

INDEX – June 18, 2007

VISITORS: McPeck-sign issues in front of Village Inn; Dinner Theater results

COMMUNICATIONS: MPB Celebration; Assoc. meeting; email; Zoning Planning memo; NEST-Bottle Bill

TRUSTEE HOUSTON: Phase II streetscape-Commercial Street, County workers; Sewer Authority; Southtown's Coalition; DPW cell phones; Town water service from Village; painting of hydrants; MPB award; gazebo concerts

TRUSTEE STOCKMAN: Pet bag caddies

TRUSTEE CARLSON: Erie County Conservation board.

MAYOR FRAWLEY: Cruise Nights; ECWA tour: Tax Lien; Fatal accident on Commercial Street;

GEN. CREW CHIEF: Chips funding; approval for tree service;

F/D COMMISSIONERS: report; equipment updates and repairs.

CEO: reports monthly, year-end.

NEW BUSINESS: Engineers specs on Village Hall/FD roof replacement

RESOLUTIONS:

- 1. Negative Declaration –Herman Park**
- 2. Water Shut-off's**
- 3. Approve Bond Council – Harris Beach**
- 4. Approve Bond Resolution**
- 5. Cruise Nights**
- 6. Tabled-PT clerk**
- 7. CDBG concurring N. Main**
- 8. CDBG concurring Theater**
- 9. Bigger Better Bottle Bill**
- 10. Engineering Services - K&L Demolition**
- 11. Create Position and Appointment Accountant PT-Elmar Keifer**

UMINUTES
Village of Angola
Regular Board Meeting
Monday June 18, 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 June 18, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – William Houston, Michael Stockman and James Carlson. Excused was Trustee John Wilson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Jeff Kaminski-DPW Crew Chief; Don Gallo-Engineer; Elmar Keifer-Accountant; Charles LaBarbera-Code Enforcement Officer;

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Reporter (Town Crier); Ron McPeek and Salvatore Mogavero.

PLEDGE OF ALLEGIANCE: was led by Lynne Kaminski

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF June 4, 2007: Motion made by Trustee Houston, seconded by Trustee Stockman **UNANIMOUSLY CARRIED**

VISITORS:

- Ron McPeek- Announced that his Dinner Theater was sold out and went very well
- Mr. McPeek asked the Board who ordered the Clerk to contact the Code Enforcer to have his sign, that was advertising his dinner theater, removed. The Board offered no comment as to where the complaint came from, Mayor Frawley stated that the complaint came from a resident. Mr. McPeek wanted to know who ordered it removed. The Board stated they did not have a problem with the sign. Code Enforcer LaBarbera stated that Mr. McPeek was stretching the story, the Clerk did not say the Board wanted it removed, they just wanted the Code enforcer to check it out. Mr. McPeek argued that he thought such an order should come from the Board, not the Clerk. Mr. LaBarbera stated that the Clerk acts on any complaints the Village receives and the bottom line is that the sign was in Violation, therefore he ordered a stop work order, and requested Mr. McPeek to get a permit for the sign. Trustee Houston read a memo the clerk gave to the board as requested by the Code Enforcement officer in regard to what action they want him to take on the sign. Trustee Houston then read his reply to the clerk requesting that the sign issue be resolved and to leave Mr. McPeek's sign as is. Mayor Frawley stated that the board will look into future legislation regarding signs. Discussed concerns over fee's regarding signs.
- Spoke of his status regarding a deck, still pending.
- Mr. McPeek stated a complaint about the Cross that Twisters has on their property, he stated that he was offended by it and so were some of his customers. The Code Enforcer stated that the cross is not in any Violation. Trustee Carlson offered to talk to the owner.

No other comments.

COMMUNICATIONS:

- Mayor announced that he and Trustee Houston attended the Awards ceremony and Mass at Most Precious Blood School that was held tonight celebrating 54 years. Evans Councilman Paul Cooper was the MC and Trustee Houston was given an award. Announced that there were 1266 students that graduated from MPB over the years.
- Association of Erie County Governments will hold their meeting at the Brant Community Center this Thursday, June 21st.
- Trustee Houston mentioned an email the Village received in regard to several violations; high grass; trains near playground; benches etc. He tried to contact the resident but has had no luck.
- Mentioned the zoning and training school courses, Clerk mailed all members the information.
- Mentioned information regarding the insurance on the water plant.
- NEST- mentioned the Bigger Better Bottle Law, see resolutions.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Mentioned Phase II of the Streetscape project – he and Jeff Kaminski met with salesman for the streetlights, preparing an order for Commercial Street. This is part of the Senator Volker and Congressman Quinn, member item money.
- Legislator Reynolds sent a crew to the Village on Thursday as part of the community work force program. They cleaned around the bank in Herman Park. They will also clean up around two of the XSPAND properties, grass, garbage etc.
- Observed an Erie County Sewer Truck in the area, scheduled to clean out some of the sewer lines as per earlier complaint of the bad odors.
- Economic Development Advisory Committee is proposing an incentive for business and homes in the area. Hoping to have some information pertaining to this in the fall.
- Southtown's Community Enhancement Coalition met at Connors Hot Dog Stand and heard a presentation from a UB representative regarding tourism for our areas. This is totally funded by State Grants that the 7-communities received for this coalition.
- Respect your neighbors, clean-up after your dog ad has been published in the local papers.
- Finally received an answer from a letter he sent to the Erie County Legislator Reynolds in April, regarding county work that needs to be done in the Village. They have stripped the roads as requested, will not be able to fix (raise) the street at the curb at Main and Lake Street and will not be paving Main Street for a few years. They stated they may do some work on Lake Street pending Wal-Mart Development.
- Worked with DPW Crew Chief regarding Cell Phones vs. re-installing the Radio system. Results show that it is more cost effective to keep the cell phones. Mayor Frawley mentioned that the cell phone use has been well in control and Trustee Stockman had previously made sure that the department stayed in line with usage.
- Apologized for his past remark regarding overtime for the DPW, stated that there should be no overtime unless it cannot be controlled as for example; completing already started paving work, or if an emergency should arise.
- Mentioned that Trustee Wilson is not in attendance at tonight's board meeting due to his training as a fellow firefighter for the Village.

- Reported for Trustee Wilson: Water-line for Maple and School Street Loop has been completed by E&R Contracting. Complimented the good job of the Contractor and the Engineer. This is mostly funded thru the County CDBG program.
- Mentioned the he and Jeff asked Attorney Yusick to look into the selling of Water and the service the Village provides for two locations the Village serves for the Town of Evans. One being the Gowans Road Meter Pit and the other being Hardpan Road. Attorney Yusick mentioned he has spoke to the Town and the Town Board will discuss with Erie County Water Authority and report to him.
- Mentioned the summer workers are painting the fire hydrants and it is looking really good.
- MPB celebration went very well, he received a recognition award for his work over the years with the MPB School. He mentioned a few short stories of his working relationship with Sister Theophane of the MPB while working as Superintendent of Lake Shore Central Schools.
- Gazebo Concerts will start Wednesday June 27th.

TRUSTEE STOCKMAN –

- Mentioned he was an MPB graduate and complimented Sister Theophane and her MPB leadership.
- Researched the cost of Pet Bag caddies for around the Village. He will present a report at the next meeting.
- Mentioned that he and the fire department are patiently waiting for the 30 day permissive referendum time to pass so delivery of the Ladder Truck can be scheduled.

TRUSTEE WILSON –

- EXCUSED-fire department training

TRUSTEE CARLSON –

- Mentioned the Erie County Conservation Board met tonight, he could not attend due to tonight's board meeting but plans on attending the next meeting. Plans on getting some more information on creating a community board.
- Announced he and Trustee Houston have discussed the overtime issues and expressed his concern of watching the budget lines.

MAYOR FRAWLEY –

- Announced that Tony Troidl will be the chairperson for Cruise Nights. He will discuss insurance for this event and will have the office contact the NFTA to re-route the bus routes. Also will discuss the closing of Main only from Center to School, unless he does a super cruise, in that case, maybe use more of Main Street. Will play it week to week to see what kind of turnout he gets. They should be starting on Thursdays in June throughout the summer, see resolution.
- Talked with Tom Wick of the Erie County Water Authority, the authority is scheduling a tour of the North Tonawanda Plant, he is discussing with them the possibilities of having a tour at the Sturgeon Point Road Plant.
- The Erie County Tax Lien Committee (TLC) has been meeting to discuss XSPAND properties.
- Thanked the DPW Crew Chief for disposing of the two large shrubs near the Addison Funeral Home on N. Main Street. The ones near the COA Building were also taken care of.

- Discussed a fatality on Commercial Street, due to a car speeding and flipping over. May be wise to look into concrete barriers for Washington and Commercial Street areas for the Fire Department's 125th anniversary celebration to avoid any issues along this area. Commissioners will be notified. Mentioned the Board is still waiting for the application for the assemblage for this event, there is only one more board meeting prior to the event date.

ATTORNEY –

- Asked the Board to move into Executive Session to discuss a personnel matter. Motion made by Trustee Carlson, seconded by Trustee Houston to enter into executive session. 8:23PM. **NO ACTION TAKEN IN EXECUTIVE SESSION**
Motion to re-enter the regular board meeting made by Trustee Carlson, seconded by Trustee Houston 8:50PM

POLICE –

- EXCUSED

GENERAL CREW CHIEF –

- Received \$67,000 of the CHIPS Funding. Another \$30,000 will be applied for in the spring.
- Needs the board to approve the hiring of Covey Tree of Frewsburg NY. To trim and remove trees, as per budgeted expense. Motion to approve the tree cutting work at around \$4,000 with one adjustment to be made on Rosiland Drive, and to work with National Grid who will be removing trees to install new lines. Motion made by Trustee Houston seconded by Trustee Stockman, **UNANIMOUSLY CARRIED.**

FIRE COMMISSIONERS –

Lynne Kaminski

- Announced that Commissioner Davis had to leave early due to not feeling well.
- Read Fire Report for the Month of May.
- Working on list of drivers as requested by the Village's insurance company.
- Chief's and commissioners are working together on equipment updates and repairs.
- Trustee Houston asked that they look into the water cooler that does not work. He also asked to have the department work on the trim around the men's bathroom door.
- Commissioner Kaminski stated that the Fire Halls have been neater and cleaner and the department has been working on equipment. They will work try to work on these mentioned issues as they can.

CODE ENFORCEMENT –

- Have submitted monthly report for May and the Year end report.
- Working on a list of violations. Mentioned some being; Paglia; White; 65 N. Main; properties.

PLANNING –

- EXCUSED- Mayor Frawley mentioned a meeting being scheduled in the near future for the Goys Project. Code Enforcer stated they are getting some issues resolved on the plans first. Trustee Houston mentioned that the Planning Board needs to get moving on this project and the fact that the board may want to consider the termination of the Planning Board. Trustee Carlson commented that this might be a good idea.

ZONING – EXCUSED- no report

CLERK-TREASURER –

- NO REPORT

OLD BUSINESS:

1. Sale of Water Plant-the Board mentioned a letter, the Village received.
2. Thruway Water– pending response
3. Senior Housing- Mayor Frawley mentioned that things are moving along. Also received good news from the Erie County Department of Environment and Planning that they will contribute \$179,000 towards this project if it is approved.
4. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. Obtain specs for Fire Hall and Village Hall Roof: Trustee Houston asked the Village Engineer draw up specifications for the replacement of the Village Hall/Fire Hall Roof and forward to Jeff Kaminski to solicit quotations.

RESOLUTIONS OFFERED FOR JUNE 18, 2007

#1 NEGATIVE DECLARATION HERMAN PARK IMPROVEMENT

WHEREAS, the Village Board of Trustees of the Village of Angola has determined that it should act as lead agency pursuant to the State Environmental Quality Review Act (SEQRA) in conducting a review of the proposed improvements to Herman Park, Mill Street, Angola, New York, including the construction of a bathroom, construction of a walkway and construction of picnic shelters (the “Project”);

WHEREAS, the Village Board of the Village of Angola has considered the Project and is conducting its review of the Project pursuant to SEQRA; and

WHEREAS, the Village Board of the Village of Angola has duly considered the Short Environment Assessment Form, the proposed Project and the criteria for determining the significance of the Project pursuant to SEQRA regulations; and

WHEREAS, the Village Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination.

NOW THEREFORE BE IT RESOLVED, by the Village Board of the Village of Angola as follows:

1. The Village Board declares itself to be lead agency pursuant to SEQRA in conducting a review of the Project.
2. That Trustee Houston is authorized to have executed and filed a short Environmental Assessment form which has been reviewed by the Village Board.
3. The Village Board declares that the Project will not result in any large and important impacts, and therefore, the approval of the Project will not include and significant adverse environmental impacts.
4. This resolution shall be effective immediately

MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

#2 APPROVE WATER SHUT OFFS OF DELINQUENT WATER ACCOUNTS

BE IT RESOLVED that the Angola Village Board OF Trustees does hereby authorize the water clerk to issue water shut-offs per the attached list of delinquent water accounts unless paid in full by Tuesday, June 19th. 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 is \$2,944.37.

MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED

#3 APPROVE PROPOSAL FROM HARRIS BEACH TO PROVIDE BOND COUNSEL

WHEREAS, Harris Beach PLLC has submitted to the Village of Angola a written proposal to provide bond counsel services in connection with the Village as copy of which proposal was presented to the Board of Trustees for its consideration and review; and

WHEREAS, the Board of Trustees, having given due consideration of such proposal, wishes to retain Harris Beach PLLC as Bond Counsel;

NOW, THEREFORE, IT IS RESOLVED, that the proposal submitted by Harris Beach PLLC to provide bond counsel services to the Village is hereby approved and, subject to the terms of such proposal, Harris Beach PLLC is appointed as Bond Counsel to the Village for the bond and note financings to be undertaken in connection with the Village's capital improvement project; and it is

FURTHER RESOLVED, that Mayor, and the other authorized officers of the Village are hereby authorized, on behalf of the Village, to execute a written acceptance of such proposal. **MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#4 APPROVE BOND RESOLUTION

BOND RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF ANGOLA, ERIE COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING VARIOUS CAPITAL IMPROVEMENTS AS DESCRIBED BELOW; ESTIMATING THAT THE TOTAL COST THEREOF IS \$125,000; APPROPRIATING SAID AMOUNT THEREFORE; AND AUTHORIZING THE ISSUANCE OF \$125,000 IN SERIAL BONDS OF THE VILLAGE TO FINANCE SAID APPROPRIATION

WHEREAS, the Board of Trustee of the Village of Angola (the "Board of Trustees") is considering the authorizing (i) the replacement of existing water lines on School Street including incidental improvements and expenses in connection therewith; (ii) certain enhancements and improvements to the recreational facilities at Herman Park, including the construction of a concrete restroom, the acquisition and installation of two picnic shelters, the purchase of four picnic tables, the purchase and installation of benches to be placed along side the walking/bike path facing Big Sister Creek and the installation of an asphalt recreational pathway suitable for walking/jogging/hiking/biking along the perimeter of Herman Park; (iii) the removal of asbestos and demolition and site clearing of an approximately 9,500 square-foot vacant building located at 83-87 North Main Street; (iv) the replacement of the roof for the Fire Hall / Village Hall; and (v) to finance the estimated cost of reconstructing and repaving Grove Street, Mill Street, School Street, including the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping and grading (collectively, the "Project"); and

(Bond resolution continued)

WHEREAS, with respect to each of the actions included in the Project, the Village has previously determined that such action will not have a significant impact on the environment and has issued a negative declaration therefore under the State Environmental Quality Review Act and the regulations of the New York State Department of Environmental Conservation thereunder (collectively, "SEQRA") or has determined that such action constitutes a "Type II" action under SEQRA and therefore no further action under SEQRA with respect thereto needs be taken by the Board of Trustees; and

WHEREAS, the Board of Trustees now wishes to appropriate funds for the Project and to authorize the issuance of the Village's serial bonds or bond anticipation notes to finance said appropriation.

NOW THEREFORE, THE BOARD OF TRUSTEES OF THE VILLAGE OF ANGOLA, ERIE COUNTY, NEW YORK (THE "VILLAGE") HEREBY RESOLVES (by the affirmative vote of not less than two-thirds of all the members of such body), AS FOLLOWS:

SECTION 1. The Village is hereby authorized to issue \$25,000 principal amount of serial bonds pursuant to the provisions of the Local Finance law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the replacement of existing water lines on School Street including incidental improvements and expenses in connection therewith. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$115,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of the \$25,000 in serial bonds of the Village authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and the application of \$90,000 in federal grant monies to be received by the Town. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is forty (40) years, pursuant to subdivision a. 1 of Section 11.00 of the Law.

SECTION 2. The Village is hereby authorized to issue \$32,000 principal amount of serial bonds pursuant to the provisions of the Local Finance law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the estimated cost of certain enhancements and improvements to the recreational facilities at Herman Park, including the construction of a concrete restroom, the acquisition and installation of two picnic shelters, the purchase of four picnic tables, the purchase and installation of benches to be placed along side the walking/bike path facing Big Sister Creek and the installation of an asphalt recreational pathway suitable for walking/jogging/hiking/biking along the perimeter of Herman Park. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$64,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of the \$32,000 in serial bonds of the Village authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and the application of \$32,000 in federal grant monies to be received by the Town. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is fifteen (15) years, pursuant to subdivision a.19(c) of Section 11.00 of the Law.

(Bond resolution continued)

SECTION 3. The Village is hereby authorized to issue \$32,000 principal amount of serial bonds pursuant to the provisions of the Local Finance law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the removal of asbestos and demolition and site clearing of an approximately 9,500 square-foot vacant building located at 83-87 North Main Street. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$352,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of the \$32,000 in serial bonds of the Village authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds and the application of \$320,000 in grant monies to be received by the Town from New York State. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is ten (10) years, pursuant to subdivision a. 12-a of Section 11.00 of the Law.

SECTION 4. The Village is hereby authorized to issue \$15,000 principal amount of serial bonds pursuant to the provisions of the Local Finance law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the replacement of the roof for the Fire Hall / Village Hall. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$15,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of the \$15,000 in serial bonds of the Village authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is ten (10) years, pursuant to subdivision a.12(a)(3) of Section 11.00 of the Law.

SECTION 5. The Village is hereby authorized to issue \$21,000 principal amount of serial bonds pursuant to the provisions of the Local Finance law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (the "Law") to finance the estimated cost of reconstructing and repaving Grove Street, Mill Street, School Street, including the construction or reconstruction of sidewalks, curbs, gutters, drainage, landscaping and grading. It is hereby determined that the maximum estimated cost of the aforementioned specific object or purpose is \$21,000, said amount is hereby appropriated therefore and the plan for the financing thereof shall consist of the issuance of the \$21,000 in serial bonds of the Village authorized to be issued pursuant to this resolution or bond anticipation notes issued in anticipation of such bonds. It is hereby determined that the period of probable usefulness for the aforementioned specific object or purpose is ten (10) years, pursuant to subdivision a. 20(c) of Section 11.00 of the Law.

SECTION 6. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof, pursuant to subdivision d.9. of Section 107.00 of the Law.

SECTION 7. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Law, for the capital purposes described in Sections 1 through 5 of this resolution. The Village shall reimburse such expenditures with the proceeds of the bonds or bond anticipation notes authorized by Section 1 and 2 of this resolution. This resolution shall constitute a declaration of "official intent" to reimburse the expenditures authorized by Section 1 through 5 hereof with the proceeds of the bonds and bond anticipation notes authorized herein, as required by United States Treasury Regulation Section 1.150-2.

(Bond resolution continued)

SECTION 8. The final maturity of the bonds herein authorized to be issued shall not be in excess of five (5) years measured from the date of issuance of the first serial bond or bond anticipation note issued pursuant to Sections 1 through 5 of this resolution.

SECTION 9. Each of the serial bonds authorized by this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any bond anticipation notes issued in anticipation of said bonds shall be general obligations of the Village, payable as to both principal and interest by a general tax upon all the real property within the Village without legal or constitutional limitation as to rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal and interest on said serial bonds and bond anticipation notes and provisions shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and bond anticipation notes to mature in such year and (b) the payment of interest to be due and payable in such year.

SECTION 10. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of said obligations and of Sections 21.00, 50.00, 54.90, 56.00 through 60.00, 62.10 and 63.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing serial bonds and bond anticipation notes and prescribing terms, form and contents as to the sale and issuance of bonds herein authorized, including without limitation the determination of whether to issue bonds having substantially level or declining debt service and all matters relating thereto, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Further, pursuant to subdivision b. of Section 11.00 of the Law, in the event that bonds to be issued for one or more of the objects or purposes authorized by this resolution are combined for sale, pursuant to subdivision c. of Section 57.00 of the Law, with bonds to be issued for one or more objects or purposes authorized by other resolutions of the Board of Trustees, then the power of the Board of Trustees to determine the "weighted average period of probable usefulness" (within the meaning of subdivision a. of Section 11.00 of the Law) for such combined objects or purposes is hereby delegated to the Village Treasurer, as the Chief Financial Officer of the Village.

SECTION 11. The Village Treasurer is hereby further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution and any notes issued in anticipation thereof, as excludable from gross income for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and to designate the bonds authorized by this resolution and any notes issued in anticipating thereof, if applicable, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3)(B)(i) of the Code.

SECTION 12. The Village Clerk is hereby authorized and directed to cause a copy of this resolution to be published in full in the official newspaper of the Village, for such purpose, together with a notice of the Village Clerk in substantially the form provided in Section 81.00 of the Law.

(Bond resolution continued)

SECTION 13. The validity of the bonds authorized by this resolution and of any bond anticipation notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of such 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

(c) such obligations are authorized in violation of the provisions of the constitution.

The following vote was taken and recorded in the public or open session of said meeting:

Howard Frawley	VOTING	AYE
William Houston	VOTING	AYE
Michael Stockman	VOTING	AYE
John Wilson	VOTING	ABSENT
James R. Carlson	VOTING	AYE

ESTOPEL NOTICE The Resolution published herewith has been adopted on the 18th day of June, 2007, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Village of Angola, Erie County, New York is not authorized to expend money or if the provisions of law which should have complied with, and an action, suit or proceeding, contesting such validity is commenced within twenty (20) days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the constitution. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#5 APPROVE ASSEMBLAGE FOR CRUISE NIGHTS IN THE VILLAGE

RESOLVED that the Village of Angola Board of Trustees approves the application requesting the following for an Assemblage Permit in accordance with established terms and conditions:

Tony Troidl, Cruise Night beginning every Thursday June 28th through August 30th 2007 from 6:00 to 9:00 P.M. with cars parked on North Main Street between Lake Street and School Street and music via live performance and/or sound system. Assemblage application requests that North Main Street be closed at 5:30 PM only allowing participating vehicles to enter. Angola DPW, Angola Police, Angola Fire Dept and the NFTA will be notified accordingly.

MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

TABLED

#6 APPROVE APPLICATION OF CHRISTINE MITTNER FOR ACCOUNT CLERK TYPIST-PT

RESOLVED that the Village of Angola Board of Trustees approves the employment application of Christine F. Mittner as Account-Clerk-Typist Part-Time, at a rate of \$8.50 per hour, expected starting date of July 2, 2007 after approval of Erie County Personnel. ***OFFERED BY TRUSTEE HOUSTON no second, Trustees want more information on applicants. This resolution tabled***

#7 CONCURRING RESOLUTION- AUTHORIZING THE FILING OF AN APPLICATION FOR THE FUNDS WITH THE ERIE COUNTY DEPARTMENT OF ENVIRONMENT AND PLANNING

The purpose of the resolution is to have on record a statement confirming that the applicant has formally requested a grant, has designated an official to perform the required duties between the applicant and the Erie County Department of Environment and Planning and has assured, where applicable, the provision of local matching funds. In addition, the applicant will comply with all provisions of the CDGB application.

WHEREAS, the Village of Angola is desirous of obtaining funds from the Department of Environment and Planning in the amount not to exceed \$100,000.00 (N. Main Sidewalk Project) under the Federal Housing and Community Development Act as amended.

NOW THEREFORE BE IT RESOLVED that the Village of Angola Board does hereby formally request funding from the Department of Environment and Planning; and

BE IT FURTHER RESOLVED the Board of Trustees does hereby if awarded designate Howard Frawley-Mayor as the official to file all applications, documents, and forms between and if awarded execute a contract with Erie County.

BE IT FURTHER RESOLVED, that the Village of Angola will assure, where applicable, the provision of the full local share of the project costs.

**MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN,
UNANIMOUSLY CARRIED**

#8 CONCURRING RESOLUTION- AUTHORIZING THE FILING OF AN APPLICATION FOR THE FUNDS WITH THE ERIE COUNTY DEPARTMENT OF ENVIRONMENT AND PLANNING

The purpose of the resolution is to have on record a statement confirming that the applicant has formally requested a grant, has designated an official to perform the required duties between the applicant and the Erie County Department of Environment and Planning and has assured, where applicable, the provision of local matching funds. In addition, the applicant will comply with all provisions of the CDGB application.

WHEREAS, the Village of Angola is desirous of obtaining funds from the Department of Environment and Planning in the amount not to exceed \$100,000.00 (New Angola Theater Improvements) under the Federal Housing and Community Development Act as amended.

NOW THEREFORE BE IT RESOLVED that the Village of Angola Board does hereby formally request funding from the Department of Environment and Planning; and

BE IT FURTHER RESOLVED the Board of Trustees does hereby if awarded designate Howard Frawley-Mayor as the official to file all applications, documents, and forms between and if awarded execute a contract with Erie County.

BE IT FURTHER RESOLVED, that the Village of Angola will assure, where applicable, the provision of the full local share of the project costs.

**MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN,
UNANIMOUSLY CARRIED**

#9 APPROVE BIGGER BETTER BOTTLE BILL

WHEREAS, the New York Bottle law has resulted in Millions of Dollars in landfill fees and make our communities safer and more attractive by removing litter, and

WHEREAS, non-carbonated beverages, make up more than 20% of the New York Beverage market, and

WHEREAS, new legislation is proposed to expand the Bottle Law to non-carbonated beverage containers.

NOW THEREFORE BE IT RESOLVED that the Village of Angola Board of Trustees urge State lawmakers to support cleaner communities, a healthier environment, and increased funding for environmental programs by adopting, as legislation the Bigger Better Bottle Bill in the 2007-2008 State Budget and the Clerk is Authorized to send copies of this resolution to appropriate parties.

**MOTION MADE BY TRUSTEE CARLSON SECONDED BY TRUSTEE HOUSTON,
UNANIMOUSLY CARRIED**

#10 APPROVE PROPOSAL FROM DON GALLO FOR ENGINEERING SERVICES FOR THE K&L DEMOLITION PROJECT

WHEREAS the Village has received a grant for the demolition of the K&L Building at 83-87 North Main Street, and

WHEREAS, professional engineering services are required for such project, and

WHEREAS, Donald Gallo, consulting engineer has submitted a proposal for such project.

BE IT RESOLVED, that Donald Gallo Consulting Engineer is engaged to provide engineering services pursuant to his proposal dated June 18th 2007, and mayor Howard Frawley is directed to execute such proposal on behalf of the Village. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED**

(Resolutions continued)

#11 APPROVE CREATION OF A POSITION AND APPOINTMENT OF ELMAR KEIFER

BE IT RESOLVED, the Village of Angola hereby creates a part-time Civil Service Title/ Position entitled Village Accountant –PT and that Elmar Keifer be appointed to such position at the rate of \$20.00 per hour. Effective June 1, 2007. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE CARLSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED** regarding the following: **General Fund Abstract #1 and 2, Checks #5545 to #5614 in the total amount of \$146,745.25 plus Payroll #13; Water Fund Abstract; #1 and 2, Checks #1412 to 1426 in the total amount of \$36,863.73 plus Water Payroll #13; UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next scheduled regular Board Meeting July 16th 2007 at 7:30, with a 6:00 workshop with Elmar Keifer. **MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED** meeting adjourned at 9:30 PM

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer