

MEETING MINUTES
Village of Angola Board Meeting
Monday June 14, 2010 – 7:00 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on June 14, 2010 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – William Houston; Carole Kin: John Wilson and Bradly LoGalbo.

ALSO PRESENT: Linda Giancarlo-Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Raymond Ashton-Interim Crew Chief; Ernest Masullo, Town of Evans Police Chief; Donald Gallo-Village Engineer-Charles LaBarbera-Code Enforcement Officer; Lynne Kaminski and Robert Beck– Fire Commissioners; Warren Jensen- Angola Disaster Coordinator and Scott Russell-President Angola Volunteer Fire Company

GUESTS: Sarah Seweryniak-Hamburg Sun and Timothy Murphy.

PLEDGE OF ALLEGIANCE led by Chief Ernest Masullo

CALL MEETING TO ORDER at 7:00PM

VISITORS: no comments

COMMUNICATIONS:

Mayor Frawley reported the following:

- Association Of Erie County Governments meeting will be held in Brant on June 17th. He will not be able to attend and asked Deputy Mayor Houston to attend on the Village's behalf and also to attend the CDBG Consortium meeting prior to the regular meeting at 4:45. Trustee Houston stated that he would attend.
- Received a letter from resident LeAnne Wak who is on the Coalition of Voters opposed to elimination of Villages. They are meeting on June 22 in Depew. Board members are invited to attend.
- There will be a "Disaster Coordinator Workshop" HZNY held at the Angola Fire Hall on June 30th from 9-3PM
- Announced a fundraiser for the Boys and Girls Club of WNY in Gowanda.

Trustee Houston reported the following:

- Gazebo concerts will be starting June 23. The Girl Scout Troup's will be alternating the food sales each week. The Church youth group of St. Johns will not be doing the food this year, but Pastor Loos offered the equipment to the Girl Scouts.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON reported:

- Shared his condolences to Trustee Wilson for the loss of his uncle Charles Misenheimer who served Lake Shore Central Schools as Transportation and Attendance Supervisor from 1954-1960 and served as Principal of the WT Hoag and Brant 1 School from 1969-1966.
- Reported on the passing of Frank Vail Jr.– he built the Gazebo
- Reported the loss of Mr. Goeff Richter – Trumpet player for the Frankfurters. He held many titles. He grew up in Eden.
- Good to see many properties have been cleaned up such as M&E Tavern; North Wall of China Kitchen; Back wall of Haberer's and Doctor Coopers old garage across from the First Congregational Church is gone.

- Tree installation is completed and looks very nice, and thanked the DPW Crew Chief.
- Mentioned National Grid is in the area marking lines, to start some work in the area around their building.
- Last years sidewalk project is completed, working on list for new fiscal year.
- Flower baskets are all up and are being watered by the Village DPW.
- Friends of the Village organization have planted and are maintaining the flowers boxes and tree box flowers.
- Attended the Holly housing Tea Social, it was nice, the grand opening is being planned.
- Attended the NEST meeting and many new ideas for electronic disposals are underway.
- Attended the annual NYCOM conference in Saratoga. He took the Train, explained that he had an interesting train ride that was delayed 6 hours due to a previous train that had a dangerous issue when striking something on the adjoining tracks that split their fuel tank open.
- Filed with the Clerk, some Public officers paperwork obtained at the conference
- Reported that the Memorial service went well at Forest Avenue Cemetery and also attended the small memorial session at the Evans Town Hall. Mr. DeJohn was named Veteran of the year.
- Attended the Economic Development Committee meeting June 2 at Cala's discussed home rule on assessment credit plans.
- Discussed the Tax Incentive program for historic preservation from the Historical Society.
- Southtowns Community Enhancement Coalition met in Farnham today
- Attended the downsizing workshop in Orchard Park, found it interesting.
- Legislator Dixon had the County put new road signs up and ditch cleaning is pending.
- Discussed the CDBG application for York Street, may not be approved, hoping to hear something after the 1st of July.
- LED lights for streetlight are pending further review.
- Community Calendar is now re-instated as per his suggestion to the Evans-Brant Chamber of Commerce.
- Gazebo Concert schedules are now available.

TRUSTEE KIN reported on behalf of the Angola Library:

- Reported that Attorney Yusick is working on resolution to amend the charter for the Library to convert it from a Village to a Town designation.
- SPCA is holding a story time
- Computer classes for beginners are starting.
- Battle of Books coming up soon
- Used book sale
- Library patrons can now renew on the phone, do not have to come in.

TRUSTEE WILSON reported:

- CSX has begun repairing the bridge over Big Sister Creek. He has been in contact with them, and things are moving along smoothly. They were able to find affordable living arrangements while here.

Trustee Houston reported

- that the Water Clerk has left him a note that the water usage through the Birch Street Meter is back to normal.
- The Consumer Confidants annual water report has been published in the penny saver.

TRUSTEE LOGALBO reported:

- Still anticipating good news on the grant application for the Solar Project
- Reported JR Lomondo is making plans to open a consumer beverage store in the Old Tattoo Shop on N Main Street.

MAYOR FRAWLEY reported:

- Announced a DVD he received from NYCOM regarding the success of West Hampton Dunes, documenting the success of local Village government. Presented as encouragement to end the idea of dissolution of such government entities.
- Memorial Day went very well, it was very hot for the attendees, discussed relocating to a shadier part of the Cemetery. Thanked Commissioner Kaminski for the extra water she distributed to the attendees.
- Had a successful meeting with Joseph Maciejewski of Erie County Real Property Division, Legislator Lynne Dixon, Town of Evans Assessor Jeanne Ebersole and Code Enforcement Officer Charles LaBarbera, regarding distressed properties.
The lowering of assessed value will be the start to get the properties affordable to sell. Also discussed County Auction after 1st of the year. EXPAND will no longer be controlling ownership after September 1st 2010. Things will start moving forward to get these properties sold and back on the tax roll.
- New York State Thruway announces a 90 million dollar repair project in a 13-mile section of the thruway through our area.
- Springville announced that the Route 219 project is near completion and a traffic signal may be installed near the southern tier section exit.
- Attended the Holly Housing Tea Social, went well. Grand opening being planned for Thursday July 8th at 2PM.
- Attended the Watershed Meeting on May 22 in Eden, may have 3 counties working together as a group for watershed utility issues beyond the 25 counties that are involved now.
- Scheduled the first meeting for the railroad projects to include both organizations, the Rockefeller Memorial Organization and the Depot Preservation Committee, to start plans for the Rockefeller Memorial and the Depot Park set for 9:30 AM Saturday June 26 at the Village Hall.

ATTORNEY YUSICK reported:

- Stated that he has put together 2 resolutions for tonight's board meeting regarding the Angola Water Plant.

POLICE – Chief Ernest Masullo reported:

- Reported that he has verified with Lt. Tom George that the Zombie Movie production on North Main Street and the Zombie Fundraiser of the Angola Volunteer Fire Company are scheduled for Saturday, June 19th are set and all concerns have been addressed.
- Asked that all be aware of construction season and the increase of scam artists in the area.

The Board asked if they can advertise a homeowner beware warning in the Penny Saver.

Code Enforcement Officer Charles LaBarbera said that he would go through his files and find something to put into the Penny Saver.

- Chief Masullo announced a 4-way stop will be put in at Delamater and Sturgeon Point Rd's.

GENERAL CREW CHIEF Interim Ray Ashton reported:

- Paving is done on Orchard, Locust and Forest other areas to close last years budget line.
- Had a large water leak detected by Rural Water Assoc. and received a call from Mrs. Buckriess stating there may be a leak, he will have rural Water Association return.
- Fixed the clock,
- Hung the flower baskets, and maintaining each day.
- Delivered parts for plow for installation on the new truck.
- Performing routine maintenance on equipment.
- Found two grates for the DPW building for \$200 locally vs. the approx \$1600 companies wanted for them.
- Finished many sidewalk and blacktop clean-ups as part of last years sidewalk project.
- Addressed the storm drain work on Parkside and Woodland Pkwy, ditched the area and reseeded the area.
- Working with the water department and backflow prevention regulations.
- Herman Park construction of Bathrooms and Shelters is moving along slowly, had some issues with parts, which caused the contractor to fall behind.
- Blacktopped around designated areas including the DPW parking lot on the location of the Oil/Water separator unit and a rough spot on School Street.
- Working with Police Chief Masullo on signs for the crosswalks
- Paving set up for July 6 to be completed by July 20th if everything falls into place.
- Contacted N. Collins and they may want to purchase the Pump Station on Pontiac Rd. we are no longer using. Will follow up.
- He will pull the Gowans Road Meter out if the Erie County Sewer District is interested in purchasing it. Mayor Frawley will follow up.

FIRE COMMISSIONERS:

LYNNE KAMINSKI reported:

- No. 6 hydraulic leaks in Ladder were repaired.
- Supplied a list of gear that Chief Young has requested to purchase through the budget lines.

MOTION TO APPROVE list of equipment as provided, made by Trustee Wilson, seconded by Trustee LoGalbo, unanimously carried.

- Purchased 8 new air pacs, which brought the company total to 10.

Mayor asked the Clerk to send a note to Commissioner Goodway as to his presence needed at the meetings.

- Discussed the installation of an emergency generator. The Village received \$6,600 in Legislative money, more money has been requested. DPW Crew Chief Ashton will look into.

CODE ENFORCEMENT – Charles LaBarbera reported

- Filed his monthly report
- Will work with trustee Houston and trustee LoGalbo on a list of properties to be addressed as part of the newly adopted maintenance code.
- Discussed generator placards.

PLANNING – Absent, but minutes from the recent meeting of placement of fencing were received and filed.

ZONING – Absent

CLERK-TREASURER- Linda Giancarlo reported:

- **Closing books for the end of the fiscal year.**
- **Contacted the previous webmaster to ask for training on the village website**
- **When the part-time position is filled, it will allow for her to catch up on the façade and other projects that need follow-up.**

OLD BUSINESS:

1. Holly Senior Housing- July 8th Grand opening scheduled
2. International Building-discussed
3. Sale of Water Plant - discussed
4. Thruway Water - discussed
5. Cut in curb, Lake and N. Main Streets- pending new sidewalk projects
6. Emblem Bldg.-pending
7. Erie County Sewer District #2-meter pit – discussed an interest in the meter for Gowans Road pit.
8. WT Hoag School drainage- pending working with school and property owners
9. Stream Bank FEMA project – see resolutions
10. Herman Park work-discussed
11. Member Item requests-discussed
12. Erie County CDBG York St.- discussed
13. Solar Project-discussed
14. DefTone Movie Production-discussed, planned for June 19-see resolutions

NEW BUSINESS:

1. Discussion of Capital Projects, Fire Truck; Library Addition.
2. Tobacco Free Coalition – Kin

MOTION TO APPROVE a volunteer request for a smoke free park for Herman Park, Made by Trustee Wilson, seconded by Trustee LoGalbo, and unanimously carried (the Village Clerk will get the information and signage needed to follow through)

3. Orchard Avenue-One-way-pending a Safety Committee meeting
4. Safety Committee-Parking on sunset and Washington and discussed a Crosswalk on N Main Street at the Senior Housing Facility.
5. Abandoned Cemetery- N. Main Street – discussed- Trustee Houston to take information to Town of Evans Supervisor Frances Pordum.
6. Tire Recycling- Houston permission to run program the same as in 2009. Motion made by Trustee Wilson, seconded by Trustee LoGalbo, unanimously carried
7. Evans Garden Club- Trustee Kin- Sally Neidham - Donation of Flowering Tree to Herman Park, the Board thanked Mrs. Neidham, DPW Crew Chief Ashton will follow up with her.

RESOLUTIONS JUNE 14, 2010

#1 Authorize Clerk to apply for Village Credit Card

WHEREAS, Village Officials experience many issues when using their own credit cards while traveling for Village business, and

WHEREAS, on many occasions accounts were not processed properly and the tax exemption was not given.

BE IT RESOLVED, as a convenience to our Village Officials, the Village Board authorized the Village Clerk to apply for a no-annual fee credit card through Evans Bank, and

BE IT ALSO RESOLVED, said credit card will be kept at a secure location at the Village Office and will be available for use upon request for Village purpose.

Motion made by Trustee LoGalbo, Seconded by Trustee Houston, unanimously carried

#2 Authorize Purchase and Bonding for DPW 4x4 Pick-up Truck with Plow

WHEREAS, the Village is the owner of a 2003 Dodge 2500 – 4x4 pick-up truck/snowplow, and because of its age and condition requires replacement, and

WHEREAS, the Village is desirous of purchasing a replacement pick-up truck with plow installation pursuant to New York State Office of General Services State Contract PC65030,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is authorized to enter an order for the purchase from Van Bortel Ford, 71 Marsh Road, East Rochester, New York of a 2011 Ford Model F250 XL 4x4 pick-up truck/snowplow pursuant to State Contract for the sum of \$28,318.94.

BE IT FURTHER RESOLVED, funds for the purchase of the truck shall be paid for by the issuance of a five (5) year bond to be sold to cover this truck and other needs to be covered by new bond funds.

Motion made by Trustee Houston, Seconded by Trustee Wilson, unanimously carried

The Board discussed bonding an extra \$45,000 to redo Commercial Street, to make the new borrowing an even \$200,000

#3 Approve Water Shut-Offs for Outside Water Customers

RESOLVED that the Village of Angola Board of Trustees hereby authorizes the Water Clerk to issue water shut offs per the attached list of delinquent water accounts unless paid in full by Monday June 21, 2010. These residents have all been duly notified with plenty of time to respond and are scheduled for shut off due to non-payment of two or more water bills as per Village regulations. Total amount of delinquency \$4,126.76

Motion made by Trustee Wilson, Seconded by Trustee Houston, unanimously carried

Discussed service of the Fire Hydrant located in the Town of Evans, Attorney Yusick will follow-up

#4 Approve Bid for Big Sister Creek Stream Bank FEMA Funded Project

WHEREAS, the Village of Angola received a grant from FEMA (Federal Emergency Management Agency) for the August 2009 Storm relief Fund for the stabilization of the Bank of Big Sister Creek at Herman Park facility on Mill Street and engineering services relating to said project, and

WHEREAS, said grant required a Notice to Bidders, and the Village received seven (7) proposals on June 11, 2010 where all bids were received and publicly opened and read aloud, and

WHEREAS, Village Engineer reviewed said proposals and hereby makes a recommendation to approve the lowest bid of thirty-two-thousand-six-hundred-ninety-dollars (\$32,690) from Donald Braasch Construction Inc. of 1661 Lakeview Road Lakeview NY.

BE IT ALSO RESOLVED, approval of said bid is contingent of Village Funding and FEMA approval, if necessary.

Motion made by Trustee Kin, Seconded by Trustee Houston, unanimously carried

#5 Approve Employment of Edith Vail for the open Part-time Clerk Position

RESOLVED that the Village of Angola Board of Trustees approves the employment of Edith Vail as Account-Clerk-Typist Part-Time, at a rate of \$9.00 per hour, not to exceed 19 hours weekly, and will include a 1-year probationary period. The expected starting date will be June 21, 2010 after approval of Erie County Personnel.

Motion made by Trustee LoGalbo, Seconded by Trustee Houston, unanimously carried

#6 Approve Application for National Night out at Centennial Park

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from Arleen MacMillen and Sophie Boczarski of the CAO/NAC, for the use of Centennial Park Facilities and the William G. Houston Gazebo, on Tuesday Evening August 3rd, 2010 from 7 9PM for National Night Out.

Motion made by Trustee Houston, Seconded by Trustee LoGalbo, unanimously carried

#7 Approve Assemblage Application from the Angola Vol. Fire Co.

WHEREAS the Village Board received an Assemblage application from Scott Russell-President of the Angola Volunteer Fire Company to assemble a fundraiser at the Angola Fire Hall at 51 Commercial Street on Saturday June 19th 2010 from 2PM to 12AM in conjunction with the Zombie Filming on Main Street scheduled for the same date, and

WHEREAS, application for assemblage includes crafts, face painting assorted activities, food and beverage.

WHEREAS, Fire Department has requested parking spaces be blocked off on right side (Village Hall side) of Commercial Street to allow a safe walking area for the attendees.

WHEREAS, traffic will be allowed in both lanes and parking will be available on the left (tracks) side of Commercial Street.

WHEREAS, a concern of the Village Board and the Evans Police has been addressed as per Lt. George, as he met with the Fire Company and has verified said discussion with the Village Clerk and assured that Commercial Street **will not** be closed and there will be **no alcoholic** beverages served during this event in an effort to avoid conflicting circumstances with the unusually large crowd planned on N. Main Street for the Filming of the Deftones Zombie Movie, and

WHEREAS, a letter verifying the same was presented to the Village Board at their request by Angola Volunteer Fire Company President Scott Russell.

BE IT RESOLVED, the Village Board hereby approves the Assemblage Application from the Angola Volunteer Fire Company for said event, pending proper Insurance Certificate and Health Insurance Certificates are obtained and a copy presented to the Village Clerk prior to the event.

Motion made by Trustee Wilson, Seconded by Trustee Kin, unanimously carried

#8 Approve Maintenance agreement with Victor Liberator for the DPW Time Clock.

RESOLVED the Village Board approves the annual "Maintenance Agreement" date July 20, 2010 through July 19, 2011 for the DPW Time Clock at a price not to exceed \$226.00 covering said period, and

FURTHER RESOLVED, the Village authorizes the Mayor to sign said agreement.

Motion made by Trustee Kin, Seconded by Trustee LoGalbo, unanimously carried

#9 Authorize advertisement for a DPW Laborer Full-Time

RESOLVED, the Village of Angola, Board of Trustees authorizes the Village Clerk to publish an advertisement in the Angola Penny saver for a Full-Time DPW Laborer stating that applications will be accepted until July 2nd 5:00PM. Raymond Ashton as Interim General Crew Chief will interview applicants.

Motion made by Trustee LoGalbo, Seconded by Trustee Kin, unanimously carried

#10 Execute Assignment and Assumption for Water Plant

WHEREAS, the Village of Angola has executed a Contract for the sale of the Village Water Plant, and June 14, 2010

WHEREAS, the Village has been in negotiation with the New York State General Services Administration for approval to maintain the water intake in place, and

WHEREAS in order to transfer the obligations for the water intake from the Village to the Purchaser an Assignment and Assumption Agreement is necessary,

BE IT RESOLVED, that the Mayor is hereby authorized to execute an Assignment and Assumption Agreement, copy of which is attached hereto.

Motion made by Trustee Wilson, Seconded by Trustee Kin, unanimously carried

#11 Execute Agreement to convey flood control lands for the sale of the Water Plant

WHEREAS, the Village of Angola has executed a Contract for the sale of the Village Water Plant, and

WHEREAS, one of the issues involved in the sale of the Water Plant is the disposition of the flood retainage wall located thereon, and

WHEREAS the United States Corp. of Engineers has previously, by act of Congress, released all rights to the flood protection wall, and

WHEREAS, the New York Department of Environmental Conservation has prepared an agreement to convey flood control lands to the Village of Angola, a copy of which is attached hereto, and

WHEREAS, other title issues regarding the Water Plant are near resolution and it is appropriate time to process the aforesaid agreement.

BE IT RESOLVED, that the Mayor is hereby authorized to execute an Agreement to convey flood control lands to the Village of Angola, a copy of which is attached hereto.

Motion made by Trustee LoGalbo, Seconded by Trustee Wilson, unanimously carried

AUDIT OF BILLS – MOTION APPROVING THE FOLLOWING: General Fund Abstract 25,27,28 and #1, Checks #7738 through #7842 in the total amount of \$223,518.90 and Water Fund Abstract 26,27,28 and #1, Check #2013 through 2034 in the total amount of \$94,992.99 plus Payrolls #9,10 and 11. **MOTION made by Trustee Wilson, Seconded by Trustee Kin, Unanimously Carried**

ADJOURN to next regularly scheduled Board meeting July 12th 2010 at 7:00 with a workshop at 6:30 if needed. Motion made by Trustee Kin, Seconded by Trustee LoGalbo, unanimously carried. Meeting adjourned at 8:50PM

Submitted By

Linda Giancarlo
Village Clerk-Treasurer