

## **INDEX – November 5, 2007**

**VISITORS:** No comments

**COMMUNICATIONS:** Senior Housing HUD202 Approved; Association of Erie County Governments and Village Officials Association Holiday meeting; Fuhrmann Blvd support from Mayor; NEST; Eagle Scout recognition; Planning and Zoning; Eden Trailblazers; NYCOM Executive Committee Minutes; Sewer Board representation.

**TRUSTEE HOUSTON:** Tri-Board meeting items discussed, Hub nominated for Vice President for Association of Erie County Governments; National Grid, clean up on Gowans Rd.; Main Street Clock Repair; CDBG letters of support; K&L Demolition completed.

**TRUSTEE DEJOHN:** Mourning Buntings as Memorial for Michael Walters, a past Mayor; Justice Court grants and the importance of keeping Court in Village; Property on Mill and Orchard, Mayor cut lawn; Copied Hoelzle letter to Lieutenant Hepkins.

**TRUSTEE WILSON:** Importance of Identity in Village; General elections; announced Scott Russell a good candidate for FD Commissioner.

**TRUSTEE CARLSON** – no report

**MAYOR FRAWLEY:** regionalism meeting at Albright Knox; Fuhrmann Blvd. Expansion support; Justice Court System; Committee for abandoned Properties; NYCOM abandoned Properties workshop; Reid Petroleum; Tri-board; excused for next meeting, Deputy Mayor Houston will hold next board meeting.

**ATTORNEY YUSICK:** No report- discussed at workshop

**POLICE:** Lieutenant Hepkins- commented Fire Department and DPW; designated Angola police car painted and in service; reported 350 calls; parking ban.

**GENERAL CREW CHIEF:** Stormwater meeting Nov 14<sup>th</sup>; Village Hall/Fire Hall Roof replacement. Commercial Street Lights.

**F/D COMMISSIONERS:** Christmas in the Village; Holiday decorations inspection; Set up for elections at station 2.

**CLERK-TREASURER:** Motion to Approve New Copy Machine; Website; Photo's K&L and Goya Nov 1<sup>st</sup> results; Thruways meeting pending

**OLD BUSINESS:** Water Plant; Thruway; senior Housing; Intercontinental bldg; K&L; Grant/legislative Monies - air compressor-depot-etc.

**NEW BUSINESS:** Temporary advisory group; skateboard law; Eden trailblazers

### **RESOLUTIONS:**

- 1. Special Election Notice**
- 2. Animal Alliance of WNY**
- 3. Assemblage Christmas in Village**
- 4. Election notices**
- 5. Delinquent taxes to Erie County**
- 6. Snow Removal agreement**
- 7. CDBG amendment**

**MINUTES**  
**Village of Angola Regular Board Meeting**  
**Monday November 5, 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 November 5, 2007 at 7:30 PM, there were **PRESENT:** Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; Trustee James Carlson and Trustee John Wilson.

**ALSO PRESENT:** Linda Giancarlo, Village Clerk; Andrew Yusick, Attorney; Jeff Kaminski DPW Crew Chief; Charles LaBarbera CEO; Lynne Kaminski-Fire Department Commissioner; Lieutenant Donald Hepkins – Town of Evans Police Department;

**GUESTS:** in attendance were Alice Escott (Town Crier); Jill Barrett; Salvatore Mogavero

**PLEDGE OF ALLEGIANCE:** was led by Lieutenant Donald Hepkins

**MEETING CALLED TO ORDER** at 7:30PM

***MAYOR FRAWLEY REQUESTED A MOMENT OF SILENCE AS A MEMORIAL TO OUR PAST MAYOR MICHAEL WALTERS***

**APPROVAL OF MEETING MINUTES of October 15, and Special Meeting October 25, 2007 MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

**VISITORS:**

- No Comments

**COMMUNICATIONS:**

- Mayor Frawley presented the following items under communications:
  1. Announced HUD's approval for Senior Housing for the Village of Angola
  2. Announced the Association of EC Governments and the Village Officials Association are hosting a joint Holiday dinner/meeting at Salvatore's Italian Gardens on Thursday November 15, invited all to attend.
  3. Mentioned his support letter to the Buffalo News regarding the Furhmann Blvd. Expansion.
  4. Mentioned the next NEST meeting
  5. Congratulated a local youth Jeremy Courneya, that has been ranked as Eagle Scout, the Clerk has prepared a proclamation and will invite the young man to a future board meeting.
  6. Planning and Zoning training seminars are being offered, Both boards have been notified.
  7. Mentioned the Status of the boards action regarding the Eden Trailblazers. Discussed at the workshop, there currently is no law prohibiting their easement, if their easement was properly granted. Attorney Yusick suggests an affidavit from them stating that they have access.
  8. Deputy Mayor commented on the NYCOM Executive Session minutes that the Mayor distributed. He found them very interesting.
  9. Deputy Mayor asked if the Village should have representation on the Erie County Sewer Board, the Mayor will call Legislator Reynolds to find out.

## **DEPARTMENT HEAD/COMMITTEE REPORTS:**

### **TRUSTEE (Deputy Mayor) HOUSTON –**

- Attended the Tri-Board meeting at Lake Shore High School. Discussed many items:
  1. Crooked Signal on Beach and N. Main- the Village Board will contact Tim Clark again and get him to fix this, this could be hazardous. Lieutenant Hepkins will also check into it.
  2. Rules- regarding canvassing and Civil Service list- being studied by the School Board. Next meeting will not be until the end of June 2008.
- Mentioned and congratulated Mayor Hub Frawley as he has been nominated for “Vice President” of the Association of Erie County Governments. Elections will be held at the annual Holiday meeting.
- Stated that after his persistent pressure on National Grid, they have finally cleaned up the property at 2 Gowans Road.
- Commended DPW Crew Chief Jeff Kaminski for fixing the Clock on North Main Street.
- Announced the new 2008-2009 CDBG project for the North Main Street waterline, and letters of support that were generated for Lori Szewczyk to submit with the grant application
- K&L demolition is completed and it looks great. Mentioned some comments that he received from the public, mostly positive.

### **TRUSTEE DEJOHN –**

- Thanked the office and DPW and Mayor for displaying the memorial Buntings for past Mayor Michael Walters. Discussion of whether or not to close the office resulted in no closing of the office, but anyone wishing to attend his memorial may do so. This is addressed to all departments.
- Attended the Erie County Governments Meeting discussed the benefit of the Village maintaining their court system, and also discussed court grants that are available on an annual basis, the deadline is August 31, annually.
- Thanked Mayor Frawley for cutting the lawn on the corner of Mill and Orchard.
- Checked the property on Maple Street, nothing was found.
- The clerk’s office generated the approved letter to Mr. Hoesle regarding chairs at his business being brought outside by his patrons. She provided a copy to Lieutenant Hepkins.

### **TRUSTEE WILSON –**

- Thanked Trustee DeJohn for recognizing the importance of maintaining the Court system and Village identity.
- Reminded all to go out and vote tomorrow.
- As liaison for the Fire Department, would like to recommend, Scott Russell, for the opening of commissioner for the Fire Department.

### **TRUSTEE CARLSON –**

- No report

### **MAYOR FRAWLEY-**

- Attended a NYS Commission of Local Governments meeting at Albright Knox, discussed regionalism, mergers, health insurance. Studies are being performed. Provided pamphlets and asked the clerk to generate them to local officials and the Lake Shore School Superintendent Rabey.

- Spoke of his support for the Furhmann Blvd. Highway expansion to better accommodate commuters and to better enhance future waterfront development.
- Discussed annual Court grants, and his intention to keep the court system active in the Village.
- Discussed the NYCOM seminar regarding Vacant/Abandoned Properties.
- Contacted owner of Yellow Goose, Ried Petroleum to ask of status of any leasing of the property, informed them of Senior Housing.
- Mentioned the tri-board meeting, he could not stay at meeting but felt there were a lot of good topics being discussed.
- Announced that he will not be at the next board meeting, Deputy Mayor Houston will be administrating the meeting in his place.

**ATTORNEY –**

- No report- discussed at workshop

**POLICE – Lieutenant Hepkins reported:**

- Complimented the Fire Department, Fire Police and the Village DPW for all of their assistance with the local parades, everything went very smooth.
- Stated that the designated Village Patrol Car is now painted and serving the Village zone.
- Stated that the parking ban is now in effect and the department is aware and will enforce.
- Reported that there were over 350 calls for the Village From October 9<sup>th</sup> through November 5<sup>th</sup>.
- DPW Crew Chief Kaminski reminded Lieutenant Hepkins to make sure the officers know to patrol around the Water Tower on Commercial Street to avoid anyone tampering with the water supply.
- Trustee Houston complimented the patrolling of the side streets, and the Forest Ave Cemetery area.
- Mayor Frawley asked if Lieutenant Hepkins was aware of any expenses generated by the merger, and to make sure the Clerk gets them, to file towards a grant.

**GENERAL CREW CHIEF –**

- Will be attending a Stormwater meeting on November 14. Trustee DeJohn offered to attend this meeting to become familiar with the new legislation that will be going into effect at the end of the year.
- The Village Hall/Fire Hall Roof is completed. The contractor did a wonderful job.
- Reported he has not gotten any price on the Commercial Street Streetlight installation yet from Spoth. Trustee Houston asked him to follow up.
- to be repaired and put back into place soon.

**FIRE COMMISSIONERS –**

- Commissioner Kaminski reported that Christmas in the Village will be on December 8<sup>th</sup>.
- Stated that around November 10 and 11<sup>th</sup> the youth group will work on the lights and decorations to make sure everything is working and in good shape.
- Reported that she gave the Evans Police the keys for station two to open for the General Elections.

Mayor Frawley announced the lights throughout the Village will be put up on December 2, volunteers are needed, and also asked the DPW to check the Drain at the Rickert Bldg.

**CODE ENFORCEMENT –**

- NO Report: All of the following will be kept on the agenda  
114 South Main; 28 Mill Street; 135 North Main; 65 North Main; 17 & 29 Washington;  
Emenees Tavern

**PLANNING – Excused**

**ZONING – Excused**

**CLERK-TREASURER –**

- **Motion to approve a new 60 month Copier Lease, newer model with a rate of \$199.50 per month (less than \$200.85 the current rate per month). Motion made by Trustee Houston Seconded by Trustee Carlson, Unanimously carried.**
- Stated that she took pictures of the K&L Project and Goya Foods Project at the Mayors request to send to County and State Officials.
- Trustee Wilson asked that she update the website, he will email her the details.
- Announced that she is still waiting for the information from Trustee Wilson for the Hose Dryer auction. Both Trustee Houston and Trustee Wilson asked her to contact Tiger Schmittendorf.

**OLD BUSINESS:**

1. Sale of Water Plant – discussed at workshop
2. Thruway Water- pending
3. Senior Housing- Approved- over 4 million dollars approved as a HUD202 project North Main Street location, 30 units will be available to low to moderate income seniors.
4. Intercontinental Bldg, Commercial St.- several interested parties, no action yet
5. K&L- demolition project is completed, this was a Restore NY Project

**NEW BUSINESS:**

1. Discussed Skateboarding law- DPW Crew Chief will move the sign, the law sets boundary at School Street.
2. Eden Trailblazers – there is no law that prohibiting their easement if the easement was properly granted.

**RESOLUTIONS NOVEMBER 5, 2007**

**#1 APPROVE NOTICE OF SPECIAL ELECTION**

**RESOLVED**, pursuant to Section 15-104 Subdivision 3(a) of the Election Law, the following office is to be filled at a Special Election to be held March 18<sup>th</sup> 2008 in the Village of Angola.

**TRUSTEE – To fill an unexpired term for 1-year**

**BE IT FURTHER RESOLVED** that the Village Clerk is hereby directed to publish a Legal Notice stating the above. **MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

**#2 APPROVE SUPPORT FOR ANIMAL ALLIANCE OF WNY**

**WHEREAS**, the Society for the Prevention of Cruelty to Animals serving Erie County is the lead agency for a grant from the Maddie’s Fund to support community wide collaborations for adoption guarantee organizations, traditional shelters, animal control agencies, and private practice veterinarians working together to end the killing of healthy and treatable shelter dogs and cats; and

**WHEREAS**, the Angola Village Board wishes to express its support for this application and also appreciation for the excellent work performed by the Erie County SPCA in the community is support of our animal control program;

**NOW, THEREFORE, BE IT RESOLVED**, that the Angola Village Board and the Animal Control program will support the efforts of the Animal Alliance of Western New York and the Erie County SPCA through partnering with them to save the lives of cats and dogs through ongoing communication, record keeping and best practices; and

**BE IT FURTHER RESOLVED**, that the Mayor is authorized to sign the Statement of Support prepared by the Erie County SPCA; and

**BE IT FURTHER RESOLVED**, that the Village Clerk forward certified copies of this resolution to the Western New York Delegation, the Town Supervisors and City and Village Mayors of Erie County. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

**#3 APPROVE ASSEMBLAGE PERMIT FRIENDS OF THE VILLAGE**

**RESOLVED** that the Village of Angola Board of Trustees approves the application for an Assemblage Permit in accordance with established terms and conditions: Sherry Schuster of “Friends of the Village” to assemble a parade to go from the Commercial Street Fire Hall to Main Street to Center Street ending at the William G. Houston Gazebo on Saturday December 8<sup>th</sup> 2007 at 12:00 for the Celebration of Christmas in the Village. Angola DPW, Evans Police, Angola Fire Dept and the NFTA will be notified accordingly. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

**#4 AUTHORIZE ELECTION NOTICES**

**BE IT RESOLVED** that the Village of Angola Board of Trustees does hereby authorize the Clerk-Treasurer to publish, pursuant to law, all necessary notices for the March 18<sup>th</sup> 2008 Special Village election commencing with the November notice designating offices to be filled. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

**#5 DELINQUENT TAXES TO COUNTY**

**WHEREAS**, the Village of Angola Board authorizes the Village Clerk to send the delinquent tax list to Erie County, now

**THEREFORE BE IT RESOLVED** that the Village of Angola Board of Trustees have certified that the attached statement of the year 2007 unpaid taxes are true and eighty-nine (89) parcels are to be forwarded to the Erie County Department of Finance for collection of sixty-six-thousand-one-hundred-thirty-seven-dollars and ninety-one-cents (\$66,137.91)

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

**#6 AUTHORIZE MAYOR TO EXECUTE SNOW REMOVAL AGREEMENT WITH ERIE COUNTY**

**WHEREAS**, The Village of Angola Board of Trustees has approved an Erie County Snow Removal Agreement between the Village of Angola and the County of Erie via resolution on September 4, 2007, **NOW**,

**THEREORE, BE IT RESOLVED**, the Village Board of the Village of Angola hereby authorizes Mayor Howard “Hub” Frawley to sign and execute said agreement, and authorizes the Village of Angola to name Erie County as additional insured as per agreement. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

**#7 AUTHORIZE MAYOR TO EXECUTE AGREEMENT WITH ERIE COUNTY FOR AMENDED 2007-2008 CDBG FUNDING**

**BE IT RESOLVED**, The Village of Angola Board of Trustees hereby authorizes Mayor Howard “Hub” Frawley to sign and execute a First Amendatory Agreement with Erie County Department of Environment and Planning, amending the 9/19/07 Agreement of the 2007-2008 CDBG project for the North Main Street sidewalk improvement project, due to the higher bid amount, the funding was increased to \$91,663.00.

**MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

**AUDIT OF BILLS** – motion made to approve the bills, **BY TRUSTEE CARLSON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #11, Checks #5878 to #5914 in the total amount of \$51,553.70 plus Payroll #23; Water Fund Abstract; #11 Checks #1485 to 1489 in the total amount of \$28,956.08 plus Water Payroll #23; **UNANIMOUSLY CARRIED**

**MOTION TO ADJOURN in MEMORY OF PAST MAYOR MICHAEL WALTERS WHO PASSED AWAY ON SUNDAY**, to the next scheduled regular Board Meeting, Monday November 19<sup>th</sup> 2007 at 7:30. with a workshop at 7:00 if needed **MOTION MADE BY TRUSTEE DeJOHN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 8:37PM**

Submitted By

Linda D. Giancarlo  
Village Clerk- Treasurer