, banners and Christmas tree that the ABA would like the Public Works Department to hang up and take down. The Village agreed to hang the same number of banners that were hung in the previous year, hang the garland and put up the Christmas tree in Waterman Park. According to Superintendent of Public Works, Dale Brooks it would take approximately 72 hours to do. Trustee Theodorakos feels that it would cost the village approximately \$2,500.00 for labor assuming that the employees did it working overtime.

Moved by Trustee Riley and seconded by Trustee Theodorakos approving the Public Works Department hang the holiday garland, hang same number of banners as last year and place the Christmas tree in Waterman Park this year.

**CARRIED**

3 Ayes

0 Nays

**TAX INCENTIVES** Discussion on the tax incentives that Orleans County is looking at. The County is also in the process of looking at third law regarding tax incentives. Trustee Theodorakos stated that the Village of Medina is looking at the incentives and would like to invite Trustee Andrew Meier to the next Village Board meeting on September 17, 2008. Dawn Allen from Orleans County Real Property will also be attending that meeting to talk about tax exemptions. Agreed that Trustee Theodorakos will contact Mr Meier and invite him to the meeting.

**CONSOLIDATION MEETING** Trustee Theodorakos informed the Board of Trustees that the Village of Albion, Town of Albion and the Town of Gaines Boards will be meeting with Vicki Brown and Charles Zettek from Center of Governmental Research on October 23, 2008 at 6:00 PM to give the Boards the results from the consolidation study they have done.

**AMR'S BEING** Superintendent of Public Works, Dale Brooks addressed the Board of Trustees

**INSTALLED** regarding the installation of the new Automatic Data Read meters. There are approximately 517 left to do. He would like

suggestions on what to do about the residents that they are having a hard time making appointments with. So far they have made phone calls, when a number can be found; attempted to contact them at a later time of day and last they have done a second call and knocked on the door, if no answer left a flyer stating the Village's intent along with a copy of the Village law pertaining to this subject.

Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing Attorney John Gavenda draw up a letter explaining the reason for wanting to gain access to the Village's meter and informing the resident that there will be a \$25.00 per day fine for anyone not allowing the Village to install the AMR meters.

**CARRIED**

3 Ayes 0 Nays

**BIDS BRUSH** The Board of Trustees reviewed two bids for grinding the pile of tree brush at the

**GRINDING** Densmore Street site:

Terry Tree Service LLC grind & haul away \$  
37,700.00

grind only \$

17,700.00

Zoladz Construction Co grind & haul away \$  
9,700.00

grind only \$

10,870.00

**AWARD** Moved by Trustee Riley and seconded by Trustee Miller awarding the bid for

**BID FOR** grinding and removal of the pile of tree debris at the Densmore Street site for a

**GRINDING BRUSH** cost of \$ 9,700.00 to Zoladz Construction Company Inc.

**CARRIED**

3 Ayes 0 Nays

**DISCUSS** Discussion on the mold issue in the Village Clerk's Office. Superintendent of Public

**MOLD** Works, Dale Brooks informed the Board of Trustees that he is having a hard time getting companies to call him back. One company has submitted a quote for \$5,850.00. Attorney John Gavenda stated he will take care of the mold on the back wall of the Clerk's Office.

**ASBESTOS** Superintendent of Public Works, Dale Brooks informed the Board of Trustees that

**3<sup>RD</sup> FLOOR** asbestos has been found on the third floor of the Village Clerk's Office. Trustee

Theodorakos will let Dale know the name of the company he knows of. Also, Dale will contact Paul Chatfield to get his recommendations.

**ADOPT** Moved by Trustee Theodorakos and seconded by Trustee Riley to adopt the

**EXECUTIVE RESOLUTION** following resolution for executive sessions:

**WHEREFORE**, it is the desire of the Village of Albion Board of Trustees to

establish protocol concerning the conduct of the individual board members or any other person attending a duly authorized meeting of the Village Board of Trustees in executive session; and

**WHEREAS**, it is understood that the purpose of the executive session is to keep in confidence those matters which (1) will imperil public safety, if disclosed, concerning any matter which may disclose the identity of a law enforcement agent or informer, (2) concern information relating to current or future investigative or prosecution of a criminal offense which would imperil effective law enforcement if disclosed, (3) concern proposed, pending or current litigation, collective negotiations pursuant to article fourteen of the civil service law, (4) concern the medical, financial credit or employment history of a particular person or corporation, or (5) matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, (6) concern the preparations, grading of administrative examination, (7) concern the proposed acquisition, sale or lease of real property or the proposed acquisition of securities, or sale or exchange of securities held by such public body but only when publicity would subsequently affect the value thereof; and

**WHEREAS**, it is understood that all information obtained during executive session shall not be divulged by the Village Board of Trustees or any other person in attendance of the executive session with any other individual or entity without the prior consent of a majority the Village Board of Trustees, upon a majority vote of these members in attendance; and

**WHEREAS**, it is understood that dissemination of information obtained while in executive session could undermine and severely hamper and prejudice effective administration of Village business; and

**WHEREAS**, any and all actions taken by the Village Board while in executive session shall not be recorded except for those matters addressed by the Village Board Trustees requiring a vote of the majority of those members in attendance, or minutes specifically directed to be transcribed by the Village Board; and

**WHEREAS**, all those participating in executive session understand the need to maintain the confidentiality of any information obtained while in executive session; and

**NOW, THEREFORE, BE IT RESOLVED**, that any and all information gained by those attending an executive session duly called by a majority vote of the total membership of the Village of Albion Board of Trustees shall hold in strict confidence any communication or written material exchanged by the executive session.

**CARRIED**

3 Ayes

0 Nays

Attorney John Gavenda stated that it is good practice to remind everyone who is going into executive session, that everything that will be discussed is confidential.

**EXECUTIVE  
SESSION**

Moved by Trustee Miller and seconded by Trustee Riley to adjourn to executive session to discuss the employment history of a particular person at 8:08 PM.

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 8:43 PM.

**CARRIED**

3 Ayes

0 Nays

**APPROVE SIGNING CONTRACT POLICE CAR** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Mayor Hadick sign the contract with Ford Credit Company for the new 2008 Dodge Charger Police car.

**CARRIED**

3 Ayes

0 Nays

**DISCUSS ABA** Moved by Trustee Theodorakos and seconded by Trustee Riley to adopt the following resolution regarding beautification initiatives:

**WHEREAS**, the Village of Albion, through its Department of Public Works, is responsible for and committed to beautification of the Village, and

**WHEREAS**, the Albion Business Association (ABA) develops, promotes and funds various beautification strategies, and

**WHEREAS**, the ABA often requires Village of Albion DPW support, and

**WHEREAS**, it is in the common interest of the Village of Albion and the ABA to partner/collaborate in beautification initiatives,

**THEREFORE**, be it resolved that the Village of Albion is fully supportive of, and will endeavor to optimize its partnership with, the ABA relative to beautification of the Village.

2 Ayes

2 Nays

Trustee Theodorakos Trustee Miller  
Trustee Riley Mayor Hadick

Motion was not carried. Trustee Miller stated he doesn't like the wording. He feels there is no need for a resolution, the Village supports the ABA without one.

Trustee Theodorakos doesn't like to leave people hanging, he feels that a resolution should be in place. Mayor Hadick stated that he is in favor of sending a letter of support, he feels they know we support them. He also stated that the ABA continues to add and add projects they want done by the Village. Everyone agreed that Superintendent of Public Works, Dale Brooks and the ABA could meet in January to go over their ideas for the upcoming budget year for the Board of Trustees to review.

**MINUTES APPROVED** Moved by Trustee Riley and seconded by Trustee Theodorakos that in as much as each member received copies of the August 13, 2008, August 19, 2008, August 26, 2008 and August 27, 2008 minutes and there being one correction on August 27, 2008 to add to discussion of sewer project:

They insisted that more of McKinstry Street needs to be part of the project as that street has major issues that need to be addressed.

**CARRIED**

3 Ayes

0 Nays

**ACCEPT TREASURER REPORT** Moved by Trustee Theodorakos and seconded by Trustee Miller accepting the Treasurer's Report for the month of August.

**CARRIED**

3 Ayes

0 Nays

**ACCEPT APPLICATION** Accept the following application to be placed on file for future reference:  
Water Treatment Plant - Ian R Mowatt

**APPROVE CHATFIELD BILL** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the following bills submitted by Chatfield Engineers be paid:

General Engineering Services CE# 94-193 \$ 190.00  
2007 Sanitary Sewer Improvements \$1,980.00

**CARRIED**

3 Ayes

0 Nays

Moved by Trustee Riley and seconded by Trustee Theodorakos authorizing the Village Clerk send a letter to Freeze Dry informing them of the \$128.00 due to

the

Village for services that Chatfield Engineers did for them. Copy of letter to be sent to Chatfield Engineers.

3 Ayes **CARRIED**  
0 Nays

**APPROVE VILLAGE BILLS** Moved by Trustee Theodorakos and seconded by Trustee Riley approving the payment of the following Village bills:

|              |                 |              |
|--------------|-----------------|--------------|
| General Fund | Voucher numbers | \$ 92,514.77 |
| Water Fund   | 676 through 909 | \$102,840.54 |
| Sewer Fund   |                 | \$ 8,797.98  |

3 Ayes **CARRIED**  
0 Nays

**CARENET WALK** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Care Net's request to hold their annual "Walk for Life" fundraiser at Mount Albion Cemetery on September 27, 2008. They have already been in contact with Cemetery Supervisor Jason Zicari.

3 Ayes **CARRIED**  
0 Nays

**LIQUOR LICENSE RENEWAL NOTICE** Notification received from Orleans Veterans Club, Inc of 38 Platt Street with their intent to make application for renewal of their liquor license.

**POLICE HEALTH INS** Received notification from Premier Health Plan that as of January 1, 2009 they will be discontinuing coverage for the Albion Police Department based on a recent evaluation they did.

Moved by Trustee Riley and seconded by Trustee Theodorakos changing the Albion Police Department's Health Insurance coverage from Premier Health Plan to Preferred Care effective January 1, 2009.

3 Ayes **CARRIED**  
0 Nays

**CROSSROADS ABSTRACT LEASE** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Attorney John Gavenda draw up lease agreement for Crossroads Abstract Corporation at 121 North Main Street. Term to be from November 10, 2008 through November 9, 2010 with a 10% increase per year.

3 Ayes **CARRIED**  
0 Nays

**DR DREW CHENELLY LEASE** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Attorney John Gavenda draw up lease agreement for Dr Drew Chenelly at 121 North Main Street. Term to be for one year with a 10% increase.

3 Ayes **CARRIED**  
0 Nays

**TIME WARNER QUOTE** Tabled making a decision regarding a quote from Time Warner Cable for supplying the Village of Albion with phone service. Trustee Theodorakos stated that the downside is when the power goes out the Village Departments would have no service. Mayor Hadick to see what other concerns the Police Chief, Dean London and Fire Chief, Eric Bradshaw would have.

**CORRES** Correspondence received from Chatfield Engineers regarding the revised Implementation Schedule for the Pollution Control Consent Order.

**CORRES** Correspondence received from Chatfield Engineers regarding the 2007 Sanitary Sewer Improvements summary of meeting that was held on August 27, 2008.

The Board of Trustees discussed how to fund the rest of the project, possibly using a Bond Anticipation Note. There is also work that needs to be done on Meadowbrook Drive that is not included in funding. Trustee Theodorakos to find out more information.

**EAST STATE** Trustee Theodorakos to inform Mr Malone from East State Street what the

**ST TRAFFIC** Village of Albion is doing to help with the truck traffic issue. Unfortunately when the Sanitary Sewer Project begins the traffic will increase. Trustee Theodorakos stated that when the infrastructure work begins the drainage issue on the curve of East State Street will be addressed at that time. Trustee Miller stated that we are controlling it the best we can. Mayor Hadick suggested that the Board should look at raising the fee for the dumping permits.  
Discussion on possible weight limit and how could the Village enforce it.  
Trustee Theodorakos to notify Mr Malone and stress to him that the Village will communicate with him the best they can.

**CLARENDON STREET BRIDGE** Attorney John Gavenda informed the Board of Trustees that he has been in contact with two larger firms regarding rail crossing hearings. He found out that it is hardly ever done. One of the first things that needs to be done is a traffic study. He is waiting for a return call from NYCOM and should have a more information for the next meeting.

**PEDESDIAN CROSSING SIGN** Discussed the pedestrian crossing signs that are supposed to be on Main Street near the intersection of Main Street and Park Street. Superintendent of Public Works, Dale Brooks stated that he has the signs, but is waiting for the permit from the NYS DOT. He will contact Richard Lovelace from the DOT to see where it is.

**APPROVE SCHOOL** Approved the Police Chief, Dean London, Office Clerk, Stacey Andrews and Village Clerk, Linda Babcock to attend a Grant Writing Workshop either in Buffalo at the Department of Administration, Finance, Policy and Urban Affairs on November 6 and 7, 2008 or the seminar being held at Genesee Community College on October 25, 2008 and November 15, 2008.

**POLICE INFO** The Albion Police Department sent a proposal regarding establishing a K9 patrol unit in next year's budget. The Board of Trustees to review information and will discuss with the Police Department at budget time. They would also like the Board to consider adding a position of Police Investigator to the department.

**REQUEST** Received a request from Harold and Bertha Hill, who do car detailing, to do a demonstration on the new Police car at the 4H Fairgrounds on September 21, 2008 for two hours.  
Moved by Trustee Riley and seconded by Trustee Miller approving Harold and Bertha Hill's request to have an officer and police car be used at the 4H Fairgrounds on September 21, 2008 for two hours to demonstrate their "dri car wash" product.

**CARRIED**

3 Ayes

0 Nays

**TREES DISCUSSED** Discussed the tree on North Main Street just pass Yellow Goose that the Board feels is very dangerous when trying to pull out onto Main Street. They feel it should be placed somewhere else. Also, Trustee Theodorakos asked about the busted limbs on Main Street that need picking up. Superintendent of Public Works, Dale Brooks to take care of the limbs.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Miller that there being no further business, meeting is hereby adjourned at 10:16 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## September 17, 2008: Workshop Meeting

### Body:

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday September 17, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the pledge of allegiance.

**REAL PROPERTY EXEMPTIONS** Dawn Allen from Orleans County Real Property addressed the Board of Trustees regarding tax exemptions for the Village of Albion residents. She provided the Board of Trustees with information regarding income and age limits for residents to be eligible for the Senior Citizens Exemption. The Village has approximately 51 elderly people who would qualify. Trustee Sheehan feels that the elderly live on a fixed income and could use the help. Dawn Allen stated that it is hard for them to even maintain their homes. Mayor Hadick stated that he has a hard time giving back and putting their break on someone else's taxes that is raising a family.

Dawn Allen also discussed Veterans exemptions. The Village currently gives limited exemptions for the Veterans. She presented the Board of Trustees with the type of exemptions, property ownership and eligibility requirements that Veterans can apply for if the Village adopted the law.

Trustee Andrew Meier from the Village of Medina was invited to the meeting to discuss the property tax exemptions that Orleans County is reviewing. Mr Meier told the Board about Real Property Tax Law #421-f, which is for one and two family dwellings, #444-a, which is for Historic properties and #485-a, which is for non-residential conversions to mixed-use buildings. The owner would receive an exemption on the value of new improvements and it would apply over a sliding scale between 10 to 13 years depending on which law the property would fall under.

Tabled decision on scheduling Public Hearings until Dawn Allen e-mails Attorney Gavenda and Village Clerk copies of the laws for the Board of Trustees to review.

**CHATFIELD PROPOSAL 121 N MAIN STREET** Tabled decision on the proposal from Chatfield Engineers for Engineering/ Architectural Services for the Visitor Center Roof Repairs at 121 North Main Street. Trustee Miller feels that they do not need an architect to do a roof as the Village did the Fire Hall without one. Mayor Hadick feels that you would want to have an engineer. The Board will discuss at the September 24, 2008 meeting.

**CHATFIELD PROPOSAL DPW BUILDING APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan authorizing Mayor Hadick sign proposal from Chatfield Engineers for Engineering/ Architectural services for Village of Albion DPW building repair project in the amount of \$7,950.00.

**CARRIED**

3 Ayes

0 Nays

**BULLARD PARK USE APPROVED** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Sue Starkweather from the Albion Central Schools request to use Bullard Park on October 8 and October 21, 2008 from approximately 6:00 PM to 9:00 PM for star gazing. There will be approximately 25 to 50 students.

**CARRIED**

3 Ayes

0 Nays

**FIRE DEPT AIR PACKS** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Fire Chief, Eric Bradshaw's request for the Village of Albion to loan the Albion Fire Department \$24,000.00 to purchase air packs. The Albion Fire Department will be receiving a grant but has to purchase the air packs first. When the Fire Department receives the grant they will reimburse the Village. Motion passed pending John Kania from Amato, Fox & Company approval.

**CARRIED**

3 Ayes

0 Nays

**CONTROL PANEL APPROVED** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Superintendent of Pollution Control Plant, Aric Albright purchase a new control panel out of the Capital Sewer Reserve Fund.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Miller and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 8:16 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**September 24, 2008: Workshop Meeting**

**Body:**

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday September 24, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller and Dean Theodorakos. Also present Attorney John Gavenda.

Mayor Hadick opened meeting with the pledge of allegiance.

**RESIDENT** Mr Walter Van Ast addressed the Board of Trustees regarding his building at 19 North Main Street. He asked the Board to consider purchasing his building. There have been people interested in buying his property, but because there are no parking spaces that go with the property they back down. He asked if the Board would consider giving him 5 parking spaces. Attorney John Gavenda told Mr Van Ast that the Village could not do that. Mr Van Ast told the Board he has \$54,000.00 invested in the building and would like to get at least half of that. Mayor Hadick told Mr Van Ast that things in the Village are tight and he wished there was more they could do for him. Mr Van Ast thanked the Board for their time and left the meeting.

Moved by Trustee Riley and seconded by Trustee Miller authorizing Attorney Gavenda send Mr Van Ast a purchase offer of \$5,000.00 for the property at 19 North Main Street that he owns.

**CARRIED**

3 Ayes

0 Nays

**TABLED PHONE SERVICE** Tabled changing phone service for the Village of Albion buildings to Time Warner until the Board of Trustees can check into it further. The Albion Police Department and Fire Department are against the switch because if the power goes out they would be left without phone service.

**APPROVED CHATFIELD PROPOSAL 121 N MAIN** Discussed the proposal from Chatfield Engineers regarding the engineering/architectural services for 121 North Main Street's roof repairs. Trustee Theodorakos thought the Village might want other things included in the proposal. Trustee Miller questioned why the Village needed an engineer to replace the roof. Superintendent of Public Works, Dale Brooks stated we need a scope of work to get bids.

Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor Hadick sign the proposal from Chatfield Engineers for engineering/architectural services for the roof repairs at 121 North Main Street in the amount of \$7,150.00.

**CARRIED**

3 Ayes

0 Nays

**LIQUOR LICENSE RENEW** Received notification from Gurney's Olde Coach Inn with their intent to renew their liquor license for the period of October 1, 2008 through September 30, 2010.

**RESOLUTION ADOPTED FOR CWSRF** Moved by Trustee Riley and seconded by Trustee Theodorakos adopting the following resolution for authorizing the execution and filing of an application and the execution and delivery of a Project financing agreement and other documents necessary for CWSRF assistance:

WHEREAS, Village of Albion, herein called the "Applicant", after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the project generally described as: Sewer system improvements including construction of sewer lines and identified

as CWSRF Project Number C8-6429-02, C herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987 (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to the State Water Pollution Control Revolving Fund Act, Chapter 565 of the Laws of New York 1989, as amended (the "CWSRF Act") established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, being Chapter 744 of the Laws of 1970, as amended, and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for financial assistance for planning, design and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY Village of Albion Board of Trustees as follows;

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.
2. The following person is directed and authorized as the official representative of the Applicant to execute and deliver an application for CWSRF assistance, to execute and deliver the Project financing agreement and any other documents necessary to receive financial assistance from the Fund for the Project, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Applicant as may be required:  
Michael A Hadick Mayor
3. The official designated above is authorized to make application for financial assistance under the CWSRF Program for either short-term or long-term financing or both.
4. One (1) certified copy of the Resolution shall be prepared and sent to the New York State Environmental Facilities Corporation, 625 Broadway, Albany, New York 12207-2997.
5. This Resolution shall take effect immediately.

**CERTIFICATE OF RECORDING OFFICER**

The attached Resolution is a true and correct copy of Resolution No. 3 authorizing the execution and filing of an application and the execution and delivery of a Project financing agreement and other documents necessary for CWSRF assistance, as regularly adopted at a legally convened meeting of the Village of Albion Board of Trustees duly held on the 24th day of September, 2008; and further that such Resolution has been fully recorded in the Official Minute Records in my office. In witness whereof, I have hereunto set my hand at this 24th day of September, 2008.

Linda K Babcock  
Clerk-Treasurer

**CARRIED**

3 Ayes

0 Nays

**APPROVAL TO SIGN APPLICATION FOR CWSRF** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick sign the Clean Water State Revolving Fund (CWSRF) application for the sewer line project number C8-6429-02.

**CARRIED**

3 Ayes

0 Nays

**APPOINT MINORITY AND WOMENS ENTERPRISE OFFICER** Moved by Trustee Riley and seconded by Theodorakos approving Mayor Hadick's appointment of Linda K Babcock as the Minority and Women's Enterprise Officer.

**CARRIED**

3 Ayes

0 Nays

**APPROVE SIGNING HARDSHIP APPLICATION** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Mayor Hadick sign the Hardship Application through the Clean Water State Revolving Fund (CWSRF) pending Attorney Gavenda's approval.

**CARRIED**

3 Ayes

0 Nays

**SUPPORT LETTER FOR ROI** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Mayor Hadick sign the support letter to Rural Opportunities who is applying to The New York State Division of Housing and Community Renewal under the Summer Housing Trust Fund Program for funds to upgrade Beechwood Apartments which is located in the Village of Albion.

**CARRIED**

3 Ayes

0 Nays

**CORRES** Received correspondence from Stuart I Brown Associates Inc regarding Request for Proposals (REP) for grant requests under the NY Main Street Program (NYMS). The grant is to stimulate reinvestment in mix-use (commercial-civic-residential) "main street" buildings or neighborhoods. Attorney Gavenda to contact Mr Stuart Brown to invite him to a Special Meeting on October 1, 2008 to present the Board of Trustees with the details.

**SPECIAL MEETING** Moved by Trustee Riley and seconded by Trustee Theodorakos to hold a Special Meeting on October 1, 2008 at 6:00 PM.

**CARRIED**

3 Ayes

0 Nays

**CORRES** Correspondence received from New York State Department of Environmental Conservation stating that the Town of Gaines has submitted an application for creation of Water District #9.

**APPROVAL TO FIX POLICE CAR** Discussion regarding the new Village Police car that was damaged on South Clinton Street which is under construction. Superintendent of Public Works, Dale Brooks stated that there are rough road signs up in that area and that the hole was only there one to two days. Trustee Miller stated that the hole was pretty deep. It was decided that the Village would not go through the Insurance Company being that it was a Village Street and a Village Vehicle. Police Chief, Dean London received quote from DK Automotive for \$966.55 minus \$71.60 for tax to fix the Police Car. Total to be paid \$894.95.

Moved by Trustee Miller and seconded by Trustee Theodorakos that the cost to fix the Police Car for the amount of \$894.95 be paid from the Streets Department budget.

**CARRIED**

2 Ayes

2 Nays

Trustee Miller

Trustee Riley

Trustee Theodorakos

Mayor Hadick

Motion died.

Moved by Trustee Riley and seconded Trustee Theodorakos that the cost to fix the Police Car for the amount of \$894.95 to be paid equally from the Streets Department and Police Department budgets.

**CARRIED**

2 Ayes

1 Nay

Trustee Riley

Trustee Miller

Trustee Theodorakos

The Board of Trustees asked the Village Clerk, Linda Babcock to get a quote from the Insurance Company on raising the deductible from \$500.00 to \$1,000.00.

**MEETING WITH CORRECTION FACILITY** Set the meeting date for October 22, 2008 at the Albion Pollution Control Plant with Superintendent of Pollution Control Plant, Aric Albright, Superintendent of Public Works, Dale Brooks, Senator George Maziarz, Assemblymen Steve Hawley and a representative from the Correctional Facility requesting support/help in financing the sewer project from the Correctional Facility.

**CHATFIELD PROPOSAL** Discussed correspondence received from Chatfield Engineers regarding proposal for capital improvement plans for \$30,000.00. The proposal includes engineering costs for sanitary sewers, Pollution Control Plant, sewer lift stations, streets/roadway system, drainage and buildings/grounds. Trustee Theodorakos stated that for Chatfield Engineers to look at the Pollution Control Plant and lift stations would cost approximately \$13,000.00. Trustee Theodorakos told the Board of Trustees that the Center of Governmental Research who is doing the consolidation study has painted a pretty grim picture of the Pollution Control Plant. They will be giving their report on the consolidation study to the three Boards on October 23, 2008. Trustee Theodorakos will be e-mailing the information to Superintendent of Pollution Control Plant, Aric Albright in the morning.

**CLARENDON STREET BRIDGE** Attorney Gavenda informed the Board of Trustees that he would like to invite Chris Sheridan from the NYS Department of Transportation and a representative from the railroad to the Special Meeting on October 1, 2008 to discuss the Clarendon Street project and to talk about having a rail crossing hearing. The Board of Trustees approved the Attorney to set up the meeting for October 1, 2008.

**APPROVED PURCHASE OF AMR'S** Moved by Trustee Miller and seconded by Trustee Riley authorizing Superintendent of Public Works, Dale Brooks to purchase approximately 300 more Automatic Read Meters for a cost of approximately \$30,000.00. Inactive water accounts were not accounted for when they were initially ordered. Village Clerk to find money to pay for them.

**CARRIED**

3 Ayes

0 Nays

**OUTDOOR FURNANCES** Moved by Trustee Miller and seconded by Trustee Theodorakos authorizing Attorney Gavenda look into a moratorium regarding outdoor furnaces in the Village.

**CARRIED**

3 Ayes

0 Nays

**TREE ON MAIN ST** Approved Superintendent of Public Works, Dale Brooks to move or take down the tree on North Main Street just south of Yellow Goose. It obstructs the view of vehicles that are pulling out of Yellow Goose onto Main Street.

**PEDESTIAN CROSSING SIGN** Superintendent of Public Works, Dale Brooks, will contact NSYDOT to find out how the permit for the pedestrian crossing sign is coming for the intersection of Park Street and Main Street.

**WTP PERSON IN CHARGE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick sign the appointment of Kevin Miller as Water Operator Responsible Person in Charge and person in charge of the laboratory. Document is for the County/State Health Department.

**CARRIED**

3 Ayes

0 Nays

**PT HELP** Superintendent of Water Treatment Plant asked the Board of Trustee to consider hiring a part time person to replace the opening left by Bill Logan when he went full time. The plant could really use the help and possibly could share the part time worker with other departments. Trustee Riley stated that the Board of Trustees would start thinking about if for next year.

**CODE OFFICER CERTIFIED** Code Enforcement Officer, Scott Bradshaw, informed the Board of Trustees that he has completed all of his courses and is now certified as a Code Enforcement Officer. The Board of Trustees congratulated him.

**INSTALL** Discussed the resident that has stated he has a medical problem and that the

**AMR** magnet in the Automatic Meter Reader is making him ill. Trustee Riley told Superintendent of Public Works, Dale Brooks, to notify the resident that the Village of Albion would like documentation from his Doctor that the magnet in the meter is making him ill.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to move to executive session to discuss the employment history of a particular person at 8:25 PM.

**CARRIED**  
3 Ayes 0 Nays

**CLOSE EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn from executive session at 8:50 PM.

**CARRIED**  
3 Ayes 0 Nays

**CODES LIST** Eligible Moved by Trustee Riley and seconded by Trustee Theodorakos approving a letter be sent to Orleans County Civil Service requesting the current County's list for Code Enforcement Officer.

**CARRIED**  
3 Ayes 0 Nays

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 8:51 PM.

**CARRIED**  
3 Ayes 0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**October 01, 2008: Workshop Meeting**

**Body:**

The Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday October 1, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the pledge of allegiance.

**STU  
BROWN**

Stuart I Brown from Stuart I Brown Associates provided the Board of Trustees with information on the New York Main Street Program grant that for the first year is available to municipalities. The program provides grants to stimulate reinvestment in mixed-use (commercial-civic-residential) "Main Street" buildings or neighborhoods. Funding can be used for interior or exterior renovations, which could include addressing the drainage issues that the downtown buildings have. The grant can't be used for new construction or the demolition of a structure. The owners of the buildings would have to apply through the Village. Each individual building would qualify for \$30,000 plus \$30,000 for each apartment that would be renovated. The owners would be reimbursed up to 75% of the cost. Filing date for the application is November 12, 2008.

Moved by Trustee Theodorakos and seconded by Trustee Miller approving Stuart I Brown send survey letters to the owners to see if anyone is interested in applying for the grant. Trustee Theodorakos to get list of name and addresses for Stuart Brown.

**CARRIED**

3 Ayes

0 Nays

**CHRIS  
SHERIDAN  
NYS DOT**

Christopher Sheridan from NYS Department of Transportation (NYS DOT) was invited to the meeting to discuss with the Board of Trustees the status of the Clarendon Street Bridge. The Village can reapply for the money through the Transportation Improvement Program (TIP). The Village has three options on how to proceed:

- 1) Keep in service until the NYS DOT closes the bridge
- 2) At grade crossing
- 3) Replace the bridge completely
- 4) Rehabilitate (not feasible)

Bergmann Associates has been paid \$77,000 out of the \$188,000 allotted for engineering fees. The draft design that Bergmann did is four years old and would probably need more work done to it. Mr Sheridan told the Board of Trustees to figure on the cost of the project to increase approximately 30 to 40% more. The Village would be responsible for 5% of the total cost of the project. The approximately cost of the project has increased:

From \$975,000 for at grade crossing to \$1.35 million  
From \$866,000 to replace the bridge to \$1.3 - 1.5 million

Mr Sheridan also informed the Board of Trustee about the two for one. It is possible that if the Village goes for the grade crossing that they will have to close another crossing equal to the Clarendon Street traffic. Attorney Gavenda will check to see if the traffic study that was done included any of the other Village Streets. He did state that the Village could choose not to close another crossing in their application for an at grade crossing hearing. Bridges are rated from 1 - 7, 1 being the worst and 7 being perfect. Mr Sheridan informed the Board of Trustees of the latest rating of the Bridge:

1998 rated at 4.5

Moved by Trustee Theodorakos and seconded by Trustee Miller approving Attorney John Gavenda with the help of Mr Sheridan write a letter to NYSDOT requesting reinstatement of funding for the Clarendon Street Bridge.

**CARRIED**

3 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Miller and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 7:04 PM.

**CARRIED**

3 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**September 16, 2008: Historic Meeting**

**Body:**

VILLAGE OF ALBION  
HISTORIC PRESERVATION COMMISSION

**September 16, 2008**

**Meeting Minutes**

**PRESENT:**

Commission Members:, Thom Jennings, Judy Koehler, Neil Johnson & Andrea Rebeck

**ABSENT:**

Louis Becker, Susan Heard & Adele Theodorakos

**CALL TO**

The meeting was called to order at 7:30 pm by Andrea

**ORDER**

Rebeck.

The Pledge of Allegiance followed.

Moved by Judy Koehler, seconded by Thom

**MINUTES**

Jennings to

**APPROVED**

meeting with

approve the minutes from the August 19, 2008

the previous month's minutes

one correction to the date of

( should be July meeting, not May )

**Motion passed unanimously**

**OLD**

terms of office

Terms of Office: HPC members reviewed the

**BUSINESS**

The HPC will present the terms of office they feel are correct

to the Village Board in an effort to correct the staggering of members' terms.

Mt. Albion Cemetery: Neil Johnson stated that there is no more to be done by the HPC.

Historic District Map : Discussion concerning doing a "walk about" of the historic district for an overview of the properties included, as well as to settle current boundary issues. The walk should take about 2 or 3 hours to complete. Andrea Rebeck will e-mail HPC members to finalize a date.

Planning Board Liason: Neil Johnson has agreed to be the liason between the HPC and the Planning Board, pending

the approval of the Village Board of Trustees.

There is no liason to the Village Board at this time.

Alternate Member: Discussion concerning an alternate member for the HPC. Thom Jennings to

do a press release to recruit a new member. Anyone interested can submit a letter of interest to the Village of Albion; Attn: HPC. They must meet the requirements necessary to become a member. Andrea Rebeck may be phoned for additional information, if necessary.

Sign Violation: The violation at 50 North Main Street still exists. Andrea Rebeck stated that this ongoing violation is subject to fines. She feels action needs to be taken. Scott Bradshaw, CEO was unable to attend the meeting because he was in school. Andrea will e-mail Scott for an update on this violation, as there has been no response yet.

Theodorakos Property: Discussion concerning the property on Beaver Alley/Liberty Street. Judy Koehler gave her findings concerning taxes owed on the property. Neil Johnson is waiting for a call back from Keelers for a quote on the demolition of the building.

CLG Application: Discussion concerning the CLG application was tabled as Adele Theodorakos was not present to review the application.

**NEW BUSINESS:  
MEETING**

There was no new business discussed.

Moved by Thom Jennings, and seconded by Neil Johnson,

**ADJOURNED**

that there being no further business, the meeting is adjourned at 9:10 pm.

**Motion passed unanimously**

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## October 08, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday October 8, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean A Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**CROSSROADS ABSTRACT LEASE APPROVED** Moved by Trustee Sheehan and seconded by Trustee Miller authorizing Mayor Hadick sign the lease agreement for Crossroad Abstract Corporation. Rent to be \$6,930.00 per year for a two year period.

**CARRIED**

4 Ayes 0 Nays

**DR DREW CHENELLY LEASE APPROVED** Moved by Trustee Miller and seconded by Trustee Theodorakos authorizing Mayor Hadick sign the lease agreement for Dr Drew Chenelly. Rent to be \$3,960.00 for a term of one year.

**CARRIED**

4 Ayes 0 Nays

**CLARENDON STREET BRIDGE** Attorney John Gavenda will contact Chris Sheridan from the New York State Department of Transportation regarding the annual bridge inspection report that Superintendent of Public Works, Dale Brooks received.

**AMR PURCHASE** Village Clerk informed the Board of Trustees that she is waiting for a return call from NYCOM regarding using the money from a left over capital project to purchase the approximately 300 Automatic Read Meters that the Village needs to finish installing in homes in the Village.

**AIR PACK PURCHASE** Attorney John Gavenda informed the Board of Trustees that he spoke to NYCOM and he was told that the Village of Albion can't loan the Albion Fire Department money for air packs that they will be reimbursed for from a grant they were awarded.

**RESIDENT** Denied a request from the case worker for Russell Block, for a break on his water/sewer bill. She stated that the high bill was due to a leaky toilet. Mayor Hadick stated that he feels if the water/sewer bill was monthly it might have been prevented.

Moved by Trustee Sheehan and seconded by Trustee Theodorakos denying Mr Block's request for a break on his water/sewer bill, but approved giving him thirty days to pay the bill.

**CARRIED**

4 Ayes 0 Nays

Trustee Riley will call Mr Block's case worker informing her of the Board's decision and of the agencies that he could contact for possible help in paying his bill.

**MINUTES APPROVED** Moved by Trustee Riley and seconded by Trustee Theodorakos that in as much as each member received copies of the September 10, 2008 minutes and there being two corrections, discussion of holiday garland and discussion on East State Street:  
add to holiday garland discussion: Public Works Department will hang the same number of banners that were hung the previous year  
add to East State Street discussion: Trustee Theodorakos stated that when the infrastructure work begins the drainage issue on the curve of East State Street will be addressed at that time.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Riley and seconded by Trustee Theodorakos that in as much as each member received copies of the September 24, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as

each member received copies of the September 17, 2008 and October 1, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

**ACCEPT** Moved by Trustee Theodorakos and seconded by Trustee Riley accepting the  
**TREASURER** Treasurer's Report for the month of September.  
**REPORT**

**CARRIED**

4 Ayes 0 Nays

**ACCEPT** Accept the following applications to be placed on file for future reference:  
**APPLICATIONS** Anything: Lawrence Montello

Robert Moore  
Mark Murphy

**APPROVE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the  
**PAYMENT** following bills submitted by Chatfield Engineers be paid:

|                     |                                  |            |
|---------------------|----------------------------------|------------|
| <b>OF CHATFIELD</b> | General Engineering Services     | \$ 155.00  |
| <b>BILLS</b>        | 2007 Sanitary Sewer Improvements | \$4,568.00 |
|                     | 121 N Main Street Facade         | \$ 30.00   |
|                     | 121 N Main Street Facade         | \$ 850.00  |

**CARRIED**

4 Ayes 0 Nays

**APPROVE** Trustee Miller questioned the cell phone bills and if the Board of Trustees voted  
**PAYMENT** on the reimbursement amounts given to Village employees that use their  
**VILLAGE** personal phones. He stated that some employees are reimbursed nothing while  
**BILLS** others get up to \$50.00. He questioned who authorized that. Mayor Hadick stated that he helped  
Code Enforcement Officer, Scott Bradshaw get his cell that the Village pays for and he based that  
amount on what he approved the Superintendent of the Water Treatment Plant, Kevin Miller to be  
reimbursed for using his personal cell phone, which is \$50.00. Trustee Miller feels that the Village  
should look into one plan for the Village. He also stated that the Village should get itemized bills  
for the phones they pay for and questioned why the Department of Public Works has two phones  
and has not turned in retiree Doug Long's cell phone. Superintendent of Public Works stated that it  
is being used as a spare. The Village Clerk will contact Verizon Wireless to get a quote of  
consolidating the cell phone bills.

Trustee Miller also questioned the spray bar on one of the bills. Superintendent of Public Works,  
Dale Brooks stated it is used to spray the streets.

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

|              |                  |              |
|--------------|------------------|--------------|
| General Fund | Voucher numbers  | \$ 75,819.31 |
| Water Fund   | 948 through 1173 | \$ 10,806.34 |
| Sewer Fund   |                  | \$ 15,080.93 |

**CARRIED**

4 Ayes 0 Nays

**CEMETERY** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor  
**DEEDS** Hadick sign the following Cemetery Deeds:  
**APPROVED**

|                   |                                 |
|-------------------|---------------------------------|
| Mattie Coley      | S.G. 230 Deerfield Avenue       |
| Edward F Blissett | S.G. 350/351 Deerfield Avenue   |
| Loretta A Clark   | S.G. 346 & 347 Deerfield Avenue |

**CARRIED**

4 Ayes 0 Nays

**CORRES** Correspondence received from the Albion Betterment Committee informing the  
Board of Trustees that they will be vacating the office they rent at 121 North  
Main Street, Suite 220 on October 31, 2008.

**PUBLIC** Moved by Trustee Miller and seconded by Trustee Theodorakos to schedule a  
**HEARING** Public Hearing on October 22, 2008 at 7:00 PM to address outdoor furnaces and  
**SCHUDELED** recreational burning. Attorney Gavenda to get input from Code Enforcement  
Officer, Scott Bradshaw.

**CARRIED**

4 Ayes 0 Nays

**CO-PAY** Village Clerk asked for clarification on reimbursement of co-payments to retirees.  
**REIMBURSE-** Article V of the Managerial Contract states that retirees shall pay 12% of the  
**MENTS** annual premium, therefore the Board of Trustees stated that the retirees are entitled to the  
reimbursements.

**CORRES** Correspondence received from NYCOM regarding their 100<sup>th</sup> Annual Meeting being held on June 28 -

July 1, 2009. They are requesting municipalities submit historic photographs from 1910 to present and any official city/village seals. The items will be used throughout the year in their publications, on their web site and in other forums.

**CORRES** Town of Clarendon supplied the Village with a copy of the letter they sent to the Orleans County Legislature requesting them to consider raising the towns' share of county sales tax. Mayor Hadick to contact Supervisor Richard Moy of Clarendon in regards to the sales tax revenue.

**ALBION** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving

**ACADEMY** Mayor Hadick sign the 4<sup>th</sup> draw request for the redevelopment of the Albion

**4<sup>TH</sup> DRAW** Academy project. This will be the final draw for this project.

**CARRIED**

4 Ayes

0 Nays

**APPROVE** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor  
**SIGNING** Hadick sign the lease agreement with Real Lease for the financing of the new  
**REAL LEASE** vehicle purchased by Superintendent of Public Works, Dale Brooks. Amount  
**AGREEMENT** was appropriated in the budget for the purchase of the new vehicle.

**CARRIED**

4 Ayes

0 Nays

**APPROVE** Moved by Trustee Miller and seconded by Trustee Riley approving the payment  
**PAYMENT** of \$9,375.00 to Sea to Sea Diving for the work they recently did at the Water Treatment Plant.  
Insurance company stated that the claim will remain open.

**CARRIED**

4 Ayes

0 Nays

**LEASE FOR** Attorney Gavenda said the lease for Ministry of Concern is ready for the Board  
**MINISTRY** of Trustees to review. Approval for the Mayor to sign the contract will be at a  
**OF CONCERN** later meeting.

**QUOTE FOR** Village Clerk presented the Board of Trustees with the quote from the Village's

**DEDUCTIBLE** Insurance Company raising the deductible on the village vehicles from \$500.00 to \$1,000.00. Savings would be \$395.00 per year. Chris Haines, from Albion Agencies, will be asked to attend a Board Meeting to talk about the Village's Insurance Policy.

**APPROVAL** Moved by Trustee Sheehan and seconded by Trustee Miller approving Super-  
**TO PAY** intendent of Public Works, Dale Brooks recommendation to pay half of Harry Scibetta's bill from Albion Plumbing & Heating for his sewer line to be repaired. Mr Brooks stated that the Village was partially responsible for Mr Scibetta's problem.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Mr Michael Bonafede, from the Albion Business Association (ABA), asked the Board of Trustees what could change the Boards minds about the recent resolution moved by Trustee Theodorakos that died due to lack of support. Trustee Miller stated that he did not like the word "require" in the resolution and that it was decided that Superintendent of Public Works, Dale Brooks, would be meeting with the ABA next year before budget meetings to see what they would like to see in the budget for 2008-2009. Mr Bonafede stated the Mr Brooks has the ABA's schedule for the next three years. Mayor Hadick asked Mr Bonafede what it is that the ABA is not getting from the Village, is there something that is not getting done? Trustee Theodorakos stated that the resolution was his idea after seeing how things were going before he became Village Trustee. Trustee Sheehan stated that the ABA is doing a great job and that the resolution is a cheap way of saying thank you. Mr Bonafede told the Board of Trustees that the ABA has \$45,000 worth of holiday decorations and that they pay \$100.00 a month to store them. He feels the Board of Trustees should support the resolution and not pick over one word. Because Trustee Theodorakos is a member of the ABA, Mayor Hadick stated that he should refrain from voting because he feels that it is a conflict of interest.

Moved by Trustee Sheehan and seconded by Trustee Riley to adopt the following resolution regarding beautification initiatives:

**WHEREAS**, THE Village of Albion, through its Department of Public Works, is responsible for and committed to beautification of the Village, and  
**WHEREAS**, the Albion Business Association (ABA) develops, promotes and funds various beautification strategies, and

**WHEREAS**, the ABA often encourages Village of Albion DPW support, and

**WHEREAS**, it is in the common interest of the Village of Albion and the ABA to partner/collaborate in beautification initiatives,

**THEREFORE**, be it resolved that the Village of Albion is fully supportive of, and will endeavor to optimize its partnership with, the ABA relative to beautification of the Village.

**CARRIED**

3 Ayes

1 Nay

Trustee Sheehan

Mayor Hadick

Trustee Miller

Trustee Riley

Trustee Theodorakos

Attorney Gavenda to check into whether Mayor Hadick and Trustee Theodorakos are allowed to vote or if it would be a conflict of interest.

- WEST BANK ST HOUSE** The Board of Trustees discussed the house at 134 West Bank Street. The owner has abandoned the property and the Board feels that something should be done. Water left on inside the house caused major damage and the mold that it can cause is a concern to the Board. Attorney Gavenda stated that the high water bill and mowing charges, from the Village mowing the property, will be hard to recoup. He will contact Orleans County and Rural Development to see what options are available.
- MAIN ST MEETING** Trustee Dean Theodorakos informed the Board of Trustees that the National Main Street Center representatives would like to meet with the Mayor and Board. **SET** The representatives will be in the Village to provide organizational assistance to Albion's new Main Street program. They will meet with the Board of Trustees on October 16, 2008 at 3:30PM at the Village Office.
- SURVEY LETTER** Mayor Hadick questioned whether the survey letters to the downtown property owners have been sent out regarding the New York Main Street Program which would provide grants to stimulate reinvestment in main street buildings or neighborhoods. Trustee Miller stated that he received his. The letter was sent out from Stuart I Brown Associates office.
- BEGGAR'S NIGHT** June Persia asked the Board of Trustees if the Village would be participating in "Beggar's Night" October 24, 2008. Trustee Sheehan stated yes, the Village would be participating and that he will be handing out the candy at the Village Office.
- VFW** Mayor Hadick asked if the decision that the VFW was not in the Historic District was settled. Village Clerk stated that Historic Committee member, Neil Johnson was in the Village Office looking through the Minutes and he found the boundaries of the district and the VFW is not in the Historic District.
- EXECUTIVE SESSION** Moved by Trustee Theodorakos and seconded by Trustee Riley to adjourned to executive session to discuss lease of real property at 8:28 PM.
- CARRIED**  
4 Ayes 0 Nays
- EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 10:53 PM.
- CARRIED**  
4 Ayes 0 Nays
- THANK YOU LETTER** Superintendent of Public Works, Dale Brooks, would like to put a thank you letter to the residents in the next mailing of the Village water/sewer bills. Mayor Hadick will work with letter and have it ready for the next mailing which will be around November 10, 2008.
- LAFAYETTE PARK** Trustee Miller informed the Board of Trustees that it has been one month since the complaints regarding the activity at Lafayette Park were reported. Since that time there have been 6 recorded calls, two of them were on Sunday. The park was closed 5 times.
- MEETING SET** The Board of Trustees scheduled a Special Meeting for October 14, 2008 at 6:30 AM.
- APPLY FOR GRANT** Trustee Riley informed the Board of Trustees that the Albion Police Department will be applying for a Member Item Grant for \$15,000.00 that Senator Maziarz just announced is available. The grant would help with the K-9 project the Police Department will be asking for in next year's budget.
- THANK YOU** Police Chief, Dean London will be sending a thank you letter to Bertha and Harold Hill for detailing the new police car. The Hill's used the police car to do a free demonstrate with their new dri wash product.
- GRANT AWARDED** Police Chief, Dean London, informed the Board of Trustees that the Albion Police Department recently received the SEDAP Grant. The \$72,100 grant will be used to purchase a Rapid Deployment Kit (wireless security system).
- VERIZON SIGN** Mayor Hadick informed the Board of Trustees that the Verizon store owner wants to know why he keeps receiving requests from Code Enforcement Officer, Scott Bradshaw to fill out permit application. Mayor Hadick will speak to Code Enforcement Officer about instructing the owner of the Verizon store to complete the permit application. Further discussion will possibly involve the Board of Trustees, Historic Preservation Committee and the Verizon owner.
- FIREWORKS CONTRACT** Mayor Hadick passed out the contract with Young Explosives for the fireworks for 2009. There is 10% bonus added to the show for signing on or before October 18, 2008. The contract needs Board approval for the Mayor to sign.

**MEETING** Moved by Trustee Riley and seconded by Trustee Miller that there being **CLOSED** business, meeting is hereby adjourned at 11:16 PM.

no further

4 Ayes  
0 Nays

**CARRIED**

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**October 14, 2008: Special Meeting**

**Body:**

A Special Meeting of the Board of Trustees of the Village of Albion was held Tuesday, October 14, 2008 at 6:30 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Kevin P Sheehan and Dean A Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**EXECUTIVE SESSION** Moved by Trustee Theodorakos and seconded by Trustee Riley to adjourn to executive session to discuss the employment history of a particular person at 6:30 AM.

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Riley to come out of executive session at 6:35 AM.

**CARRIED**

3 Ayes

0 Nays

**APPROVE LEASE AGREEMENT** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick sign lease agreement with Ministry of Concern. They will be renting the Newport and Dewitt Clinton rooms on the third floor of 121 North Main Street for \$10,800 per year

**CARRIED**

3 Ayes

0 Nays

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn to executive session to discuss the employment history of a particular person at 6:36 AM.

**CARRIED**

3 Ayes

0 Nays

Trustee Miller entered meeting at 6:38 AM

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 7:31 AM.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO SIGN CONTRACT** Moved by Trustee Theodorakos and seconded by Trustee Riley approving Mayor Hadick sign the contract with Young Explosives for the fireworks display that is scheduled for July 3, 2009, subject to funds being appropriated for in the budget.

**CARRIED**

4 Ayes

0 Nays

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 7:32 AM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## October 22, 2008: Workshop Meeting

### Body:

A Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday, October 22, 2008 at 7:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean A Theodorakos.

Mayor Hadick opened meeting with the pledge of allegiance.

**SENSUS CONTRACT** Superintendent of Public Works, Dale Brooks informed the Board of Trustees that the Village wouldn't be renewing the contract with Sensus Metering Systems for \$1,320.00. The Village will not need the system after the new one is up and running.

**TRANSFER MONEY** Moved by Trustee Riley and seconded by Trustee Sheehan approving the transfer of \$6,200.00 from A 1910.0401 to A 8560.0401 for balance of stump grinding bid from Zoladz Construction Company.

**CARRIED**

4 Ayes

0 Nays

**APPROVE BID** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Superintendent of Public Works, Dale Brooks's recommendation awarding Plum Tree Farms the highest bidder for the purchase of surplus wood for \$1,000.00. Bid opening was on October 10, 2008 at 9:00 AM.

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING SCHUDELED** Moved by Trustee Miller and seconded by Trustee Sheehan approving a Public Hearing be held on November 12, 2008 at 7:00 PM for the purpose of considering and possibly adopt a Local law establishing a one year moratorium, establishing regulations for the siting, construction and operation of outdoor wood furnaces also known as outdoor wood boilers.

**CARRIED**

4 Ayes

0 Nays

**CRIME TASK FORCE MONEY** Received notification from Orleans County DA, Joseph V Cardone, that he has submitted our contract for reimbursement for wages in regards to the Major Felony Crime Task Force.

**APPROVE LETTER RE: BRIDGE** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Mayor Hadick sign letter to Genesee Transportation Council requesting the project funding for Clarendon Street Bridge be re-initiated.

**CARRIED**

4 Ayes

0 Nays

**MAIN ST GRANT SURVEY** Discussed the Main Street grant survey that Stuart I Brown Associates sent out to downtown businesses to stimulate reinvestment in Main Street buildings or neighborhoods. They have received approximately 5 surveys back, in order to go forward the Village should receive between 10 to 12 surveys. Trustee Theodorakos to follow up with Stuart I Brown Associates as to who responded and what their needs are.

**PUBLIC HEARING SCHUDELED** Moved by Trustee Theodorakos and seconded by Trustee Riley approving a Public Hearing be held on December 10, 2008 at 7:00 PM for the purpose of and possibly to adopt a Local law regarding tax exemptions for Historic Property, Real Property Tax Law 444-A and tax exemptions for non-residential conversions to mixed-use, Real Property Tax Law 485-A.

**CARRIED**

4 Ayes

0 Nays

**MEETING CANCELLED** Moved by Trustee Sheehan and seconded by Trustee Riley cancelling the regular scheduled Workshop Meeting on December 24, 2008 at 7:00 PM.

**CARRIED**

4 Ayes

0 Nays

**PAYMENT APPROVED** Moved by Trustee Riley and seconded by Trustee Sheehan approving reimbursement to Linda Babcock for rug she bought for the Clerk's Office due to her spilling paint on the old one. Amount to be reimbursed \$176.03.

**CARRIED**

4 Ayes

0 Nays

**CHENELLY'S LEASE** Attorney Gavenda to notify Dr Drew Chenelly regarding the lease that was recently sent to him for renewal.

**INSERT FLYERS** Mayor Hadick stated that he has received the flyers regarding water that will be inserted in the next mailing of the water/sewer bills around November 10, 2008.

**PT HELP WTP** Superintendent of the Water Treatment Plant, Kevin Miller stated that he found where Richard Preston put in the current budget for part time help to be hired after he retired. Mr Miller wants to look into sharing the position with the Public Works Department and to possibly hire within. He will research it more and get back to the Board with a better plan.

**CELL PHONE REIMBURSEMENT** Trustee Miller discussed the cell phone reimbursements to Village employees. He stated that the reimbursement needs to be more consistent and that the entire Board of Trustees should have agreed on the amount to be reimbursed to Superintendent of the Water Treatment Plant, Kevin Miller. Mayor Hadick stated that he based the \$50.00 reimbursement on the cost of the new cell phone that he helped Code Enforcement Officer, Scott Bradshaw get. Trustee Sheehan suggested that the reimbursement amount should stay at \$15.00 for now. The Board of Trustees will work on a fair and consistent amount.

Mayor Hadick stated that approving the reimbursement to Linda Babcock for the rug should be revisited. He stated that she had no business painting and that it is not her expertise. Trustee Riley stated that even an expert makes mistakes and that the Board of Trustees just wants time to work out a fair and consistent amount for reimbursement to employees who use their personal cell phone. Trustee Miller to check with Verizon regarding what penalties there would be if the Village cancelled any of their services.

**OPEN HOUSE FOR AFD** Trustee Miller stated that he attended the open house at the Albion Fire Department. The firemen did a great job and it was very nicely done for the community.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn to executive session to discuss the employment history of a particular person at 8:06 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 8:40 PM.

**CARRIED**

4 Ayes

0 Nays

**CIVIL SERVICE LIST** Attorney Gavenda will contact Civil Service regarding letter sent on September 24, 2008 requesting the current eligible list for Code Enforcement Officer. The Village hasn't received the list yet.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 8:43 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer



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## October 23, 2008: Special Joint Meeting

### Body:

A Special Joint Meeting of the Board of Trustees of the Village of Albion, Town of Albion Board and Town of Gaines Board was held Thursday, October 23, 2008 at 6:30 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Dean A Theodorakos.

Also present were Town of Gaines Supervisor Richard DeCarlo, Councilpersons Loraine Oakley, CW Lattin and James Kirby. Town of Albion Supervisor Judy Koehler, Councilpersons Douglas Bloom, Timothy Neilans and Clifford Thom.

Attorney John Gavenda, Village of Albion Clerk-Treasurer Linda Babcock, Village of Albion Deputy Clerk-Treasurer Mary Santiago, residents Janet Navarra-Salvatore, Royce Klatt and Richard Remley.

Charlie Zettek and Vicki Brown from the Center of Governmental Research presented the three Boards with the draft findings of the study that is underway to assess shared services/consolidation options for the three municipalities.

Mr Zettek also discussed the contract overview shared cost.

Village Office will check to see if the LGI Room at the Albion High School is available for November 20, 2008 at 7:00 PM. The Village of Albion Clerk will place ads in the Batavia Daily Newspaper, Medina Journal, Lake Country Pennysaver and the Village web-site.

**MEETING CLOSED** There being no further business, meeting is hereby adjourned at 8:50 PM.

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

## October 30, 2008: Special Meeting

### Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Thursday, October 30, 2008 at 6:00 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Kevin P Sheehan and Fred Miller.

Mayor Hadick opened meeting with the pledge of allegiance.

Trustee Theodorakos entered meeting at 6:05 PM.

**121 FAÇADE PLANS** Paul Chatfield from Chatfield Engineers submitted Plans for the back of the Albion Visitor's Center Façade. Mayor Hadick stated that Superintendent of Public Works, Dale Brooks, Paul Chatfield and himself had met regarding the plans. Mr Chatfield had submitted four different plans for the Board of Trustees to choose from. Mayor Hadick stated that Mr Brooks and himself had narrowed it down to two and thought that was all Chatfield Engineers would be submitting. The Board of Trustees unanimously voted for plan "B".

Mayor Hadick will work with the Historic Preservation Committee to obtain the "Certificate of Appropriateness" for the project.

Mayor Hadick also stated that work needs to be done on the front of 121 North Main Street. The Board of Trustees will need to address it in next year's budget.

**CORRES CHENELLY** Received a correspondence from Dr Drew Chenelly regarding his lease agreement that was recently sent to him. He would like to be contacted regarding the terms of the lease. Attorney Gavenda will check to see if insurance can be lowered to one million from five million.

Moved by Trustee Riley and seconded by Trustee Theodorakos approving lease to be for one year with a 10% increase. Insurance amount to be lowered to one million per Attorney Gavenda's checking into other leases and their amounts..

**CARRIED**

4 Ayes

0 Nays

**CHAUT-AUQUA ENERGY** Trustee Sheehan stated he has been in contact with Scott Sampson from Chautauqua Energy regarding the natural gas purchased agreement between the Village of Albion and National Fuel Resources that will expire January 1, 2009. Mr Sampson is looking for authorization from the Board of Trustees to prepare and solicit natural gas prices for the Village of Albion. Right now the current contract is at a variable rate.

Moved by Trustee Theodorakos and seconded by Trustee Riley authorizing Scott Sampson from Chautauqua Energy to lock in the Village of Albion with the best deal for the year 2009 and not to exceed \$7.00 per DTH. Price will not include utility transportation charges which will be billed separately by NYSEG.

**CARRIED**

4 Ayes

0 Nays

**N MAIN ST GRANT** Discussed the Main Street Grant application which the deadline is November 12, 2008. Trustee Theodorakos stated that he has been in contact with Stu Brown from Stuart I Brown Associates regarding the survey letters that were sent out to see if there is any interest in the grants to stimulate reinvestment in mixed-use "Main Street" buildings or neighborhoods. He has received eight responses back, seven showing interest. Trustee Miller stated that the survey was very vague and that Stuart Brown should have met with the owners who were

interested telling them more of the facts regarding the grant. Board of Trustees decided to not apply for the grant this year, but will keep it in mind for next year.

**HAUGH MATTER** Moved by Trustee Riley and seconded by Trustee Miller approving Travelers Insurance Company to represent the Village of Albion and Mayor Hadick in the case of Haugh v. Village of Albion per Attorney Gavenda recommendation.

**CARRIED**

4 Ayes

0 Nays

**APPROVAL TO DO WORK AT CORR FACILITY** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving Superintendent of Public Works Dale Brooks request to have two employees and take equipment to do a 2" wet water tap at no charge inside the Albion Correctional Facility on State School Road. Mr Brooks feels that the job should take two men ½ a day to complete.

**CARRIED**

4 Ayes

0 Nays

**WTP PROJECT** Attorney Gavenda told the Board of Trustees that he was contacted regarding the project at the Water Treatment Plant on Wilson Road. The company that received the bid wanted to put a bridge across the village's water main. He stated that he is meeting with Paul Chatfield and the contractor on Friday to look at the situation. The Board of Trustees stated that they wish to stick to the contract and if doing the bridge is not in the contract than the contractor can't do it.

**MEETING CLOSED** Moved by Trustee Theodorakos and seconded by Trustee Riley that there being no further business, meeting is hereby adjourned at 7:22 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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**November 10, 2008: Emergency Meeting**

**Body:**

**VILLAGE OF ALBION BOARD OF TRUSTEES  
EMERGENCY MEETING**

Meeting called to order on November 10, 2008 at 6:31 p.m. at 35-37 East Bank Street, Albion, New York

Present: Mayor Michael Hadick Trustee Jeanette Riley  
Trustee Dean Theodorakos Trustee Kevin Sheehan Trustee Fred Miller

**Pledge of Allegiance**

Motion to go into Executive Session made by Trustee Theodorakos at 6:32 p.m. Seconded by Trustee Sheehan, Unanimously passed.

Motion to go out of Executive Session made by Trustee Riley at 7:15 p.m. Seconded by Trustee Theodorakos. Unanimously passed.

Motion made by Trustee Sheehan to retain James Rooney, Esquire of Bond, Shenck and King of Buffalo to file an Article 78 in the Ronald Vendetti matter. Seconded by Trustee Miller. Mayor Hadick - Aye, Trustee Theodorakos, Aye, Trustee Sheehan, Aye, Trustee Miller -Aye, Trustee Riley abstained.

Motion to adjourn made by Trustee Riley. Seconded by Trustee Theodorakos, Unanimously passed at 7:17 p.m.

Respectfully submitted;

John C Gavenda

Village of Albion Attorney

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**October 21, 2008: Historic Minutes**

**Body:**

VILLAGE OF ALBION  
HISTORIC PRESERVATION COMMISSION

**October 21, 2008**

**Meeting Minutes**

**PRESENT:**

Commission Members: Andrea Rebeck, Neil Johnson, Susan Heard, Judy Koehler, Louis Becker & Mariadele Theodorakos.

**ABSENT:**

Thom Jennings

Also in attendance: Scott Bradshaw (CEO), Trustees Kevin Sheehan, Dean Theodorakos

**CALL TO**

The meeting was called to order at 7:04pm by Andrea

**ORDER**

Rebeck

The Pledge of Allegiance followed.

**MINUTES**

Moved by Susan Heard, seconded by Judy Koehler to

**APPROVED**

approve the minutes of the September 19, 2008 meeting.

**Motion passed unanimously**

**CORRESPOND:**

Andrea Rebeck told the commission that Maarit Vaga, of "Elsewhere" Café located at 118 N. Main St., requested information on signage in the historic district. A copy of the guidelines was forwarded to her.

**OLD**

50 N. Main Street: Scott Bradshaw distributed a copy of the

**BUSINESS**

current Certificate of Appropriateness application for the Verizon store sign. The store manager was invited, but was not present. The sign is the same one that he originally put up. Since the HPC laws were in place at the time of the original installation, the commission feels that a review should have occurred prior to the sign being hung. It was noted that the sign is attached to cast iron elements of the building, the font and color are also incorrect .

A motion was made by Judy Koehler, seconded by Neil Johnson to deny the current Certificate of Appropriateness for the Verizon sign at 50 North

Main St. The commission will notify the store manager in writing of their decision, should he wish to appeal.

**Motion passed unanimously**

Theodorakos Property: No further progress was made on the property located at Beaver Alley/Liberty Street. Neil Johnson was still waiting for a demolition quote from Keelers. He will call them again for an update. Adele Theodorakos will contact Jim Theodorakos to set up an informal meeting to discuss future possibilities.

Certificate of Appropriateness: The commission is in the process of revising their current application. They reviewed a modified version of Amherst's application. The members will review the application further and decide at their next meeting what, if anything, they would like to incorporate into their own Certificate of Appropriateness application.

Historic Boundaries: Neil Johnson reported to the commission that the County Clerk does not have a historic district boundary filed at their office for the Village of Albion. The HPC will follow the boundaries established in 2004 by the Village Board of Trustees at one of their regular meetings. The exception being that it is possible to designate certain properties individually that are located outside the current district boundaries.

CLG Application: Adele Theodorakos updated the commission on the CLG application. The application is very close to completion. The commission will meet with the Village Board at their workshop meeting on January 28, 2009 , at that point things should be finalized.

**NEW**  
resolve  
**BUSINESS**

Future of the HPC: The commission would like to

any further issues concerning their boundaries. Neil Johnson will create a new map following the boundaries that were in the Village Board minutes. The "walk about" of the district was never scheduled, but is still being considered. It may need to wait until spring. The commission is also looking forward to the implementation of the Main Street Program.

**MEETING**  
Theodorakos,  
**ADJOURNED**

Moved by Susan Heard, seconded by Adele

that, there being no further business, the meeting is adjourned at 8:58 pm.

**Motion passed unanimously**

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## November 12, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday November 12, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

### **PUBLIC HEARING**

Mayor Hadick opened meeting with the pledge of allegiance.  
7:00 PM Public Hearing for the purpose of adopting a Local Law amending the Codes of the Village of Albion to establish a one year Moratorium on Outdoor Wood Furnaces also known as Outdoor Wood Boilers.

### **HEARING CLOSED**

Moved by Trustee Riley and seconded by Trustee Miller that in as much as everyone was heard regarding the Public Hearing, the hearing is hereby closed at 7:07 PM.

### **CARRIED**

4 Ayes

0 Nays

### **LOCAL LAW #2 OF 2008**

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

WHEREAS, a proposed Local Law No 2 of the year 2008 for the purpose of adopting a Local Law amending the Codes of the Village of Albion establishing a one year Moratorium on Outdoor Wood Furnaces also known as Outdoor Wood Boilers was presented to the Village Board of Trustees at a regular meeting of said Board held November 12, 2008, and

WHEREAS, the Board of Trustees, at a regular meeting of said Board held on October 22, 2008 did adopt a motion that a Public Hearing be held on November 12, 2008 to establish a moratorium at 7:00 PM on Wednesday, November 12, 2008, at the Village Council Chambers, 35-37 East Bank Street, Albion, New York and that notice was published in the Batavia Daily Newspaper, the official newspaper of the Village of Albion, at least seven days before November 12, 2008, and

WHEREAS, a notice of such Public Hearing was duly published in the Batavia Daily Newspaper on October 27, 2008, and

WHEREAS, a Public Hearing on said proposed Local Law was held by the Board of Trustees of the Village of Albion at the Village Council Chambers, 35-37 East Bank Street, Albion, New York at 7:00 PM on Wednesday, November 12, 2008 at which time all were heard who wished to speak regarding said Local Law.

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

### **VILLAGE OF ALBION LOCAL LAW NO. 2 OF 2008**

Be it hereby enacted by the Village Board of the Village of Albion as follows:

WHEREAS, the Village Board of the Village of Albion is concerned with the aesthetic, health and nuisance upon the community of Outdoor Wood Furnaces also known as Outdoor Wood Boilers; and

WHEREAS, the Village's comprehensive plan does not include consideration of Outdoor Wood Furnaces also known as Outdoor Wood Boilers; and

WHEREAS, the Village has identified the preservation of aesthetic values and limitation of smoke, pollution and other intrusions on the standard of life as important values to the community; and

WHEREAS, the Village is in the process of establishing comprehensive Outdoor Wood Furnaces also known as Outdoor Wood Boilers regulations to be utilized by the Village and developers as a guide for the construction of said systems; and

WHEREAS, the Village deems it appropriate to put in place a one (1) year moratorium on the installation and use of Outdoor Wood Furnaces also known as Outdoor Wood Boilers to enable the Village of Albion the opportunity to consider the appropriate comprehensive regulations for Outdoor Wood Furnaces also known as Outdoor Wood Boilers, and to further involve the community in its investigation of the Outdoor Wood Furnaces also known as Outdoor Wood Boilers.

NOW, THEREFORE BE IT ADOPTED by the Village Board of the Village of Albion as follows:

1. There is hereby enacted a moratorium of twelve (12) months on the issuance of any building permits or other approvals related to Outdoor Wood Furnaces also known as Outdoor Wood Boilers. Outdoor Wood Furnaces also known as Outdoor Wood Boilers means any structure or apparatus for converting fuel such as wood or any other combustible material into heat for residential or commercial structures.
2. This local law shall be effective upon filing with the Secretary of State in accordance with the Municipal Home Rule Law.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Christine Nenni receive a break on the sewer portion of her water/sewer bill per Superintendent of Public Works, Dale Brooks's recommendation.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Moved by Trustee Miller and seconded by Trustee Sheehan approving The Club located at 469 East State Street, be granted their request for removal of the penalty amount on their water/sewer bill as they had questioned their bill and were waiting for an answer. The owners of The Club will be notified that they have seven days to pay bill without penalty, if payment is not received by that time the penalty will be added back to the bill.

**CARRIED**

4 Ayes

0 Nays

**ALBION BETTERMENT COMMITTEE** Received notification from the Albion Betterment Committee that they will continue renting office space at 121 North Main Street until the end of December 2008. Previously they had stated that they would be leaving October 31, 2008.

**TABLED CELL PHONE REIMBURSEMENTS** Tabled discussion on the reimbursement to employees who use their own cell phones for Village use. Trustee Miller is working on it.

**DR CHENELLY** Correspondence sent to Dr Drew Chenelly in responses to his letter to the Board of Trustees dated October 22, 2008.

**CLARENDON STREET BRIDGE** Mayor Hadick, Attorney Gavenda and Superintendent of Public Works, Dale Brooks had a meeting with Tom Lichtenthal and Kevin Miller from Bergmann Associates regarding the at grade crossing for Clarendon Street Bridge. Discussion on looking into the whole county being included. Increasing the safety all across the county at rail crossings by adding lights and gates to ones that do not have them will help reduce the determination score, which is now approximately seven down to a zero. The next step is taking proposals to the rail hearing. Trustee Miller stated that a traffic study should be done on Hamilton Street. Tom Lichtenthal will eventually come and look at all crossings.

**SMSI APPROVALS** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the revised work plan for the Consolidation Study submitted by Center of Governmental Research.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Riley and seconded by Trustee Theodorakos approving the Municipality's Local Share document for the Consolidation Study submitted by the Center of Governmental Research. Cost for the Village of Albion, Town of Albion and Town of Gaines will be \$2.433.34 each.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Theodorakos and seconded by Trustee Riley approving appendix X (modification agreement form) for the Consolidation Study submitted by the Center of Governmental Research.

**CARRIED**

4 Ayes 0 Nays

**MINUTES APPROVED** Moved by Trustee Theodorakos and seconded by Trustee Sheehan that in as much as each member received copies of the October 8, 2008 minutes and there being two corrections on voting of the resolution regarding the beautification initiative. Mayor Hadick also requested that Attorney Gavenda's name be added to the attendance of meetings.

change vote to: Trustee Theodorakos as Aye and Mayor Hadick as Nay. Add Mayor's name to: Attorney Gavenda to check into whether Trustee Theodorakos and Mayor Hadick are allowed to vote or if it would be a conflict of interest.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Sheehan and seconded by Trustee Miller that in as much as each member received copies of the October 14, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Riley and seconded by Trustee Theodorakos that in as much as each member received copies of the October 22, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Sheehan and seconded by Trustee Riley that in as much as each member received copies of the October 23, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Theodorakos and seconded by Trustee Miller that in as much as each member received copies of the October 30, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Riley and seconded by Trustee Sheehan that in as much as

each member received copies of the November 10, 2008 minutes and there being no errors or omissions, minutes are hereby approved as written.

**CARRIED**

4 Ayes 0 Nays

**ACCEPT** Moved by Trustee Miller and seconded by Trustee Sheehan accepting the  
**TREASURER** Treasurer's Report for the month of October.  
**REPORT**

**CARRIED**

4 Ayes 0 Nays

**UNPAID** Moved by Trustee Riley and seconded by Trustee Sheehan approving the unpaid  
**TAXES TO** Village taxes for the fiscal year June 1, 2008 to May 31, 2009 be transferred to  
**COUNTY** Orleans County in the amount of \$141,669.33 (148 parcels).

**CARRIED**

4 Ayes 0 Nays

**ACCEPT** Accept the following applications to be placed on file for future reference:  
**APPLICATIONS** Anything: Shawn Milligan  
Water Department: Nancy L Cook  
Street Department: Kenneth McPherson

**APPROVE** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the  
**PAYMENT** following bill submitted by Chatfield Engineers be paid:  
**OF CHATFIELD** General Engineering Services \$ 283.00 Project 94-193  
**BILLS**

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving  
the following bill submitted by Chatfield Engineers be paid:  
Sanitary Sewer Improvements \$12,492.00 Project 06-765

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Riley and seconded by Trustee Theodorakos approving the  
following bill submitted by Chatfield Engineers be paid:  
Sanitary Sewer Improvements \$1,120.00 Project 06-765

**CARRIED**

4 Ayes 0 Nays

Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving  
the following bills submitted by Chatfield Engineers be paid:  
121 North Main Street Façade \$3,400.00 Project 08-888  
121 North Main Street Façade \$ 24.00 Project 08-888

**CARRIED**

4 Ayes 0 Nays

Mayor Hadick asked the Clerk to send out a reminder to the Board about 48  
hours before the bid opening on December 4, 2008 for the sewer project.

**CHATFIELD** Tabled the proposal for \$2,500.00 from Chatfield Engineers for as-built  
**PROPOSAL** drawings for architectural and engineering services for 121 North Main Street  
**TABLED** until the December 10, 2008 meeting. Attorney Gavenda will check into where  
the plans might be.

**CORRES** Received summary from Chatfield Engineers regarding the meeting on October  
**CHATFIELD** 18, 2008 with Albion Central School regarding drainage concerns related to  
Meadowbrook Drive and storm water originating from the Albion Central School  
District. Trustee Sheehan, Trustee Theodorakos, Village employee Tim Banker,  
Attorney Gavenda, Superintendent of Schools, Dr Ada Grabowski, Timothy  
Bonaparte from Appel Osborne Landscape Architecture and Jason Foote from  
Chatfield Engineers were in attendance.

**APPROVE** Trustee Miller questioned the bill for a rebuilt starter. Superintendent of Public

**PAYMENT** Works, Dale Brooks stated it was for the injector truck. Mayor Hadick asked if  
**VILLAGE** there was a problem with anyone, for the Village to purchase from and support  
**BILLS** Family Hardware which is owned by Trustee Miller.

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

|              |                   |              |
|--------------|-------------------|--------------|
| General Fund | Voucher numbers   | \$ 36,541.37 |
| Water Fund   | 1216 through 1478 | \$ 14,240.30 |
| Sewer Fund   |                   | \$ 8,338.87  |

**CARRIED**

4 Ayes

0 Nays

**CREDIT** Mayor Hadick to contact Wendy at HSBC Bank regarding the annual fee on the  
**CARD FEES** seven credit cards the Village of Albion has with them. Attorney Gavenda would like his credit card to be cancelled.

**CEMETERY** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor  
**DEEDS** Hadick sign the following Cemetery Deeds:  
**APPROVED**

Howard J & Barbara H Smithson - S.G. 343 Zephyr Avenue  
Bobbie Donald - S.G. 481 Zephyr Avenue

**CARRIED**

4 Ayes

0 Nays

**WTP** Superintendent of the Water Treatment Plant, Kevin Miller, informed the Board  
**BREAK WALL** of Trustees that the break wall project at the WTP is moving right along.

**SEWER** Discussed where the lay-down areas will be for the pipe that will be used when  
**PROJECT** the sanitary sewer replacement project begins. Sites will be needed all over the Village.

**TIME WARNER** Superintendent of Public Works, Dale Brooks presented the Board of  
**ALL IN ONE** Trustees with information from Time Warner regarding their all in one program. Discussion followed. The quote is for a 36 month agreement and the Police and Fire Departments will not be included. Tabled decision until the December 10, 2008 meeting so Mr Brooks can get more information and check into whether the Village Office can leave one phone line with Verizon.

**DART** Discussed the \$15,000.00 pledge amount to the Downtown Albion Revitalization  
**PLEDGE** Team (DART). DART has sent a bill requesting a check for \$10,000.00. Mayor Hadick stated that he felt that the resolution passed on 6/23/2008 was not allowable as per the opinion of the State Comptrollers office. Gifting of taxpayers funds to a non-profit is not permissible. Furthermore, Mayor Hadick stated that the previous agreement was for \$7,500.00 cash and \$7,500.00 of in-kind services not \$10,000.00 cash that is showing on the bill from DART. At this point the Village does not have the \$7,500.00 cash budgeted and does not have the \$7,500.00 of in-kind services secured. The Mayor stated that the position that the funds would go towards an individual that would help with economic development, but only for downtown and not the Village as a whole, did not seem just. Trustee Theodorakos questioned whether funds that were budgeted for new playground equipment and an overhaul of Lafayette could be used. Superintendent of Public Works, Dale Brooks, stated that the parks project is still a go with demolition to hopefully start shortly. Attorney Gavenda presented the Board of Trustees with a new draft agreement to review. Discussion continued on utilizing the space at 121 North Main Street, in-kind services, the tenants that are there now, where the cash pledge will come from and the draft agreement.

Moved by Trustee Riley and seconded by Trustee Theodorakos to have a Special Meeting on Thursday, November 20, 2008 at 6:30 AM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourned  
**SESSION** to executive session to discuss the employment history of a particular person at 9:02 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE** Moved by Trustee Theodorakos and seconded by Trustee Riley to come out  
of  
**SESSION** executive session at 9:44 PM.  
**CLOSED**

**CARRIED**  
4 Ayes 0 Nays

**APPROVAL** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Super-  
**TO ADVERTISE** intendent of Public Works, Dale Brooks, to advertise for temporary help at a  
rate of \$15.00 per hour with a starting date around January 1, 2009.

**CARRIED**  
4 Ayes 0 Nays

**TEAM** The Board of Trustees approved Superintendent of Public Works, Dale Brooks to  
**LEADER** contact the AFSCME Union regarding the team leader position in the union  
**POSITION** contract.

**CWSRF** Moved by Trustee Sheehan and seconded by Trustee Miller to re-adopt the  
**APPLICATION** following resolution authorizing Linda K Babcock as the official  
representative to execute and deliver an application for CWSRF assistance, the  
Project financing agreement and any other documents necessary to receive  
financial assistance:

WHEREAS, Village of Albion, herein called the "Applicant", after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the project generally described as: Sewer system improvements including construction of sewer lines and identified as CWSRF Project Number C8-6429-02, C herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987 (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to the State Water Pollution Control Revolving Fund Act, Chapter 565 of the Laws of New York 1989, as amended (the "CWSRF Act") established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, being Chapter 744 of the Laws of 1970, as amended, and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for financial assistance for planning, design and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY Village of Albion Board of Trustees as follows;

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.
2. The following person is directed and authorized as the official representative of the Applicant to execute and deliver an application for CWSRF assistance, to execute and deliver the Project financing agreement and any other documents necessary to receive financial assistance from the Fund for the Project, to act in connection with the Project and to provide such additional information as may

be required and to make such agreements on behalf of the Applicant as may be required:

Linda K Babcock

Clerk-Treasurer

3. The official designated above is authorized to make application for financial assistance under the CWSRF Program for either short-term or long-term financing or both.

4. One (1) certified copy of the Resolution shall be prepared and sent to the **New York State Environmental Facilities Corporation, 625 Broadway, Albany, New York 12207-2997.**

5. This Resolution shall take effect immediately.

**CARRIED**

4 Ayes

0 Nays

**CORRES** Correspondence received from Conrad Cropsey regarding the surplus medina sandstone the Village recently sold at an on-line auction. Concluded that the Board of Trustees followed all the procedures when they auctioned off the medina sandstone. Trustee Theodorakos thought that the Village was going to keep some of it. Mr Brooks stated that it all got labeled in error and he did not realize it at that time. Discussed the sandstone sidewalks that get replaced by the Village and questioned if the Village can keep it.

**DEPOT STREET** Trustee Miller asked since Depot Street is a village street if the Streets Department could fill the holes in. Mr Brooks stated that he will have it patched.

**APPOINT CERTIFYING OFFICER** Moved by Trustee Sheehan and seconded by Trustee Miller acknowledging the receipt of the Environmental Review Record, to certify its completion for the Sanitary Sewer Improvements Project and designate Mayor Hadick as the "Certifying Officer". Also, approve the Mayor to sign the letter to the Office of Community Renewal stating that he is the certifying officer for this project.

**CARRIED**

4 Ayes

0 Nays

**CORRES ALBION SCHOOL** Correspondence received from Superintendent of Albion Schools, Ada Grabowski regarding Chief London as the advisor for the Explorers. She is requesting that Chief London be allowed to receive \$2,000.00 from the school for being the advisor. She went on to say that as with many of their club advisors, much of the work he does is outside of his regular working hours for the Village. The school will clock Chief London's hours to support that fact. Trustee Riley and Trustee Miller will contact Chief London to discuss the \$2,000.00.

**HISTORIAN PAY REQUEST** Received a request from Village Historian, Neil Johnson asking for a raise in pay from \$500.00 a year to \$1,000.00. He stated that his pay has not been increased for twenty years. The Board of Trustees discussed Mr Johnsons requested and will take it under advisement, addressing his pay when budget meetings start for the next fiscal year, as there was nothing appropriated for it in this current fiscal year.

**HAWLEY'S LEASE** Trustee Theodorakos to contact Assemblyman Hawley regarding his lease that is up December 31, 2008 and what his intentions are.

**DEBRA HENNEKEY'S LEASE** Trustee Theodorakos to contact Cemetery Supervisor, Jason Zicari regarding Debra Hennekey's lease that is up November 30, 2008. Mr Zicari will be asked to do a walk through the tenant's apartment and to approve renewing her lease for 6 months at the same monthly rent assuming there are no problems.

**CARRIED**

4 Ayes

0 Nays

**PRESS RELEASE** Village Clerk informed the Board of Trustees that the Press Release for the Consolidation meeting on November 20, 2008 was placed in the Lake Country Pennysaver, Batavia Daily Newspaper, Medina Journal and the Village website. Decided that the press release would not have to be placed anywhere else.

**CORRES** The Board of Trustees decided that there was no need to discuss the correspondence received from Verizon Business regarding the Village's long

distance rate as the Village is checking into Time Warner's all-in-one package.

**AFD** Moved by Trustee Sheehan and seconded by Trustee Miller approving Daniel J  
**MEMBERS** Conrad, John M Papponetti and John M Troy become active members of the  
**APPROVED** Albion Fire Department.

**CARRIED**

4 Ayes

0 Nays

**NATURAL** Chautauqua Energy Management will be locking in a rate for natural gas and will  
**GAS RATES** be notifying the Board of Trustees as to what that rate is.

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Riley that there being  
**CLOSED** no further business, meeting is hereby adjourned at 10:13 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## November 20, 2008: Special Meeting

### Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Thursday, November 20, 2008 at 6:30 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Fred Miller, Kevin P Sheehan, Dean A Theodorakos and Attorney John Gavenda.

Mayor Hadick opened meeting with the pledge of allegiance.

**TITLE** Board of Trustees approved Superintendent of Public Works, Dale Brooks  
**CHANGED** recommendation to change the title of team leader to working supervisor. Orleans  
**APPROVED** County Civil Service does not recognize the title team leader and the title working supervisor is already in the union contract. The employee currently in that position will stay in that position. If that person is not interested the next qualified person will be asked.

**EXECUTIVE** Moved by Trustee Theodorakos and seconded by Trustee Sheehan to  
adjourn  
**SESSION** to executive session to discuss the employment history of a particular person at 6:38 AM.

**CARRIED**  
3 Ayes 0 Nays

**EXECUTIVE** Moved by Trustee Theodorakos and seconded by Trustee Sheehan to come  
out  
**SESSION** of executive session at 7:15 AM.

**CLOSED** **CARRIED**  
3 Ayes 0 Nays

**MEETING** Moved by Trustee Theodorakos and seconded by Trustee Miller that there being  
**CLOSED** no further business, meeting is hereby adjourned at 7:15 AM.

**CARRIED**  
3 Ayes 0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## November 26, 2008: Workshop Meeting

### Body:

The Regular Workshop Meeting of the Board of Trustees of the Village of Albion was held Wednesday November 26, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the pledge of allegiance.

**CHRIS HAINES RE: INS** Chris Haines from Albion Agencies gave the Board of Trustees handouts on the coverage that the Village of Albion has for insurance through his agency. He told the Board that he feels good about the coverage the Village has. Mr Haines stated that by documenting everything the Village does, keeping good records and making sure things are safe will help. One of the handouts he gave the Board showed when the Village switched from Travelers to Zurich the premium went down considerable. The Board approved Mr Haines to get bids for next years coverage and thanked him for coming in.

**ALBION BETTERMENT COMMITTEE** Gary Derwick, Larry Eastlack, Joseph Gehl and Gary Kent spoke to the Board of Trustees about what the Albion Betterment Committee has been doing since they formed about six years ago. The committee is a not for profit organization. Mr Kent told the Board that they are not looking for money, they are looking for support. The group has done many things for the community. Getting a grant through Go-Art for bands that played at the 3<sup>rd</sup> of July function, the cruise-in night event, pumping gas and the blue bird houses are a few of their examples. The group's main focus is to open a Community Center. Their vision is to be part of Swan Library with activities for the elderly and the young that would bring the two groups together. The Board of Trustees agreed that there is a need in the community and thanked the group for their time and efforts in the Village.

**WTP APPROVAL** Moved by Trustee Riley and seconded by Trustee Miller approving Superintendent of the Water Treatment Plant, Kevin Miller's emergency purchase of a new variable frequency drive for the WTP for \$16,289.00. Cost to be divided between F.8330.0202 and Capital Reserve.

**CARRIED**

4 Ayes

0 Nays

Mr Miller informed the Board that the work on the break wall project at the Water Treatment Plant has stopped for now, but the contract allows them to work on it during the winter.

**MAZIARZ LETTER** Moved by Trustee Sheehan and seconded by Trustee Miller approving Mayor Hadick sign the letter to Senator Maziarz requesting a letter of support for a grant the Albion Police Department is applying for to help fund a canine unit.

**CARRIED**

4 Ayes

0 Nays

**CWSRF APPLICATION** Moved by Trustee Theodorakos and seconded by Trustee Sheehan approving Mayor Hadick to sign the CWSRF financial hardship application for \$2.5 million to rehabilitate the existing concrete tankage at the Pollution Control Facility.

**CARRIED**

4 Ayes

0 Nays

**RESOLUTION ALL-HAZARD MITIGATION** Moved by Trustee Sheehan and seconded by Trustee Miller adopting the following resolution supporting the Orleans County All-Hazard Mitigation Plan which will be essential for FEMA approval and eligibility for funding of

**PLAN** mitigation projects:

WHEREAS, the Village of Albion, with assistance from the appointed Hazard Mitigation Planning Team and Genesee/Finger Lakes Regional Planning Council, has gathered and provided information for the completion of the Orleans County All-Hazard Mitigation Plan (the Plan) in order to better prepare for natural disasters and reduce their impacts to our communities; and

WHEREAS, the Orleans County All-Hazard Mitigation Plan was prepared in compliance with requirements implementing the Disaster Mitigation Act of 2000; and

WHEREAS, the Village of Albion is a local unit of government that has supported, and participated in, the planning process and provided input to the Plan and the actions in the Plan; now, therefore, be it

RESOLVED, that the Village of Albion, upon review of the proposed Plan, does hereby adopt such Plan as this jurisdiction's official All-Hazard Mitigation Plan, and affirms that the Village of Albion will provide updates to the Plan less than every five years; and be it

FURTHER RESOLVED, that a certified copy of this resolution shall be sent to the chairman of the Orleans County Legislature.

**CARRIED**

4 Ayes

0 Nays

**GAINES FIRE CONTRACT** The Village of Albion doesn't have a signed fire contract from the Town of Gaines for the period of January 1, 2006 through December 31, 2008. Attorney Gavenda to notify the Town of Gaines that the recent payment they sent the Village was not the amount in the contract. He will also do a new contract for 2009 - 2011 with the appropriate increase.

**CORRES** Received a correspondence from Albion Central School regarding the meeting of October 30, 2008 where the drainage issue was discussed. The following attended that meeting: Albion Central School-Dr Ada Grabowski, Trustee Sheehan, Trustee Theodorakos, Tim Banker, Attorney Gavenda, Timothy Bonaparte, and Jason Foote from Chatfield Engineers.

Correspondence also received from Chatfield Engineers responding to the Albion Central School letter dated November 4, 2008.

**THANK YOU LETTER** Received a letter from Richard Brakenbury, Angelo Pate and Ondrea Pate thanking the Village for their prompt action in removing the tree in front of their house and replacing the sidewalk.

**MINUTES APPROVED** Moved by Trustee Sheehan and seconded by Trustee Riley that in as much as each member received copies of the November 12, 2008 and November 20, 2008 minutes and there being one correction on November 12, 2008 regarding Family Hardware. Correction to read: Mayor Hadick asked if there was a problem with anyone, for the Village to purchase from and support Family Hardware which is owned by Trustee Fred Miller.

**CARRIED**

4 Ayes

0 Nays

**GRANT AWARDED** Trustee Miller informed the Board of Trustees that the Albion Police Department was recently awarded a matching grant for replacing the department bullet proof vests. He also informed the Board that the Police Department will be hiring a new officer sometime in December.

**DEBRA HENNEKEY'S LEASE** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Mayor Hadick to sign the lease for Debra Hennekey, monthly rent will be \$575.00 for the period of December 1, 2008 through May 31, 2009. Attorney Gavenda will rewrite the lease.

**CARRIED**

4 Ayes

0 Nays

**DR CHENELLY LEASE** Attorney Gavenda will work on taking care of Dr Drew Chenelly's lease that's due.

**SPECIAL MEETING** Moved by Trustee Sheehan and seconded by Trustee Theodorakos approving a Special Meeting for December 23, 2008 at 6:30 AM to award the bid for the sanitary sewer project that will be opened on December 18, 2008. Bid opening date was

changed by Chatfield Engineers from December 4, 2008 to December 18, 2008 at 11:00AM.

**CARRIED**

4 Ayes

0 Nays

**APPROVE MONEY FOR METERS** Moved by Trustee Miller and seconded by Trustee Theodorakos approving the bill for \$29,250.00 for the automatic read meters be paid out of Capital Reserve pending Attorney Gavenda checking to make sure the reserve money can be used to purchase them. Attorney Gavenda will also check into the bill for \$5,973.62 from Datamatic Ltd for shipping the meters. It was also discussed that department heads should check the shipping cost when ordering.

**CARRIED**

4 Ayes

0 Nays

**MAIN ST PROGRAM DISCUSSED** Attorney Gavenda presented a preliminary agreement for the Main Street Program for the Board to review. Discussed the in-kind services, where the cash payment would be paid from and what the term of the agreement was suppose to be.

Trustee Theodorakos stated that the money is there if the Board is committed. It was discussed that the program would probably be run out of the Chamber Office instead of 121 North Main Street. Mayor Hadick stated that without doing the in-kind service through giving them rent free space at 121 North Main Street, that maybe the Village won't be able to do the in-kind service. Trustee Miller stated that space is still available at 121 North Main Street because the Board has not committed to anything yet. Trustee Theodorakos feels that Superintendent of Public Works, Dale Brooks needs touch base with Bernard Baldwin, Crossroad Abstract and Ministry of Concern to see what needs to be done for each of them. Gates on the windows and where the Village is going to store the furniture that is at 121 North Main Street were discussed. Mayor Hadick will get together with Mr Brooks. Trustee Sheehan will get together with Code Enforcement Officer, Scott Bradshaw and Mr Brooks regarding the heating problem.

Trustee Miller asked when the annual street light survey will be done by the Village.

Moved by Trustee Theodorakos and seconded by Trustee Riley to do anything that needs to be done and possibly help move Bernard Baldwin and Crossroad Abstract. They will be allowed to keep their same suite numbers. Also, do whatever the Village can to help Ministry of Concern and the EDA with their move.

**CARRIED**

4 Ayes

0 Nays

Attorney Gavenda to make changes to proposed agreement for the Main Street Program. Amount of cash will be \$10,000.00 with the in-kind services to be eliminated for now. Agreement will then be taken to them for review.

Trustee Theodorakos stated that he would resign from the Main Street Board if Attorney Gavenda determined that it would be a conflict of interest for him to vote on anything to do with them.

Mayor Hadick stated that he would have a hard time believing that Trustee Theodorakos would resign as the last time when it was a conflict of interest with his wife and the Historic Board he informed me that she was going to resign and she didn't. Trustee Theodorakos stated that it was not because of a conflict of interest, but rather that she was mad.

**VENDETTI CASE** Attorney Gavenda informed the Board of Trustees that the Village has reinstated and paid Ronald Vendetti's dental insurance through GHI for the period of March 2008 to present. Mayor Hadick questioned why the recent correspondence from Ronald Vendetti had everyone included on it when his first correspondence didn't. He stated he had instructed the Village Clerk, after the first letter, to give all correspondences from Mr Vendetti to him only as it was only addressed to the Mayor. Village Clerk had given copies to all Board members. Then the second letter came from Mr Vendetti and it had everyone's name included on it. The Mayor felt that was odd. He asked everyone to state weather or not anyone in the room had contact with Mr Vendetti. Attorney Gavenda - no, Trustee Riley - no, Trustee Theodorakos - no, Trustee Miller - no, Trustee Sheehan - no and Village Clerk Linda Babcock - no.

**HEARING ADJOURNED** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn the Public Hearing regarding tax exemptions scheduled for December 10, 2008 until January 2009.

**CARRIED**

4 Ayes

0 Nays

**CROSSING SIGNS** Attorney Gavenda will write a letter to Richard Lovelace from the DOT regarding the pedestrian crossing signs that are suppose to be put on Main Street near Park Street.

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 10:13 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## July 16, 2008: Planning Board Minutes

### Body:

Village of Albion  
Planning Board

### July 16, 2008 MEETING MINUTES

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

**Also in attendance, was Scott Bradshaw, Code Enforcement Officer**

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

**APPROVAL** Moved by Steven Watkins and seconded by Daniel Gleason, that in

**OF** as much as each member received copies of the minutes from the

**MINUTES** June 18, 2008 meeting, and being that there were no errors or omissions, the minutes are hereby approved as submitted

**Motion passed unanimously**

**NEW BUSINESS** Scott Bradshaw addressed the board on behalf of Jerome Pawlak for a sign at 326 West Avenue - Save On Beverages.

The sign is a free standing, illuminated sign to be located at the street.

**MOTION** Moved by Daniel Gleason, seconded by Steven Watkins, to

**TO** approve the free standing, illuminated sign for Save On Beverages.

**APPROVE**

**Motion Passed Unanimously**

Scott Bradshaw addressed the board concerning a sign located at 299 West Avenue. Medina Memorial Hospital would like to add another doctor's name to their existing sign.

**MOTION** Moved by John Andrews, seconded by Daniel Gleason, to approve

**TO** the additional name on the sign currently located at 299  
West  
**APPROVE** Avenue.

**Motion passed unanimously**

**MEETING** Moved by John Andrews and seconded by Daniel Gleason,  
that

**CLOSED** there being no further business, the meeting is hereby  
adjourned at 7:17 pm.

**Motion passed unanimously**

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**November 18, 2008: Historic Minutes**

**Body:**

VILLAGE OF ALBION  
HISTORIC PRESERVATION COMMISSION

**November 18, 2008**

**Meeting Minutes**

**PRESENT:**

Commission Members: Andrea Rebeck, Neil Johnson, Louis Becker, Mariadele Theodorakos, Thom Jennings and Judy Koehler. Note: Judy Koehler was excused for the first half of the meeting.

Also in attendance: Scott Bradshaw (CEO), Conrad Cropsey (resident & Historic District property owner)

**ABSENT:**

Susan Heard

**CALL TO**

The meeting was called to order at 7:08pm by Andrea

**ORDER:**

Rebeck

**MINUTES**

Roll call and the Pledge of Allegiance followed  
Moved by Adele Theodorakos, seconded by Louis Becker to

**APPROVED:**

approve the minutes of the October 21, 2008 meeting.

**Motion passed unanimously**

( Judy Koehler not present for vote )

**AGENDA**

Moved by Neil Johnson, seconded by Louis Becker to

**APPROVED:**

approve the agenda for the November 18, 2008 meeting.

**Motion passed unanimously**

( Judy Koehler not present for vote )

**C of A**

109 North Main Street: A Certificate of Appropriateness

**REVIEW**

application was submitted to the HPC by Conrad Cropsey for

a sign to be placed in his window at the above address. The sign will be for his new real estate business, as well as his current law office. Mr. Cropsey addressed the commission concerning the sign. He stated that he is required by law to have a sign there. The sign will be a vinyl applique which will be applied to the windows. It will not have a permanent impact on the building. He selected the colors of blue and pinkish-orange for the sign. The

**MOTION TO**

**APPROVE**

**C of A**

sign was designed by LonoWood Art Co. Mr. Cropsey would also be doing some decorative painting on the window ledge to correspond with the new sign. Discussion with the HPC followed. Moved by Neil Johnson, seconded by Thom Jennings to approve the Certificate of Appropriateness application for

109 North Main Street, with the condition that the band of color at the base of the window, be of a solid color, more closely matching the existing colors on the building façade. This would mean a more "rust" color than "pink".

**Motion passed unanimously**

( Judy Koehler not present for vote )

**C of A**

**REVIEW**

118 North Main Street: A Certificate of Appropriateness application was submitted by Maarit Vaga for the sign at "Elsewhere Café" . There was some concern that the sign was put up prior to approval from the HPC. This practice is not condoned by the HPC. Code officer, Scott Bradshaw told the HPC that Maarit Vaga did receive a notice of violation for installing the sign prior to having proper approval. This violation could impose fines. The responsibility of the HPC was to reviewed their criteria for a sign. They found the colors and lettering to be acceptable.

**MOTION TO**

**APPROVE**

**C of A**

Moved by Thom Jennings, seconded by Louis Becker to approve the "C of A" for the sign at the "Elsewhere Café".

**Motion passed unanimously**

( Judy Koehler absent for vote )

**121 NORTH**

**MAIN STREET**

Plans for work to be done on the back of 121 North Main Street ( Visitors Center ), were presented to the HPC by Scott Bradshaw and HPC member, Adele Theodorakos. A quick review of the plans indicated several concerns. Scott Bradshaw will provide a copy of the wording on the current plans. The HPC also needs samples of colors and materials being used. Further discussion will take place at the next meeting to be held December 16, 2008.

**OLD**

Terms/Oaths of Office: Members of the HPC are concerned

**BUSINESS**

that they have never taken an oath or signed an oath book.

Andrea Rebeck stated that all members must take an oath of office within 30 days of their appointment and sign the official oath book. The members appointed within the last year have been notified and have signed the book. A question concerning "back dating" the book to include the other members arose. Mary Santiago will check with Village attorney, John Gavenda to see if this is legal.

50 North Main Street: Andrea Rebeck read a "draft" letter to be sent to Richard Stacey, the property owner at 50 North Main Street concerning the sign for his tenant ( Verizon ). The letter explained why the "C of A" was denied. A copy of the letter will be sent to the store manager, David Wolmering as well. Andrea Rebeck will forward the draft copy to Mary Santiago. It will be printed on Village stationary and sent by certified mail to both the property owner and store manager.

Theodorakos property: The HPC discussed options concerning James Theodorakos' property located on Beaver Alley/Liberty Street. There are several safety issues that need to be addressed. Judy Koehler will check with Susan Heard about back taxes owed. She will also check with the county attorney, Mr. Schubel, to see if they could possibly forgive taxes as a way of showing support for the Main Street program. Neil Johnson reported that he had still not heard from Keelers concerning a quote for demolition. Adele Theodorakos would like to have all options finalized before they meet with James Theodorakos for discussion.

CLG Application: Adele Theodorakos told the HPC that the bios are complete. Once the letter is signed by Mayor Hadick at the village's meeting on January 28, 2009, the application will be submitted. The HPC will attend this meeting as a "meet and greet" with the current Village Board.

**NEW**

sandstone

Discussion of disposition of surplus Medina

**BUSINESS**

by the Village of Albion.

**MOTION TO**

Moved by Judy Koehler, seconded by Adele Theodorakos,

**ADJOURN**

that there being no further business, the meeting is

hereby adjourned at 9:10 pm.  
**Motion passed unanimously**

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## December 10, 2008: Regular Meeting

### Body:

The Regular Meeting of the Board of Trustees of the Village of Albion was held Wednesday December 10, 2008 at 7:00PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

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

Mayor Hadick opened meeting with the pledge of allegiance.

### RESIDENT

Resident Ms Mikels from Oak Orchard Estates addressed the Board of Trustees regarding the status of the Albion Police Department enforcing the speed limit inside the park. Attorney Gavenda informed her that the size of the stop, yield and speed signs have to be changed and that is something Oak Orchard Estates is responsible for. The speed limit will also have to be changed from 10 miles per hour to 15 miles per hour in order for the Police Department to enforce it. If the Police Department were to issue tickets now for speeding they would not hold up in court. Superintendent of Public Works, Dale Brooks gave park manager Steve Zayak, the web site for NYSDOT where the park can purchase the signs.

### DART

The draft agreement that Attorney Gavenda presented to the Board of Trustees at **PLEDGE** the November 26, 2008 was discussed. DART has sent a bill requesting cash pay- **AND** ment of \$10,000.00. Attorney Gavenda stated he had researched the conflict of

### AGREEMENT

interest issue and as long as a Board member doesn't gain personal benefits, that the Board member would be allowed to vote. There are factors that need to be asked when determining if a Board member can vote when it concerns another committee that they sit on. If a contract exists, if the officer or employee has a chance to benefit from the contract and if the Board member has control over the contract. If any of the questions are yes than you would have to go to the next step. It was determined that the cash amount will be \$10,000.00 and the in-kind service will not be included in the agreement. Mr Bonafede stated they would be happy to take the in-kind office space. He would also like to know what the Board of Trustees was going to do so AMSA would know what to budget. Mayor Hadick stated that the office space is no longer available and he feels that the agreement should be reviewed by the State Comptroller. Trustee Theodorakos asked if we normally submit contracts to the State Comptroller for review. The amount will be included in the 2009-2010 Village budget. AMSA will draft an agreement for the Board of Trustees to review. Attorney Gavenda will get the names of the other communities from Mr Bonafede that already have agreements in place. Tabled until the January 14, 2009 meeting.

### TIME WARNER ALL IN ONE

Superintendent of Public Works, Dale Brooks presented the Board of Trustees with information from Time Warner regarding their all in one program. He stated that the Village will have thirty days to null contract if not happy with the service. Tabled decision until the January 14, 2009 meeting so Mr Brooks can get more information and check into whether the Village Office can leave one phone line with Verizon in the event there is a power outage.

### MINUTES APPROVED

Moved by Trustee Theodorakos and seconded by Trustee Riley that in as much as each member received copies of the November 26, 2008 minutes and there being one correction on the Trustees name that talked about the grant that was awarded to the Police Department, the minutes are hereby accept as written. The Trustee who talked about the grant was Miller not Sheehan.

### CARRIED

4 Ayes

0 Nays

### ACCEPT

Moved by Trustee Miller and seconded by Trustee Theodorakos accepting the

### TREASURER

Treasurer's Report for the month of November.

**REPORT****CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT VILLAGE BILLS** Moved by Trustee Sheehan and seconded by Trustee Miller approving the payment of the following Village bills:

|                              |    |           |
|------------------------------|----|-----------|
| General Fund Voucher numbers | \$ | 34,917.12 |
| Water Fund 1511 through 1706 | \$ | 25,299.65 |
| Sewer Fund                   | \$ | 4,062.12  |

**CARRIED**

4 Ayes

0 Nays

**CHATFIELD PROPOSAL DENIED** Moved by Trustee Riley and seconded by Trustee Miller to deny Chatfield Engineers proposal for architectural and engineering services for 121 North Main Street . The original plans have been located.

**CARRIED**

4 Ayes

0 Nays

**APPROVE PAYMENT OF CHATFIELD BILLS** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the following bill submitted by Chatfield Engineers be paid:

|                               |             |                  |
|-------------------------------|-------------|------------------|
| Visitor's Center Roof Repairs | \$ 2,475.00 | Project 08-898-1 |
|-------------------------------|-------------|------------------|

Superintendent of Public Works, Dale Brooks, will contact Paul Chatfield to make sure that no other bills for this project will follow, as the inspection showed that the roof is not as bad as previously thought.

**CARRIED**

4 Ayes

0 Nays

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

|  |            |                   |
|--|------------|-------------------|
| Sanitary Sewer Improvements                    | \$1,740.00 | Project 06-765-18 |
| Sanitary Sewer Improvements                    | \$ 865.00  | Project 06-       |
| 765P&S3<br>143<br>General Engineering Services | \$ 93.00   | Project 94-193-   |
| DPW Building Repairs                           | \$4,312.50 | Project 08-897-1  |

**CARRIED**

4 Ayes

0 Nays

**PUBLIC HEARING SCHEDULED** Moved by Trustee Miller and seconded by Trustee Sheehan approving a Public Hearing be scheduled for January 14, 2009 regarding tax exemptions for renovating one and two family dwellings, historic property and non-residential conversions to multi-use.

**CARRIED**

4 Ayes

0 Nays

**CEMETERY DEED APPROVED** Moved by Trustee Riley and seconded by Trustee Theodorakos approving Mayor Hadick sign the following Cemetery Deed:

Roger D & Jill D Chandler - Lot 536 Magnolia Path S#3

**CARRIED**

4 Ayes

0 Nays

**AFD MEMBERS APPROVED** Moved by Trustee Sheehan and seconded by Trustee Miller approving Adam D Fisher, William R Francis Jr and Cydney E Pfeifer (Sidari) to become active members of the Albion Fire Department.

**CARRIED**

4 Ayes

0 Nays

**RESIDENT** Received correspondence from Mr Robert Heywood regarding the recent leak he had in his home. He wanted to commend Marty Zwifka for his extensive input, his time and effort he put towards his problem. He also recommended that tips be included with the water/sewer bill to help residents detect if they have a water leak or not in their home. Mayor Hadick and Superintendent of the Water Treatment Plant will work on the tips and have them inserted in the next mailing of the water/sewer bills.

- SCHOOL CORRES** Received correspondence from Albion Central School regarding Meadowbrook Drive drainage issue. The school board at their December 1, 2008 meeting adopted the following resolution:  
Be it resolved, on a motion by Mr Doherty, seconded by Mr Anderson, the Albion Central School District Board of Education authorizes the Operations and Maintenance Committee, in conjunction with the Superintendent of Schools, Dr Ada Grabowski, to investigate the Village of Albion Meadowbrook Subdivision Drainage (CE #94-193) issue and explore, with the State Education Department, an amendment to our current Capital Projects.
- NYSEFC** Received correspondence from New York State Environmental Facilities Corporation accepting the Sanitary Sewer Evaluation for the Village of Albion submitted by Chatfield Engineers.
- HAWLEYS RENT** Received correspondence from Assemblyman Hawley inquiring if the front wall of his office can be taken removed and his office space be extended out. Superintendent of Public Works, Dale Brooks stated that he believed that wall is a weight bearing wall and if so he will check into maybe putting windows in it instead.
- Moved by Trustee Riley and seconded by Trustee Miller approving Assemblyman Hawley's rent will be \$1,300.00 going to \$1,400.00 with utilities included for a five year term.

**CARRIED**

4 Ayes

0 Nays

- APPROVAL TO HIRE** Moved by Trustee Miller and seconded by Trustee Theodorakos approving Chief London's recommendation to hire Dave Mogle off the Orleans County Certification of Eligible's List for Police Officer. Mayor Hadick questioned whether the two females on the list were pursued. Chief London stated that Mr Mogle was hired from previous discussions and he has attended the academy on his own time, so the Village didn't have to pay him wages for that time. Mr Mogle's starting wages will be \$36,150.98 per year with a 52 week probationary period. The cost to Mr Mogle for the academy is approximately \$3,000.00 which the Village will reimburse after his probationary period. Projected start date will be December 23, 2008.

**CARRIED**

4 Ayes

0 Nays

- WALK APPROVED** Moved by Trustee Riley and seconded by Trustee Sheehan approving Ministry of Concerns request to have a fundraising walk to benefit Genesee Orleans Ministry of Concern at Mt Albion Cemetery May 17, 2009.

**CARRIED**

4 Ayes

0 Nays

- CLEANER 121 N MAIN** Discussion on who would be responsible for taking the garbage out for the new tenants at 121 North Main Street. The cleaner will continue to take care of first floor and the tenants for the 2<sup>nd</sup> and 3<sup>rd</sup> floor will be responsible for taking their own garbage to the Village dumpster. The cleaner will clean all common areas. Superintendent of Public Works, Dale Brooks will notify the new tenants.

- BOND RESOLUTION** Moved by Trustee Riley and seconded by Trustee Theodorakos approving the following Bond Resolution for the Sanitary Sewer Project:

**NOTICE PURSUANT TO LOCAL FINANCE LAW  
SECTION 36.00**

NOTICE IS HEREBY GIVEN THAT the 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 has, on December 10, 2008, adopted, pursuant to the Local Finance Law of the State of New York, a supplemental bond resolution (the "Supplemental Bond Resolution") stating that:

WHEREAS, pursuant to a bond resolution dated December 13, 2006 (the "Original Bond Resolution") the Board of Trustees of the Village of Albion, New York (hereinafter referred to as the "Village") approved expenditures for, and the issuance and sale of, up to \$2,500,000 aggregate principal amount of general obligation bonds and bond anticipation notes relative to the construction of sewer improvements;

WHEREAS, actual project costs have proved to be approximately \$121,687 higher than the maximum estimated project costs and the Village desires to provide for the financing thereof by supplementing the Original Bond Resolution by the adoption of this Supplemental Bond Resolution;

WHEREAS, the Village has, on December 13, 2006, heretofore duly determined that the purpose hereinafter described constitutes a "type II" action under the State Environmental Quality Review Act of the State of New York and the applicable regulations 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 BOARD OF TRUSTEES OF THE VILLAGE OF ALBION, NEW YORK, by the favorable vote of not less than two-thirds of all of the members of such Board, as follows:**

1. the construction of sewer system improvements, to include construction of sewer lines, and the acquisition of original furnishings, equipment, machinery or apparatus, or the replacement of such equipment, machinery or apparatus, and other incidental improvements that may be required in connection therewith for such construction and Village use, as set forth in the Original Bond Resolution (hereinafter referred to as "purpose"), in an additional amount not to exceed \$121,687, is authorized and additional general obligation serial bonds in an aggregate principal amount not to exceed \$121,687 and bond anticipation notes in anticipation thereof (and renewals thereof) of the Village are authorized to be issued to finance such additional costs of said purpose; and
2. the maximum aggregate cost to the Village, including preliminary costs and costs incidental thereto and costs of the financing thereof is now estimated to be \$2,621,687 for said purpose and said amount is appropriated therefor and the plan for financing of said purpose is to provide up to \$2,500,000 of such maximum cost by the issuance of serial bonds and bond anticipation notes as authorized under the Original Bond Resolution; and to provide up to \$121,687 of such maximum cost by the issuance of bonds or bond anticipation notes as authorized under the Supplemental Bond Resolution, to be offset and reduced dollar for dollar by the amount of grants or other contributions anticipated to be received, presently estimated to be up to \$600,000; and
3. (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 the resolution will be in excess of five years, (c) current funds required to be provided prior to the issuance of the bonds or notes authorized, pursuant to Section 107.00 of the Local Finance Law, to the extent applicable, if any, will be provided, (d) the notes 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; and
4. the bonds and notes authorized by the 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; and
5. the Village reasonably expects to reimburse the general fund, or such other fund as may be utilized, from the proceeds of the obligations authorized for expenditures, if any, from such fund that may be made for the purpose prior to the date of the issuance of such obligations, and such is a declaration of official intent under Treasury Regulation §1.150-2; and
6. the power to further authorize the issuance of said bonds and bond anticipation notes and to prescribe the terms, form and contents of said bonds and bond anticipation 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 and liquidity enhancements, if any, and

to sell and deliver said bonds and bond anticipation notes subject to the provisions of the resolution and the provisions of the Local Finance Law, is delegated to the Village Treasurer, the Village's chief fiscal officer, the Village Treasurer and the Village Clerk are authorized to sign by manual or facsimile signature any bonds and bond anticipation notes issued pursuant to the resolution, and are authorized to affix to such bonds and bond anticipation notes the corporate seal of the Village of Albion and to attest the same; and

7. the faith and credit of the Village of Albion, New York, are irrevocably pledged for the payment of the principal of and interest on such bonds and bond anticipation 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; and

8. after compliance with the next paragraph hereof, the supplemental bond resolution, or a summary thereof, 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, and 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 the 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.

9. Such Supplemental Bond 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 and petitions protesting and requesting that it be submitted to the electors of the Village of Albion for their approval or disapproval, may be filed with the Village Clerk at any time within thirty (30) days after the date of the adoption of such resolution.

**CARRIED**

4 Ayes

0 Nays

**REQUEST** Mr Henry Smith from HLSJ Driving Academy LDT inquired if there is any office space available at 121 North Main Street. He is looking to move his school. Mayor Hadick to notify Mr Smith that there is no space available, the second and third floor have recently been rented.

**AD APPROVED** The Board of Trustees approved the Christmas ad to be place in the Lake Country Pennysaver.

**CSEA** Attorney Gavenda informed the Board of Trustees that the judge in the separation case for the Albion Police Department's union, CSEA, was inquiring what the Village's position was. Attorney Gavenda will notify the judge that the Village Board of Trustees voted that they do not have a preference as to who would represent the Albion Police Department for their union.

**CARRIED**

4 Ayes

0 Nays

**WTP** Kevin Miller stated that the Village should be aggressively pursuing the Village of Holley regarding water.

**EDA** Moved by Trustee Theodorakos and seconded by Trustee Miller approving Attorney Gavenda draw up a draft lease agreement for Orleans Economic Development Agency for \$1,600.00 per month with utilities included. Lease will be for a term of one year with a one year right of renewal based on the cost of living index. They will also have use of the conference room, but other tenants will be permitted to use the room if not in use. Superintendent of Public Works, Dale Brooks to contact Mr Whipple from the OEDA to inform him to put all their wants in writing and he will bring the list to the Board of Trustees for discussion.

**STIMULUS PROGRAM** Trustee Theodorakos discussed the Economic Stimulus Package that includes infrastructure investment which might be signed in January. Moved by Trustee Miller and seconded by Trustee Riley approving Mayor Hadick send letters to the New York State representatives providing them a list of projects that the Village of Albion has for the Economic Stimulus Program.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION**

Moved by Trustee Miller and seconded by Trustee Riley to adjourned to executive session to discuss the employment history of a particular person at 9:03 PM.

**CARRIED**

4 Ayes

0 Nays

**EXECUTIVE  
SESSION  
CLOSED**

Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 9:21 PM.

**CARRIED**

4 Ayes

0 Nays

**WATER  
BILLS**

Mayor Hadick will work on an insert to be put in the next mailing of the water/sewer bills notifying the residents that the mailing and due dates of the bills will be changing. Bills will be mailed out the same month that they are read, with the due date being the following month.

**CARRIED**

4 Ayes

0 Nays

**MEETING  
CLOSED**

Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 9:28 PM.

**CARRIED**

4 Ayes

0 Nays

Respectfully Submitted,

Linda K Babcock  
Clerk-Treasurer

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## December 15, 2008: Special Meeting

### Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Monday, December 15, 2008 at 6:06 PM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley, Fred Miller, Kevin P Sheehan and Attorney John Gavenda.

Mayor Hadick opened meeting with the pledge of allegiance.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Miller to adjourn to executive session to discuss the employment history of a particular person at 6:07 PM.

**CARRIED**

3 Ayes 0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Sheehan and seconded by Trustee Miller to come out of executive session at 6:45 PM.

**CARRIED**

3 Ayes 0 Nays

**APPROVE LETTER TO CIVIL SERVICE** Moved by Trustee Sheehan and seconded by Trustee Miller approving the Attorney send a letter to Jack Welch at Orleans County Civil Service.

**CARRIED**

3 Ayes 0 Nays

Trustee Miller  
Trustee Sheehan  
Mayor Hadick

1 Abstained  
Trustee Riley

**APPROVE TO REPRESENT VILLAGE** Moved by Trustee Sheehan and seconded by Trustee Miller authorizing Attorney Gavenda defend the Village of Albion for a small claims action regarding Ronald Vendetti.

**CARRIED**

3 Ayes 0 Nays

Trustee Miller  
Trustee Sheehan  
Mayor Hadick

1 Abstained  
Trustee Riley

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Sheehan that there being no further business, meeting is hereby adjourned at 6:47 PM.

**CARRIED**

3 Ayes 0 Nays

Respectfully Submitted,

John C Gavenda  
Village Attorney

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## December 17, 2008: Historic Meeting

### Body:

Village of Albion  
Planning Board

### December 17, 2008 MEETING MINUTES

**PRESENT:** Members: Clifford Thom, John Andrews and Daniel Gleason

**ABSENT:** Steven Corrrigan and Steven Watkins

**Also in attendance, was Scott Bradshaw, Code Enforcement Officer**

Clifford Thom opened the meeting at 7:03 pm with the Pledge of Allegiance

**APPROVAL** Moved by Daniel Gleason and seconded by John Andrews, that in

**OF** as much as each member received copies of the minutes from the

**MINUTES** July 16, 2008 meeting, and being that there were no errors or omissions, the minutes are hereby approved as submitted

**Motion passed unanimously**

**NEW BUSINESS** Scott Bradshaw informed the board that Sue Sherman of Rice Homes would be seeking a grant in the near future for the trailer

parkes located on Hamilton Street & West Academy Street.

The

grant will require Planning Board approval in the future.

The Planning Board also discussed various properties in the Village

that currently being remodeled. Scott Bradshaw updated the board on these properties. Discussion also occurred concerning the Clarendon Street bridge and the clean-up of the railroad property throughout the Village.

**OLD BUSINESS** Discussion about the Walgreen store which was to be built on the corner of West Avenue/South Main Street. Scott Bradshaw told

the board that there has been no progress at all on this project.

**MEETING** Moved by Daniel Gleason and seconded by John Andrews, that  
**CLOSED** there being no further business, the meeting is hereby  
adjourned

At 7:30pm.

Motion passed unanimously

Village of Albion  
Planning Board

December 17, 2008

**MEETING MINUTES**

**PRESENT:** ~~Members:~~ Clifford Thom, John Andrews and Daniel  
Gleason

**ABSENT:** Steven Corrrigan and Steven Watkins

Also in attendance, was Scott Bradshaw, Code Enforcement Officer

Clifford Thom opened the meeting at 7:03 pm with the  
Pledge of Allegiance

**APPROVAL** Moved by Daniel Gleason and seconded by John Andrews,  
that in

**OF** as much as each member received copies of the minutes  
from the

**MINUTES** July 16, 2008 meeting, and being that there were no errors  
or omissions, the minutes are hereby approved as  
submitted

Motion passed unanimously

**NEW BUSINESS** Scott Bradshaw informed the board that Sue Sherman  
of Rice Homes would be seeking a grant in the  
near future for the trailer  
parks located on Hamilton Street & West Academy  
Street. The  
grant will require Planning Board approval in the future.  
The Planning Board also discussed various properties  
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**OLD BUSINESS** Discussion about the Walgreen store which was to be  
built on the corner of West Avenue/South Main Street.  
Scott Bradshaw told  
the board that there has been no progress at all on  
this project.

**MEETING** Moved by Daniel Gleason and seconded by John  
Andrews, that

**CLOSED** there being no further business, the meeting is hereby

**adjourned**

**At 7:30pm.**

**Motion passed unanimously**

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## March 07, 2008: Special Meeting

### Body:

A Special Meeting of the Board of Trustees of the Village of Albion was held Saturday, March 7, 2009 at 8:00 AM at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present were Mayor Michael A Hadick, Trustees Jeannette Riley and Dean Theodorakos.

Absent were Trustee Kevin Sheehan, Trustee Fred Miller and Attorney John Gavenda.

Mayor Hadick opened meeting with the pledge of allegiance.

**EXECUTIVE SESSION** Moved by Trustee Riley and seconded by Trustee Theodorakos to adjourn to executive session to discuss the collective negotiations pursuant to Article 14 of the Civil Service Law at 8:00 AM.

**CARRIED**

3 Ayes 0 Nays

**EXECUTIVE SESSION CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos to come out of executive session at 10:00 AM.

**CARRIED**

3 Ayes 0 Nays

**MEETING CLOSED** Moved by Trustee Riley and seconded by Trustee Theodorakos that there being no further business, meeting is hereby adjourned at 10:00 AM.

**CARRIED**

3 Ayes 0 Nays

Respectfully Submitted,

Michael A Hadick  
Mayor

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**December 16, 2008: Historic Preservation Commission**

**Body:**

VILLAGE OF ALBION  
HISTORIC PRESERVATION COMMISSION

**December 16, 2008**

**Meeting Minutes**

**PRESENT:**

Commission Members: Andrea Rebeck, Neil Johnson, Judy Koehler, Thom Jennings and Louis Becker

Also in Attendance: Scott Bradshaw (CEO), Fred Heinle

**ABSENT:**

Susan Heard

**CALL TO**

The meeting was called to order at 7:03pm by Andrea

**ORDER**

Rebeck

Roll call and the Pledge of Allegiance followed.

**MINUTES**

by Louis

A motion was made by Judy Koehler and seconded

**APPROVED:**

November 18, 2008

Becker to approve the minutes of the

meeting with the following corrections:

Andrea would like it stated that Judy Koehler was

excused

for the first portion of the meeting

Plans for 121 N. Main Street were presented by

Scott

Bradshaw & Adele Theodorakos

New business should include discussion of the

disposition of

surplus Medina sandstone by the Village.

**Motion passed unanimously**

**C OF A**

located at

**DISCUSSION**

that need

**121 N MAIN ST**

The HPC discussed plans for the Visitor's Center

121 North Main Street. There are several issues

to be addressed. The first concern is whether or not the Village has a time limit to use the money. The second concern is the materials being used for the project. The HPC would like to know what the materials are and would also like to see samples of the "faux" sandstone as well as color choices. The HPC also would like to know what type of brick will

be used. This project will be the public's face, and needs to look proper.

There are issues with materials and design elements. Andrea Rebeck felt the design was overdone. She felt a simpler period-style design might be better. Thom Jennings suggested that using brick rather than faux sandstone, would make all of the buildings along the canal look better and more uniform from the back. Louis Becker suggested that signage stating "Visitors Center" be placed on all sides of the building.

At this time, the HPC is rejecting all design schemes that have been presented.

## **MAIN ST**

Mr. Fred Heinle, Community & Economic Development

## **PROGRAM**

Consultant, addressed the commission about the Main Street program. Mr. Heinle explained that his role was educational. He would be helping Albion meet the obligations set forth by the Secretary of Interiors (following their rules and standards). He plans to be of assistance to both property owners and legislators. Mr. Heinle is looking for community involvement throughout the program. He will offer his assistance in design, development and organization. One of the first steps will be a "visions" session with community input. This should occur sometime in January. He also stated that volunteers will be needed for the program in the future. Mr. Heinle is stationed in the Chamber of Commerce office 3 days a week if anyone wishes to speak with him.

The HPC thanked Mr. Heinle for coming to the meeting and look forward to the implementation of the Main Street Program.

## **OLD** concerning the

### Terms of Office/Oaths of Office: Discussion

## **BUSINESS**

terms / oaths of office was tabled. However, the members were presented with a copy of the statutes for this item as given to Mary Santiago (Deputy Clerk/Treasurer) by NYCOM. A letter of intent to resign was also presented to the HPC chair by Susan Heard.

50 North Main St. Andrea Rebeck signed the letter to property owner Richard Stacey, notifying him of the denial of the C of A application for his property and the fact that a violation exists. The letter stated his right to appeal. A copy of the letter was sent to Mr. Wolmering, the manager of the Verizon Wireless store located at this address.

Theodorakos Property: Continued discussion on property owned by James Theodorakos located at Beaver Alley/ Liberty Street. Neil Johnson stated

that he is still waiting for a quote from Keeler for demolition. He also stated that he would check with Fred Pilon to see if he could give an estimate. Thom Jennings will try to contact Chris Kinter for a quote as well.

Disposition of Medina Sandstone : It was noted that Fred Pilon was the person who purchased the sandstone on an internet auction . Conrad Cropsey will continue to pursue this matter.

CLG Certification : The CLG application status was tabled, as HPC member Adele Theodorakos was not present to speak on this matter.

Village Workshop Mtg: Members of the HPC will meet with the Village Board at their regular workshop meeting on January 28, 2009. All of the HPC members in attendance tonight plan to be at the workshop meeting.

Local Historic District : There was no progress to report concerning a new map or the checking of properties against the National Register Historic District listing.

Sign Guidelines on Village Website : The HPC would like to put their guidelines on the Village website. At present, the Village has not renewed their contract with Digital Towpath to maintain their site. The current contract is set to expire December 31, 2009.

**NEW**

Discussion concerning the possibility of having money added

**BUSINESS**

as a line item for the HPC on the Village's budget for the 2009/2010 fiscal year.

**MEETING**  
Becker, that

Moved by Neil Johnson and seconded by Louis

**ADJOURNED**

there being no further business, the meeting is hereby adjourned at 9:20pm.

**Motion passed unanimously**

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**September 03, 2008: Zoning Board Meeting**

**Body:**

The Zoning Board of Appeals held a meeting on Wednesday, September 3, 2008 at 6:00 pm at the Village Council Chambers, 35-37 East Bank Street, Albion, New York.

Present: Chairman Jean Smith, members Bruce Good, Anthony Wynn and Shannon Lathrop.

Also in attendance were: Code Enforcement Officer Scott Bradshaw, contractor, William Allen, of A & S Builders.

Chairman Smith opened the meeting with the Pledge of Allegiance.

**MINUTES** Moved by Bruce Good, seconded by Shannon Lathrop, that in as much as

**APPROVED** each member received a copy of the August 7, 2008 meeting minutes, and that there are no errors or omissions that the minutes are hereby approved as written.

**Motion passed unanimously**

**VARIANCE** A rear setback variance was submitted for 25 Orchard Street . The

- 25 property owner, Kathie Stirk would like to build a 24' by 24' garage

**ORCHARD STREET** on the property. If it were built according to code, which requires a **STREET** setback of 25 ft, the garage would be in front of the house. This would

also cause problems with the present sidewalks.

No complaints or concerns have been made by any neighbors.

**MOTION** After review of the criteria needed to make a zoning determination, the

**TO** motion was made by Bruce Good, and seconded by Anthony Wynn to

**APPROVE** approve the Stirk's variance request .

**Motion passed unanimously**

**MEETING** Moved by Shannon Lathrop, and seconded by Anthony Wynn, that there

**CLOSED** being no further business, the meeting is hereby adjourned at 6:08 pm.

Respectfully submitted,  
Mary L. Santiago  
Deputy Clerk-Treasurer

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