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VISITORS: Elmar Kiefer; Dennis Glascott; Charles Katra; Alice Escott; Glascott Family; James Pinto (concerned over the increase in Town of Evans Property Taxes)

COMMUNICATIONS: snow plowing complaint letter; Association of Erie County Governments meeting; resignation of Trustee James Carlson; Laura Yingling e-mail; ½ page ad approved for LS High Musical

TRUSTEE HOUSTON: NEST Meeting report 1/10/08; Erie County Environmental Compliance form; Southtowns Planning & Development Group meeting; Erie County Sewer District II – bad odor; Housing/Rehabilitation Plan info; Commercial St. street lights; CDBG sidewalk

TRUSTEE DEJOHN: World Kidney Day proclamation; Village Association meeting update w/ Kevin Gaughan; welcomed Dennis Glascott; Association of Erie County Governments meeting on 1/24/08; lake Shore High School concert Dirty Dozen Band

TRUSTEE WILSON: regret towards resignation of Trustee Carlson; NEST report

TRUSTEE CARLSON – Excused and will be sadly missed.

MAYOR FRAWLEY: NYCOM Legislative Conference in February; joint meetings between Town and Village Boards; “Great Race” of 1908; meeting with Erie County Executive Chris Collins on 3/4/08

ATTORNEY: No report.

POLICE: patrol car signage

GENERAL CREW CHIEF: York Street sidewalks

F/D COMMISSIONERS: L.Kaminski: money from sale of Ambulance; financial report; Ambulance Contract w/ Town of Evans; B.Beck: prisoners doing work on fire hall; replace the apron on Station #2; Dival Safety status unavailable

CODE ENFORCEMENT: 114 S. Main; 28 Mill St.; 135 N. Main St.; 65 N. Main St.; 17 & 29 Washington; Emenees Tavern; Norfolk Southern RR Barrier; 95 Sunset; Penn abandoned home; 129 Commercial St.

PLANNING: Absent

ZONING: Clark-Brant Garage

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building

NEW BUSINESS: Security of Emblem Building

RESOLUTIONS:

- 1. Approve Appointment of NEST Representatives**
- 2. Adopt the Employee/Public Official Policy**
- 3. Adopt Harassment Policy**

MINUTES
Village of Angola Regular Board Meeting
Monday January 22, 2008
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 January 22, 2008 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; and Trustee John Wilson, excused was Trustee James Carlson

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick, Attorney; Jeffrey Kaminski DPW Crew Chief; Lynne Kaminski & Robert Beck-Fire Department Commissioners; Chief Samuel DeJohn – Town of Evans Police Department; Charles LaBarbera-Code Enforcement Officer Paul Cooper – Zoning Board Chairman; Elmar Kiefer-Accountant; Dennis Glascott-Village Justice (newly appointed); Charles Katra -Town of Evans Comptroller.

PRIOR TO THE OPENING OF THE VILLAGE BOARD MEETING THE MAYOR PERFORMED THE SWEARING IN CEREMONY FOR NEWLY APPOINTED JUSTICE DENNIS GLASCOTT.

GUESTS: in attendance were Alice Escott (Town Crier); Glascott Family, James Pinto

PLEDGE OF ALLEGIANCE: was led by Charles Katra

MEETING CALLED TO ORDER at 7:31PM

APPROVAL OF MEETING MINUTES OF JANUARY 7, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

VISITORS:

- James Pinto – Concerned over the increase in the town of Evans Property Taxes due to the take over of the former Village of Angola police services. He wanted to know if the board plans on giving the Village residents a decrease to offset this increase and also asked if residents will be compensated for paying twice for the same period January through May 31 for Police protection. The Board asked accountant Elmar Kiefer if he would reply. Mr. Kiefer stated that the Village residents will see about a six dollar decrease in their property taxes this year due to transfer of police services to the Town. However, he said the board will have no way of knowing what kind of savings the transfer has on this years budget, until the books are closed on May 31 and all capital projects are accounted for. When the books are complete he will have a final figure for the Board and the board can then determine if they will be able to compensate the residents, on next years property taxes beyond the \$6.00 per thousand anticipated drop in the tax rate. In the meantime, Mr Pinto was concerned that the Board is just holding onto the extra money the taxpayers have paid. Mr. Kiefer assured Mr. Pinto, that the taxpayer's money is not just sitting here, it is earning interest and is invested wisely, and the taxpayer's will be the ones to benefit from any savings.
- No other Comments

COMMUNICATIONS:

Mayor Frawley presented the following items under communications:

- Announced a letter regarding a snow plowing complaint, info was given to the DPW

- Announced the Association of Erie County Governments Meeting this Thursday, at Michaels Banquet Hall, hopes all will attend.
- **THE BOARD ACCEPTED WITH REGRET THE RESIGNATION OF TRUSTEE JAMES CARLSON DUE TO MEDICAL AND PERSONAL PROBLEMS**, effective January 31, 2008. Motion made by Trustee DeJohn, seconded by Trustee Houston, Unanimously Carried
- Read an email from Laura Yingling, Miss Eden Corn Queen, offering her services to community events and functions.
- MOTION to Approve a ½ page ad in the amount of \$60.00 supporting the Lake Shore High School Musical “Sound of Music”, motion a made by Trustee Wilson, seconded by Trustee DeJohn.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended NEST meeting on January 10th with Trustee Wilson. Copies of the minutes for this and November 8th have been filed. Announced that the Buffalo News article regarding the Buffalo Zoo recycling project (old computers, electronic etc.) was a project offered through the NEST organization. Another such program will be offered in the spring.
- Filled out the form for the Erie County Environmental Compliance regarding recycling procedures in the village.
- Southtowns Planning and Development Group is meeting Monday, he won’t be attending due to a conflict.
- Due to the complaint from residents regarded the foul smell coming from the sewer lines, Trustee Houston contacted the Erie County Sewer District II to request an early spring cleanup and flushing of our sewer lines. He received a positive response.
- Announced that during the CDBG walk through for the North Main Waterline a comment was made regarding the buildings on N. Main between Center Street and School Street. The County people asked Trustee Houston to inform the owners they offer a Housing/Rehabilitation loan program. Trustee Houston sent all six owners a letter with packets of information regarding these programs.
- Stated that the new street lights look good on Commercial Street. The only one of the new lights not working is in front of the Old Town Crier Building. The lights have sensors on them that are sensitive to other lights around them, the DPW is making some adjustments to the sensor eyes.
- The yellow cones are up on N. Main where the CDBG sidewalk project has started. This project is scheduled to continue in the early Spring, weather permitting.

TRUSTEE DEJOHN –

- READ a proclamation stating that March 13, 2008 is recognized as World Kidney Day in New York State and in the Village of Angola, The Clerk will transfer full proclamation onto the Village Letterhead and mail it out to the Kidney Foundation. She announced that her mom was just admitted into the hospital for Kidney Failure and this proclamation really hits home.
- Announced that she and Mayor Frawley attended a Village Association meeting and listened to Kevin Gaughan regarding his purpose in visiting all municipalities. She would like to make a motion to cancel the visit on February 4th from Kevin Gaughan, and felt he was getting unnecessary publicity by speaking at the different municipalities, Trustee Wilson agrees and seconds the motion. Trustee Houston insisted on keeping the scheduled meeting, it’s already in the paper, and he would like to hear what he has to say anyways. Mayor Frawley agrees with Trustee Houston. Mayor Frawley stated that he heard what Mr. Gaughan had to say at the Association Meeting and he felt he may be going about things the wrong way, his considering that municipalities remove 2 people from the board but the Village should at least give him his

time here, as he is visiting many municipalities. The Board agrees that as far as publicity, he may get more if we cancel the scheduled appointment. Both Trustees DeJohn and Wilson rescinded their motion.

- Thanked Attorney Yusick for his recommendation of Dennis Glascott as the new Village Justice, and welcomed Justice Glascott to the Village.
- Announced the Association of Erie County Governments meeting, scheduled for Thursday at Michaels Banquet Facility in Hamburg. Hoped all of the Board and the Village Clerk will attend as Mayor Frawley will be sworn in as Vice-President of the Association of Erie County Governments by new County Executive Christopher Collins.
- Announced that the Lake Shore High School will be sponsoring a concert on Thursday evening January 31, at 7:30 featuring the Dirty Dozen Brass Band from New Orleans. This concert benefits the Lake Shore Music Scholarship Fund. Tickets are \$15.00 each.

TRUSTEE WILSON –

- Stated that the resignation of Trustee Carlson is with regret and he described Trustee Carlson as the kind of person who feels if he can't give 100% then he would rather step aside so someone else who is able to do so can step in.
- Reported on NEST and how the organization is working on many great programs for recycling. Mentioned the program currently is working with a company that is collecting recyclables and turning them into electrical energy.

TRUSTEE CARLSON –EXCUSED Mayor Frawley announced that Trustee Carlson will be sadly missed and wished he and his family the best of luck.

MAYOR FRAWLEY-

- Mentioned that he and Trustee DeJohn will be attending the NYCOM Legislative Conference in Albany during mid February. He has scheduled meetings with Senator Volker and with Assemblyman Quinn to discuss member Item money.
- He spoke with Supervisor of the Town of Evans Fran Pordum and Councilman Paul Cooper to work on setting up joint meetings with the Village Board and the Town Board to meet on a quarterly basis. This will be separate from the Tri-Board meetings that involve the school. This is to keep the Village and Town on the same page and offer ideas to each other that would benefit the community.
- Attended the Village Association meeting in Hamburg with Trustee DeJohn. The comments regarding the New Roundabouts were positive from residents and visitors.
- During the Association meeting there was a discussion of the "Great Race" that was held in 1908, the winner was from Springville, NY. They are looking to sponsor this event again to run through the city of Buffalo in May 2008.
- Announced he was asked to join County Executive Christopher Collins along with other Town and Village Leaders at a workshop on Tuesday March 4 at the University of Buffalo to discuss his plans throughout the county. UB will conduct a 20 minute presentation on a UB 20/20 vision.

ATTORNEY –

- No Report

POLICE – CHIEF SAMUEL DEJOHN:

- No report, asked if anyone had any questions.
- More Vehicles have been painted to represent "Serving the Village of Angola"

GENERAL CREW CHIEF –

- No Report- Mayor Mentioned the letter regarding York Street sidewalks.

FIRE COMMISSIONERS –

- **Commissioner Lynne Kaminski** asked what account the money from the sale of the old # 7 Ambulance went in to. The Clerk stated that it went to the sale of equipment line A2665R. Commissioner Kaminski reported that in the past, any money from the sale of Fire Department or Ambulance equipment, due to the Town of Evans Contracts with the Village for these services, or any money remaining in budget at the end of the year, goes to the equipment fund.

Motion made by Trustee Houston, seconded by Trustee Wilson to move the \$1,277.00 from the sale of the #7 Ambulance, from A2665R to the Fire Department/Ambulance Equipment Reserve, to be used for purchase of future equipment. UNANIMOUSLY CARRIED.

- **Commissioner Kaminski**, handed out her financial report she maintains of the Fire Department and Ambulance Lines. She stated that she, Linda the Village Clerk and Christine the accounts clerk, compare a checks and balances and all reports are in balance, monthly.
- **Commissioner Beck:** Announced that he and the Chief contacted Collins Correctional Facility and will be having assistance from prisoners for approximately 1-month. They should be arriving in the next week or two. They will be working in the whole Fire hall upstairs and downstairs cleaning and painting, washing and waxing Fire Department Vehicles etc. They will start at the Commercial Street Fire Hall Station #1 first and then move down to Station #2. The fire company will purchase the material.
- When preparing for the Budget this year, we will have to consider replacing the front apron of Station #2. Mayor Frawley stated that this is a project request for Member Item Money. He wants to talk to Engineer Gallo and the County regarding the storm receivers.
- Mayor Frawley asked Commissioner Beck to go down and measure the footage for the receivers.
- Trustee Wilson asked what the status of the Dival Safety and items ordered. He needs an update. Commissioner Beck stated he doesn't have it all yet. Commissioner Beck also stated that the Air Compressor is being returned because it was wired the wrong way, it came in with 3-phase, it was suppose to be single phase. As soon as it is corrected and returned, it will be hooked up. Mayor Frawley stated that all this paperwork needs to get sent to the Grant Writer Lori Szewczyk ASAP so that she may apply for the grant money.
- **Commissioner Kaminski:** Asked the Clerk to watch for a copy of the Fire Department Ambulance Town of Evans Contracts. They will be faxed over and she needs it put into her box for review.

CODE ENFORCEMENT –

- Reported on the Following:
1. 114 South Main- Trustee Houston said it was falling apart, Mr. LaBarbera had this in court, there is an ownership issue, owner passed away. Attorney Yusick said he thought this was cleaned up and resolved. Chuck will have it checked out.
 2. 28 Mill Street- currently pending bank take over – remove until spring
 3. 135 North Main- already went to violation, waiting for court date.
 4. 65 North Main- Trustee Houston said siding is falling off, Mayor Frawley said owner was waiting for the County Facade Program.
 5. 17 & 29 Washington- will investigate, his department was waiting until spring to address clean up.
 6. Emenees Tavern – he asked the board what they wanted done. It is cleaned up. Remove it.
 7. Northfolk Southern RR Barrier- they reported to Mr. LaBarbera, they do not put up barriers, this is the Village responsibility. Trustee Houston concerned of the danger of someone driving onto the tracks. He will re-look. Trustee DeJohn asked Attorney Yusick for his opinion, she stated that Trustee Houston brings this up every meeting and this is serious. The board agrees with attorney Yusick's opinion that maybe a sign should be put up. The DPW was asked to look into signage for this area, Chuck will call the Railroad one more time, and inform DPW of their response. The Railroad Company removed the old used barrier posts when they did recent track work.
 8. 95 Sunset (shed)- he will check into this and report.

9. Abandoned House Penn – Attorney asked that we be patient, owner is in Iraq but wants to save the house, it is his family’s home. The Board agreed and will request an update in the summer of 2008.
10. 129 Commercial St.- he has been getting complaints, he will pursue action as the board requests. The Board agrees that this issue has been going on for several years, and needs to be resolved. Zoning Board Chairman Paul Cooper stated that the zoning board has tried to work out an agreement, and the owners never resolved and or done what they were suppose to do. Attorney Yusick was asked what should be done from here, he stated that the owners should be cited. They’ve already gone through this, it went to court and to trial, a fine was paid. We would have to go through the process again. Commissioner Beck asked what the complaint is. Attorney Yusick stated that the property is still being used as commercial and it is zoned residential. The owners were given options to resolve this issue, and they did not comply. They need to re-file for a variance, but first still need a survey done. The Attorney does not feel it is the Village responsibility to send letters and ask they do this. They need to get cited again, and go through the whole process again. This has nothing to do with the Board, its up to the building inspector.

PLANNING – ABSENT-

ZONING – No Report

- attended the NEST meeting and stated that we were lucky to have 2 members on the board, Trustee Wilson as Treasurer and Rose Trask from the Town of Evans as secretary.
- Clark-Brant Garage- Attorney Yusick left message with Mr. Driscoll, to ask his approval on re-zoning part of his property. Waiting to hear back.

CLERK-TREASURER –

- Budget preparation: request forms were submitted to department heads.
- Contacted and distributed the CDBG score for the N. Main waterline.
- Contacted County for the Facade program, we are next on the project list-pending better weather conditions. They were already in North Collins and they were not on the list.
- Trustee Houston, asked if we got reimbursed for waterline expenses from Braasch-not yet.
- Trustee Houston also asked if the new Code Books were available yet, the Clerk stated that the Code Enforcement Officer found an error in them, and is continuing to review them. Attorney Yusick stated that it is going to take some time, we cannot just start using them. We need to hold public hearings and actually adopt the entire book, just as we would for a local law. The Clerk stated that he Code Book is Available on-line now by accessing our website.

OLD BUSINESS:

1. Sale of Water Plant- Mayor Frawley will contact Scott Abramson while in Albany.
2. Thruway Water- CRA engineers meeting with Thruway Authority Reps.
3. Senior Housing- Preconstruction meeting for January 31st. Clerk will notify all dept. heads
4. Intercontinental Bldg, Commercial St.- contacted attorney, waiting to hear back. Mayor is having the broken windows boarded up.

NEW BUSINESS:

1. Security of Emblem Bldg.- Trustee Houston asked if the Mayor could have the broken windows at this location also boarded up. Code Enforcement Officer will check it out and report at the next meeting.

RESOLUTIONS OFFERED FOR JANUARY 22, 2008

OFFERED BY TRUSTEE DEJOHN

#1 APPROVE APPOINTMENT N.E.S.T. REPRESENTATIVES

WHEREAS, the Village of Angola has received notification from NEST (North East Southtowns-Solid Waste Management) that according to Bi-Laws of N.E.S.T. the Village must appoint a representative to sit on the N.E.S.T. Board,

THEREFORE, BE IT RESOLVED that the Village Board of the Village of Angola, hereby appoints Trustee John Wilson as said representative. The Village also appoints Trustee William G. Houston as an alternative representative for the Year 2008. **MOTION MADE BY TRUSTEE DEJOHN SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

OFFERED BY TRUSTEE WILSON

#2 ADOPT THE EMPLOYEE/PUBLIC OFFICIAL POLICY

WHEREAS, it is in the best interest of the Village to have a policy to provide a procedure for employees to resolve disputes or complaints concerning the terms and conditions of their employment and for the removal of public officials from office, and

WHEREAS, it is the intent that such policies shall not supersede or replace any provisions of the law and/or collective bargaining agreements providing for alternate procedures applicable to a public official and/or employee.

NOW THEREFORE, BE IT RESOLVED, that the attached Employee/Public Official Policy is hereby adopted. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

OFFERED BY TRUSTEE HOUSTON

#3 ADOPT HARASSMENT POLICY

WHEREAS, it is in the best interest of the Village to have a policy addressing procedures for reporting, investigating and resolution of complaints of harassment, sexual or otherwise, and

WHEREAS, the Village presently has an existing harassment policy.

NOW THEREFORE, BE IT RESOLVED, that all existing harassment policies are hereby repealed and the attached Harassment Policy is hereby adopted. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, TRUSTEE DEJOHN OBSTAINED FROM VOTING.

UNANIMOUSLY CARRIED regarding the following: General Fund Abstract #16, Checks #6041 to #6080 in the total amount of \$29,026.07 and plus Payroll #1 AND 2; Water Fund Abstract #16 Checks #1530 to 1540 in the total amount of \$13,965.84 plus Water Payroll #1 AND 2; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next regular scheduled Board meeting on Monday, February 4, 2008 at 7:30. with a workshop at 6:00 if needed, **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 8:50PM.**

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer