

5/07/07

INDEX – May 7, 2007

TRUSTEE HOUSTON: Southtowns Regional Water Meeting; Erie County Gov. Mtg; XPAND issues; Southtowns Planning and Development Mtg.; Compost Bin sale; Memorial stones; Streetscape project Phase II; “Planting a Promise” project; Friends of the Village Beautification; Paint-up/Clean-up in the Village; Erie County Dept. of Public Works work in Village; Orchard Avenue Sidewalk Repair by National Grid; New Angola Theater Anniversary; Senior Housing/Wal-Mart; PERMA Conf.; Historic Calendars; FOV Hanging Baskets.

TRUSTEE STOCKMAN: Excused

TRUSTEE WILSON: Ethnic Foods Event; Southtowns Planning and Development Mtg.; Hydrant Flushing; Street Cleaning.

TRUSTEE CARLSON: Excused

MAYOR FRAWLEY: Complimented DPW; Erie County clean-up Grant money; Assoc. Of Towns Meeting; Goya; “Miller” amendment; Roller Rink work; Cruise Night cancelled; Hamburg Sun correction on Fire truck.

ATTORNEY: Intercontinental Building issues.

POLICE: Excused

GENERAL CREW CHIEF: Storm Water report

FIRE COMMISSIONERS: Basils Service; Items for purchase/approved; FEMA Grant Application; Thanked the Fire Chiefs; Ladder Truck inspection; Fire reports; Bills to be paid.

CODE ENFORCEMENT: Windmills in the Village; Pool alarms and permits.

PLANNING: Excused

ZONING: Pool and Fence permits.

CLERK-TREASURER: Waterline Project; Yourhub.com; Clerks Assoc Lunch; Perma Update; Perma Wellness program; End of Fiscal year; National Night Out; Office Spring Cleaning; ENB Insurance; Local Events Brochure; W.T. Hoag School 50 year celebration.

OLD BUSINESS: Sale of Water plant; Thruway water; Senior Housing; Outside delinquent Water accounts; Intercontinental Building repair.

NEW BUSINESS: Birthday wishes to Trustee Wilson and the Village Clerk

RESOLUTIONS:

- #1 2006 Fireman’s Service Award Program to Penflex
- #2 Application for use of Centennial Park
- #3 Application for Assemblage/Parade
- #4 Award bid to E & R General Contracting for School/Maple Streets Waterline project
- #5 Authorize Legal Notice and Tax Warrant for Fiscal year 2007/2008
- #6 Approve Motorcycle Awareness month

MINUTES
Village of Angola
Regular Board Meeting
Monday May 7, 2007 – 7:30 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 May 7, 2007 at 7:30 PM, there were **PRESENT:** Mayor - Howard Frawley; Trustees – William Houston and John Wilson.

Excused were Trustees Michael Stockman and James Carlson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Paul Cooper- Zoning Board Chairman; Jeff Kaminski-DPW Crew Chief and Code Enforcer-Charles LaBarbera.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Deanne Sharpa (Town Crier); Salvatore Mogavero; Tammy Patterson; Lisa O'Connor; Judy Vona and Denise DeLair.

PLEDGE OF ALLEGIANCE: was led by Paul Cooper

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES AND WORKSHOP MINUTES: of April 16th
Motion made by Trustee Houston, seconded by Trustee Wilson **UNANIMOUSLY CARRIED**

VISITORS:

- Lisa O'Connor – thanked the Mayor for his attendance at the School Board meeting and speaking on behalf of the Village regarding possible school closings. Ms. O'Connor also expressed her concern over a level-one sex offender living next door to her. She is in a school neighborhood and there are many children around. The person in question has been talking to her young children and trying to lure their friendship even after she has asked him not to. She is asking the Boards position on passing a “Sex Offender Law” that was introduced to the board in the past. Attorney Yusick mentioned some concerns with the way the law was written at the time, but there have since been some changes. The board advised Attorney Yusick to review the law again.
- Salvatore Mogavero also expressed his concern over the same issue. He has adjoining property with Ms. O'Connor. He advised the board that he is watching this situation very closely.
- Trustee Wilson has been made aware of this situation and has asked the Police department to keep an eye on the area.
- No other comments came from the floor.

COMMUNICATIONS:

- Deputy Mayor Houston mentioned a law that is at the governor's office regarding Police Chiefs might have ramifications for the Village.
- Deputy Mayor Houston also mentioned the NYCOM Magazine that was just released has a picture of some Angola Village Officials in it, which is impressive for the Village; this is a statewide publication.
- Deputy Mayor Houston mentioned an eight-page plan/letter from Governor Spitzer about down-sizing Government in NYS.
- Mayor Frawley announced the Village Officials Association Dinner, Trustee Carlson will attend as Liaison for the Village, the Mayor and Deputy Mayor Houston will be attending the NYCOM Main Street Conference.

- Mayor Frawley announced the Memorial Day Celebration, brochures are out. Deputy Mayor Houston thanked the Village Clerk-Linda Giancarlo for making the nice colored brochures for this event.
- Mayor Frawley mentioned the “Pooper Scooper Law”. He said it should be re-advertised in the paper, to remind people to pick up after their animals when walking them throughout the Village.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the South-towns Regional Water meeting in Eden.
- Mentioned the he had attended the Erie County Governments association meeting on March 22- they discussed the 1% sharing of the sales tax. Erie County representatives announced that they would leave it as it is distributed for now. They also discussed XPAND properties.
- Stated that he will contact Lori Szewczyk – regarding a letter and XPAND issues
- Attended the South-towns Planning and Development meeting in Boston NY with Trustee Wilson-contacted the County regarding aid in storefront rejuvenation may start in August.
- Economic Development meeting with the Town of Evans was held at Cala’s in Derby, developments pending.
- Mentioned a Compost Bin truckload sale this past weekend.
- The broken memorial stones were re-ordered and should be replaced soon.
- Working on member item money form 2 years ago, to complete Phase II of the Streetscape Project. Will be ordering benches, lights, signs etc for the Commercial Street portion as part of this streetscape improvement.
- Complimented the flowers the children planted for the “Planting a Promise” project last year. The Red Tulips came up nice and the village looks very good.
- Complimented the Friends of the Village Inc. as they start their planting and he mentioned how nice the flowering trees look on Main Street and Commercial Street.
- Paint-up/Clean-up needs to be addressed throughout the Village.
- Spoke to Legislator Reynolds who has forwarded a letter to the Erie County Dept of Public works to address work that needs to be done in the Village, painting of yellow-lines, drainage, ditching etc. waiting for a response.
- Mentioned that his call to National Grid regarding the torn-up sidewalk on Orchard Avenue was addressed and it has been replaced.
- May 17th will be the 5th Anniversary for the New Angola Theater, announced that records show that over 30,000 people attended the Theater in 2006. Claddagh Commission will be having a 30-year celebration, tickets are available.
- Mentioned a phone call from a resident asking about and supporting senior housing in the Village. She was not agreeable with the proposed Wal-Mart on Route 5 even after a long discussion on the telephone.
- Will try to attend the annual PERMA conference on May 24th and 25th.
- Historic Nickel Plate RR Calendars have been reduced to \$5.00 and are on sale at the Library and the Village Hall.
- The collection for the Friends of the Village, for Hanging Flower Baskets is underway.

TRUSTEE STOCKMAN –

- EXCUSED

TRUSTEE WILSON –

- Ethnic Foods Event on the 22nd was very successful. They received 60 Chinese Auction baskets and approximately 40 local food vendors participated. The event brought in around \$3,300.00 to support the Angola Library.
- The South-towns Planning and Development meeting was very interesting. Mentioned the use of Windmills for Energy. This may be a possibility for future projects to look into for the Village.
- Asked the DPW to work on including Hydrant Flushing in the near future.
- Announced that the DPW is doing a great job on the street cleaning.

TRUSTEE CARLSON –

- EXCUSED

MAYOR FRAWLEY –

- Complimented the DPW for the great job keeping up with the Village, it looks great.
- Received notification that Erie County received grant money for clean up of parks and XPAND properties, asked Trustee Houston to follow up on this service.
- Attended the Association of Towns meeting in April. Spoke in front of the Erie County Control Board regard the XPAND issues. Mayor Frawley stated that he was then appointed as Chairman/ Liaison to represent all local municipalities in regard to XPAND properties. Will be meeting on May 23 to discuss tax lien issues on these XPAND properties, and to ask why auctions were never available on these properties, like promised by the County.
- Mentioned the “Miller” amendment, in regard to obtaining XPAND properties and a meeting he had about helping GOYA receive power aid to reduce their per kilowatt charge.
- Complimented work done on the Roller Rink on Lake Street stated that the parking area was redone and it looks good, asked the DPW Crew Chief who was responsible for the front skirt of the driveway. Crew Chief Kaminski said it was the property owner’s responsibility.
- Announced that Cruise Nights in the Village are cancelled for now, hoping the press will put something into the paper to catch interested parties attention to take over the program. The Village hates to see Cruise Night end; it was a nice draw for the Village. Stated that we need approximately 12 volunteers to run this event. Hopefully someone will come forward. Zoning Chairman Paul Cooper announced that he is working on coordinating a group of volunteers.
- Trustee Houston asked the Hamburg Sun to correct their report from last meeting regarding interest in purchasing a Fire Department Ladder Truck; this was reported as a NEW truck when in fact it will be a USED Ladder Truck.

ATTORNEY –

- Called Medicaid to review the old Intercontinental Building issues. Waiting for a report.

POLICE –

- EXCUSED- Mayor Frawley read the monthly police report

GENERAL CREW CHIEF –

- Read storm water report
- Asked that the schedule for the new waterline project for School and Maple Streets be put onto the website.
- Will be advertising for one seasonal laborer
- Mentioned the DEC Video, will try to review jointly with the Town of Evans, and prepare to adopt a local law pertaining to new regulations, by December 31st.

FIRE COMMISSIONERS –

- Announced the Brakes that were replaced on the chief's truck were done by Basil's Service and at NO CHARGE. She commented that all should recognize this local business offering such loyalty and service to the Fire Department. Would like to award Basils Service with a certificate of appreciation for doing so. The board agreed.
- Read a list of items the Chief would like to purchase- the board approved as long as the money was in the budget. MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED
- Trustee Houston thanked Commissioner Kaminski for her great detail as to the cost in the requested purchases.
- Announced a Public Thanks to Chuck Carlson for preparing and filing the FEMA Grant Application. He did an outstanding job putting everything together to complete this application. They are applying for money for an Exhaust System to emit engine fumes from the building.
- Credited all 3 chiefs for their commitment and hard work for the betterment of the whole fire department. They are working hard together as a team.
- Read the Fire Reports for February and March, will leave gas logs with the Clerk.
- Mentioned a couple of Bills: Testing for the air packs at 141.00. Car Quest 6.77. A Bill for Chiefs truck brakes and a minitor is pending.
- Mentioned that their will be 4 representatives from the Fire Department going to look at the proposed Ladder Truck the Department wants to purchase. The assigned group will be leaving on May 11th to Savannah Georgia to inspect a used Ladder Truck that the Fire Department is interested in.

CODE ENFORCEMENT –

- Ask that the Board request the Planning Board to work on legislation regarding windmills in Village.
- Announced that the press should include in his report that pool alarms are required on all newly installed pools.
- Also included that all blow-up style pools now need a building permit, and are required to be fenced. This includes even if it's being relocated from one part of your yard to another.

PLANNING –

- ABSENT

ZONING –

- Stated that no variance hearings have been scheduled at this time
- Understands that no pool or fence is permitted to go up in the Village prior to Code Approval.

CLERK-TREASURER –

- Talked with Mark Lee of Erie County, the contract has been approved and signed and we are ready to move forward on the Waterline Project. Talked with Engineer Donald Gallo and he is scheduling a pre-construction meeting this Thursday, May 10th at 10AM at the Village Hall.
- Registered the Village on www.yourhub.com. Listed the Bald for Bucks program at Highland Hose. It has been viewed 78 times since registration on 4/23/07. Now that it is doing well, will list all other local events.
- Will be attending a Clerks Association luncheon tomorrow held in Depew and a representative from YOURHUB will be the guest speaker.

- Asked Deputy Clerk to update the Perma (workers compensation) employee list because it looked like the payroll amounts were off.
After doing so, we were informed by Perma that we would save approximately \$1,300 dollars. We are going to review the last two years. The payroll info they had included Helen and Judy and the chief full time. They instructed me that the Village could get a credit if their figures are incorrect.
- She and Crew Chief Kaminski met with a representative from Perma, Pete Archibald for an evaluation. Everything went well.
- Will be attending a PERMA wellness program at the Buffalo convention center next Wednesday the 16th 10-7PM.
- Starting the process of closing the books to end the fiscal year. Will have final transfer information ready for the next board meeting.
- Will be chairing National Night Out with Chief Puckhaber set for august 7th from 7-9 all proceeds will go to support “Rachel’s Challenge”.
- Stated that she and the other clerks have started the spring-cleaning of the office, receiving many compliments from the residents.
- Trustee Houston asked the Clerk to contact Fred Gould of ENB Insurance to see if the article regarding a decrease in insurance rates for commercial enterprises effects us as a municipality.
- Trustee Houston also thanked the Clerk for the nice Local Events colored brochure she made for the residents. Asked her to copy about 30 of them for him to take to the NYCOM Main Street Conference.
- Trustee Wilson also mentioned the 50-year celebration of the W.T. Hoag Elementary School; they have a sock-hop and many other events planned. He will present a proclamation to the school on the Village’s behalf on the 17th of May, during their celebration.

OLD BUSINESS:

1. Sale of Water Plant-discussed.
2. Thruway Water–Trustee Houston mentioned a letter from the attorney asking if we are still requesting a cease and assist on the Thruway Litigation. He will reinforce our request, and follow up.
3. Senior Housing- application going out this month.
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. All wished Trustee Wilson and the Village Clerk a Happy Birthday.

RESOLUTIONS MAY 7, 2007

#1- AUTHORIZE DATA FOR THE 2006 FIREMENS SERVICE AWARD PROGRAM to PENFLEX

RESOLVED that the Angola Village Board does hereby authorize the Mayor to sign the “Authorization to Use Data for 2006 Service Award Program Administration” which has been posted for a period of at least 30 days for review by members. We understand this data will be used to determine the funding requirements of the Service Award Program, the eligibility of persons to be paid Service Award Program cash benefits, and the amount of benefits to be paid such persons. We understand that if any of the 2006 administration services provided by PENFLEX, INC. must be redone due to errors in the data herein submitted that there might be an additional charge payable by the program sponsor. We further understand that PENFLEX, INC. will not be liable for any errors in the calculation of the amounts due to or payable from the Service Award Program Trust Fund, which is the direct result of an error or errors in the data submitted herein. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#2- APPROVE APPLICATION FOR USE OF CENTENNIAL PARK

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Village Clerk-Treasurer, Linda Giancarlo, for the use of Centennial Park Facilities and the William G. Houston Gazebo, on Tuesday August 7, 2007 from 7-9PM for the Celebration of "National Night Out". **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#3- APPROVE APPLICATION FOR ASSEMBLAGE/PARADE

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Lake Shore Family Support Center/Senior High School, Ms. Heather Boncore, for an assemblage/parade on Saturday May 19th 2007 from 10-11AM for the Celebration of a "Family Fun Walk". A 2-mile walk to start at the High School, up N. Main to Center, to Park St, to Sunset to Eagle Drive and back to High School. Some participants will be riding bikes and scooter and skates. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 AWARD BID TO E&R GENERAL CONTRACTING FOR THE SCHOOL STREET/MAPLE STREET LOOP WATERLINE PROJECT

WHEREAS, the Village Board of the Village of Angola has received six (6) bids for the School Street /Maple Street Loop, Waterline Replacement Project, a HUD funded @\$90,000.00) project, and

WHEREAS, after full review of all Bids at an Advertised Bid Opening on April 26th 2007 at 10:00AM, and upon recommendation of the Village Engineer, be it

RESOLVED that the Village of Angola Board of Trustees hereby awards the lowest bid in the amount of \$95,821.40 (ninety-five-thousand-eight-hundred-twenty-one dollars and forty cents) from E & R General Contracting of 38 St. David's Drive, West Seneca, New York for the said School Street and Maple Street Loop Waterline Project, as advised by the Village Engineer and contingent upon approval from Erie County. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#5 AUTHORIZE LEGAL NOTICE AND TAX WARRANT FOR FISCAL YEAR 2007-2008

TAKE NOTICE: I, the undersigned Collector of Taxes in and for the Village of Angola, NY for this year have received the tax roll and warrant for collecting of same. I will receive such taxes at the Village Clerk's Office, 41 Commercial Street, Angola, NY from June 1st, 2007 thru July 2nd, 2007 (both dates inclusive) between the hours of 9:00 AM to 5:00 PM daily except SATURDAYS, SUNDAYS AND HOLIDAYS, and for that period of time, taxes may be paid without additional charge. On all taxes remaining unpaid after July 2nd, 2007 a seven and one-half per cent (7 ½ %) penalty will be added for the first month and an additional one and one-half per cent (1½ %) for each month or fraction thereof until paid. All taxes remaining unpaid after November 1st will be submitted to the County of Erie for collection, Pursuant to NYS Laws of 1980, Chapter 745, Section 1426, Subdivision 2.

TAX WARRANT
Fiscal Year 2007-2008

To: Village Clerk-Treasurer
Receiver of Taxes and Assessments

YOU ARE HEREBY COMMANDED to receive and collect from the several persons named in the tax roll hereunto annexed, the several sums stated in the last column thereof opposite their respective names, being a total of **\$846,986.22** for the following purposed:

Current Budget	673,749.00
Refuse & Garbage Charge	158,565.00
Re-levied Water Rents	10,974.98
Other Re-levied Amounts	3,697.24
TOTAL LEVY	\$846,986.22

YOU ARE FURTHER COMMANDED TO RECEIVE AND COLLECT SUCH SUMS without additional charge between the first day of June and the second day of July, 2007 both inclusive, at the Village Clerk's Office, 41 Commercial Street, Angola, New York between the hours of 9:00 AM and 5:00 PM daily except **SATURDAYS, SUNDAYS, AND HOLIDAYS**. On all sums remaining unpaid after July 2, 2007 YOU ARE TO COLLECT and additional charge of seven and one-half per centum (7.5%) for the first month or fraction thereof and one and on-half percent (1.5%) for each month or fraction thereof until paid.

YOU ARE FURTHER COMMANDED TO FILE the tax roll and warrant in your office on or before the first day of November, 2007 and to deliver to the Board of Trustees at the same time an account of the taxes remaining due and unpaid, and showing the person or persons to whom the parcel is assessed and showing as to each parcel the amount of tax unpaid. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#6- APPROVE MOTORCYCLE AWARENESS MONTH

WHEREAS, motorcycle safety awareness is of critical importance to both riders and other potential victims; and

WHEREAS, in the past year, Erie County has experienced more than a dozen mishaps involving motorcycles, more than half ending in fatalities; and

WHEREAS, no single cause is to blame; and

WHEREAS, motorcycle safety awareness has been identified by Governor Elliot Spitzer, as well as other government officials, as a priority in traffic safety;

NOW THEREFORE, WE, the members of the Village Board of the Village of Angola, declare the month of May, 2007 as "Motorcycle Safety and Awareness Month" in our Municipality; and

FURTHERMORE, we take note of the Saturday, May 5th assembly of area bikers sponsored by the Buffalo-Erie County Chapter, American Bikers Aimed Toward Education (ABATE) in the month of May; and

FINALLY WE RESOLVE that a copy of this proclamation be sent to Frank Martorana, Coordinator of ABATE, as well as to all Mayors and Supervisors who are members of the Association of Erie County Governments. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: **General Fund Abstract #27 and #28, Checks #5467 to #5493 in the amount of \$17,268.88 plus Payroll #9; Water Fund Abstract; #27 and #28, Checks #1391 to 1403 in the amount of \$5,199.33; Payroll #9; UNANIMOUSLY CARRIED**

ADJOURN to Regularly scheduled board meeting and Monday May 21st 2007 at 7:30 PM. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** meeting adjourned at 9:03 PM

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer