

MINUTES
Village of Angola
Workshop
Monday, May 9, 2022 5:30 P.M

Bill Henry – Solar WNY – Asked why Village Board opted out of Real Property Tax Law 487 which exempts property owner’s for property taxes when solar equipment is installed. Trustee Wilson explained in 2018 there was a lack of specifics in the law.

Henry is asking Village Board to look at opting into Real Property Tax Law 487 to give residents an incentive to invest in solar for their properties.

MINUTES
Village of Angola
Regular Board Meeting
Monday, May 9, 2022 6:00 P.M

At Regular meeting of the Village of Angola Board of Trustees held at Village Hall, 41 Commercial Street and via zoom in Angola, New York, County of Erie on Monday, May 9, 2022 at 6:00PM, there were;

PRESENT: Mayor Thomas Whelan, Deputy Mayor John Wilson, Trustees Jason Renaldo, Valerie Stonitsch and John Dybowski, Hannah Dorosz – Deputy Clerk, John Grennell - Village Attorney, Jack Krajacic – DPW Crew Chief, Donald Gallo – Engineer, and Police Chief - Greg Szarowicz

PLEDGE OF ALLEGIANCE was led by Mayor Whelan

Dedicate meeting in honor of people and soldiers of Ukraine that they find peace and resolve.

Phil Vankoughnet began working for the oldest business in Angola -Shultz & Co Hardware & Appliances 50 years ago in 1972.

A motion was made to approve the AUDIT OF BILLS by Trustee Wilson and seconded by Trustee Renaldo, roll call vote was made all said aye.

VISITORS: Bill Henry of 1456 Pontiac Road – commended Village Water Department for excellent service when marking lines on his property.

New Business:

- 1. Review offers from VIO Holdings Group- request planning board to review zoning at Lerczak and Commercial and change to R-2 or R-3 district to allow 2+ units – Mayor Whelan read offer, recommended that the planning board makes recommendation for zoning changes, Attorney asked if properties were currently being used for Village or are they surplus. Trustee Stonitsch asked if Mill St property has passed five-year mark for ability to be sold – can't sell until so. Trustee Wilson questioned if the Village has to offer properties to public and that if offer is approved all building & zoning codes are followed properly. Mayor Whelan made note a public hearing necessary for change of zoning.**
- 2. Downtown Revitalization Initiative- May 16 is the next meeting – Trustee Wilson has contact information for Erie County Representative for storefront revitalization program.**
- 3. Annual Water Quality Report underway – Cody and Karen are working on**
- 4. Herman Park – A motion was made to refund Brenda Bieger \$100 for canceling party at Herman Park.
Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski and Mayor Whelan - Aye**

REPORTS

Code Enforcement - excused, Mayor Whelan read building department report

Trustee Dybowski - Water loss is at 42%, Lake Shore waterline project is primarily responsible. Asked Don Gallo for progress report – Don Gallo confirmed project will be complete well before Memorial Day. Water meters are in and are starting to be installed.

Trustee Stonitsch - Parks have been very busy. Asked Crew Chief for more garbage cans for Herman Park. Beats, Bags and Brews (cornhole tournament) was a success, requested more garbage cans on Main Street for events. She will be donating the \$686.00 from guest bartending at BTR Brews to the Village Community Service Summer Youth Group.

Trustee Wilson - Cornhole Tournament went smoothly, there was 32 teams. Friends of the Village self-policed, kept individuals with open containers in enclosed areas, road closures, etc. themselves. Mayor Whelan fielded complaints about Main St closures, Wilson responded that they have tried not closing to Center St due to traffic but with that it is difficult to control traffic flow.

Trustee Renaldo - Public E-waste Event is scheduled for Saturday June 18 from 9am to Noon in the DPW Lot – flyer has been made and an ad to put in penny saver. Other dates are July 23 and August 20.

Mayor Whelan – In November 2021 he and clerk treasurer- Nicole Milks met with Senator Ryan to discuss funding, Senator Ryan will be giving the Village \$150,000 for lighting and pickle ball court at the K & L lot and Fire Station 2 repairs. Gary & Myra Cerne have bought Angola Theater, papers are officially signed, and it is going to remain a theater.

Crew Chief - 77 North Main Street owner has been working on his sewer and has been tearing up First St to get to the sewer pipe. It has been closed for almost a week and half, scaffolding/ barrels blocking hole, Jack explained specs to Matthew Podoba (property owner) for repaving road, Trustee Wilson asked if sewer authority was informed. LeHigh Construction has back out of the wall repairs at Station 2 due to prevailing wage, Trustee Renaldo will start looking for new quotes. Jack explained seasonal hiring situation: one new applicant, another possible 17-year-old to paint hydrants. Wilson suggested contacting NYMIR for clarification on age of hiring. Sink for Herman Park has arrived, will check park every Friday and Monday. Village Board went over roads being paved – Trustee Wilson asked if it was put out to bid, Jack explained it has never been bid out in the past.

Fire Chief - excused

Police Chief – Asked that any speeding complaints be forwarded to him.

Attorney –Waterline easement for St. Vincent development is ready for signing, waiting on developer to sign. Executive session personnel matter will be held at end of meeting. Asked for resolution for sale of water plant.

Clerk Treasurer- no report.

Resolutions offered on May 9, 2022

#1 PARK RENTAL APPROVAL

BE IT RESOLVED the Village of Angola Board of Trustees hereby approves the applications from the following for the use of Herman Park Facilities:

- 1. Brenda Bieger for a Birthday Party on 5/7/22- \$100 Fee Collected**
- 2. Katie Anderson for a Birthday Party on 5/8/22- \$100 Fee Collected**
- 3. Chelsea Meade for a Birthday Party on 5/14/22- \$50 Fee Collected**
- 4. Kolleen Kandra for a Birthday Party on 5/21/22- \$50 Fee Collected**
- 5. JT Waugh for a 4th grade picnic on 6/15/22- No Fee**

AND

BE IT RESOLVED the Village of Angola Board of Trustees hereby approves the applications from the following for the use of William G Houston Gazebo and Centennial Park Facilities:

- 1. JT Waugh for an Instrumental Concert on 6/1/22- No Fee Collected**

AND

BE IT RESOLVED the Village of Angola Board of Trustees hereby approves the applications from the following for the use of K&L Park Facilities:

- 1. Angola Fire Company for Chicken BBQ on 6/4/22- No Fee Collected. Yankee BBQ will be cooking on site. Tables and Chairs will be set up on lot and the sidewalk will be used on Center Street only.**

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski, and Mayor Whelan - Aye

#2 AUTHORIZE TEMPORARY USE PERMIT

RESOLVED that the Village of Angola Board of Trustees hereby approves the TEMPORARY USE PERMIT from the following:

- 1. First Congregational United Church of Christ 132 N Main Street for their Annual Strawberry Social for June 16th and 17th 2022, from 4:00PM to 8:30PM. Music performance in front of Church, requesting west side of Main Street be closed for safety of those gathered.**

Motion made by Trustee Wilson seconded by Trustee Stonitsch, unanimously carried.

- 2. BTR Brews LLC of 15 North Main Street for their Kickoff to Summer Event on June 18th, from 9AM-10PM. Craft Beer Festival with food vendors and live music. Close Main Street from Lake to 34 North Main Street (Library).**

Motion made by Mayor Whelan seconded by Trustee Stonitsch, unanimously carried.

- 3. ReDiscover Angola of 58 N Main Street for their Feel the Beat 2022 Event on June 18th from 12PM-11PM. Music festival and charitable fundraiser, food trucks, bands, and vendors- each business will choose a charity to donate to. Close Main Street from Library to Center Street.**

Discussion: Trustee Stonitsch: live music all going on at the same time as BTR Event, would suggest bands play at different time. Mayor Whelan asked if Pamela Wheeler (ReDiscover) to speak on it. Wheeler questioned why BTR event music is in front of Library instead of in front of business. Trustee Wilson questioned why application was received day of meeting also questioned why the groups are not working together. Wheeler has asked BTR to participate in events and they declined to be included in event planning, they are trying to make event benefit the entire Village. Trustee Renaldo asked if there was any discussion between groups when planning event, Wheeler said no, has been recommended to talk with BTR and coordinate. Trustee Wilson believes parts of application are incorrect. ReDiscover states they have been planning event since December, decided against alcohol permit for Bakery and Doggo Mafia as

BTR and Jake's Place would be open. Trustee Dybowski concerned about amplification for multiple bands and echoing. Wheeler mentioned Village of Williamsville holds Music on Main and it is not an issue. Trustee Wilson concerned about migration of alcohol, BTR event will have enclosed area and security, asked if ReDiscover event will have the same. Trustee Stonitsch asked if ReDiscover has plans to file for alcohol permits or if they are not going to at all. Wheeler stated they will not have alcohol due to BTR beer tent. Mayor Whelan does not want Village Board to be a mediator between groups. Wheeler states road closures will not overlap and they are not trying to step on toes. ReDiscover will contact BTR to discuss events. Trustee Stonitsch questioned why flyer states "beer and wine". Wheeler states Jake's Place should be open and if not BTR will have a beer tent. Trustee Wilson does not condone competing events, thinks there are a lot of unknowns within application. Wheeler stated organization is not applying for an alcohol permit and that if Jake's Place is open as a private business, the establishment will have alcohol. Trustee Renaldo posed the question "Who's to say someone can't come out of Jake's Place with a beer?". Wheeler stated that would be on that business's liquor license. Trustee Wilson and Trustee Stonitsch asked if Jake's Place is open there is any plan for security. Trustee Wilson asked why date was picked. Wheeler stated they picked the 18th because of the band's availability. Trustee Stonitsch thinks if the events were different, all vendors and not the same concept as BTR event in the same area is a challenge. Wheeler states they looked at it as a continuation of BTR event, trying to incorporate all businesses in the event. Trustee Dybowski asked about parking. Wheeler said they didn't realize how far other event had closed Main St; they would remove Center St from being closed to have access to municipal lot. Trustee Wilson would have preferred a different date. Wheeler explained they have had the date picked since December and band had been booked in January. Trustee Stonitsch asked if ReDiscover had asked BTR event to work together to not cancel band. Wheeler figured they would just have bands on both ends of Main St. Trustee Stonitsch stated they need to be adults and communicate with each other regardless of what was said in the past. Wheeler restated they looked at the event as a continuation of BTR event.

Final Thoughts:

Trustee Wilson – No, last minute application, questions on application

Trustee Stonitsch –No, noise with the multiple bands, try collaborating with BTR, alternate times for bands to play

Trustee Renaldo – No, unknowns on flyer with beer and alcohol

Trustee Dybowski – No, same date as another event, try connecting with BTR

Mayor Whelan – no response, table for next meeting to adjust before June meeting

Police Chief –law enforcement standpoint –if there are approximately 3000 people - need more police, DPW, personnel depending on crowds.

Motion made to table until next meeting by Mayor Whelan seconded by Trustee Stonitsch, unanimously carried.

#3 HIRE SEASONAL EMPLOYEE

RESOLVED that the Village Board does hereby approve the following matriculating college students as temporary seasonal help for the Streets Department and Water Department for the 2022 season at the following rates:

Donald Mogavero at \$13.45/ hour- returning for second year

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski, and Mayor Whelan - Aye

#4 AUTHORIZE HOME RULE REQUEST

BE IT RESOLVED, that the Mayor is authorized to execute a Home Rule request for Senate bill S5515 and Assembly bill A5785.

Motion made by Trustee Wilson seconded by Trustee Renaldo, unanimously carried.

#5 ACCEPT NOTE FROM EVANS BANK

WHEREAS, the Village of Angola Board of Trustees accepted bids on May 4, 2022 for a \$934,000 note, and

WHEREAS, there were four offers received and the lowest interest is 2.77% with no premium, and

THEREFORE BE IT RESOLVED, the Village of Angola Board of Trustees hereby accepts the lowest interest rate from Evans Bank.

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski, and Mayor Whelan - Aye

#6 AUTHORIZE CLERK-TREASURER TO PAY BILLS AND START BUDGET TRANSFERS FOR CLOSING OF THE 2021-2022 FISCAL YEAR

RESOLVED, that the Village of Angola Board of Trustees does hereby authorize Nicole Milks, Clerk-Treasurer to pay all end of year bills and adjust end of year appropriations by either a transfer or budget amendment for the 2021-22 fiscal year for budgetary control the Board shall receive a copy of said adjustments.

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski, and Mayor Whelan - Aye

#7 APPROVE NOTICE FOR TAX WARRANT

TAX WARRANT-Fiscal Year 2022-2023

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 \$865,230.57 for the following purposed:

| | |
|--|---------------------|
| Village Tax Collection | \$584,539.37 |
| Delinquent Water | \$28,103.75 |
| Delinquent Water Service Charge | \$5150.00 |
| Property Clean-up/Demo | \$981.51 |
| Property Clean-up/Demo Service Charge | \$600.00 |
| Refuse & Garbage Charge | \$243,922.00 |
| Exemption Removal | \$1933.94 |
| Grand Total | \$865,230.57 |

YOU ARE FURTHER COMMANDED TO RECEIVE AND COLLECT SUCH SUMS without additional charge between the first day of June and the first day of July 2022 both inclusive, at the Village Clerk's Office, 41 Commercial Street, Angola, New York between the hours of 8:00 AM and 4:00 PM daily except **SATURDAYS, SUNDAYS, AND HOLIDAYS**. On all sums remaining unpaid after July 1, 2022 **YOU ARE TO COLLECT** an additional charge of seven and one-half percent (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, 2022 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.

Warrant dated May 9, 2022.

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch, Trustee Dybowski, and Mayor Whelan - Aye

#8 APPROVE COUNTY SNOW REMOVAL CONTRACT

WHEREAS, the County of Erie, pursuant to Comm. 16E-12 dated May 5, 2022, relating to the control of snow and ice on County roads by towns and incorporated villages, entered into a three-year agreement with local municipalities for such purposes, and

WHEREAS, the said agreement is for the period of September 1, 2022 through August 31, 2025, and

WHEREAS, it would be in the best interest of Erie County to extend the agreement at a lane mile reimbursement rate increasing each year for a three year period,

NOW THEREFORE BE IT RESOLVED, that the Village of Angola Board of Trustees authorizes Mayor Whelan to enter into an agreement with the Town Highway Superintendents Association of Erie County, Inc. for the Erie County Snow Removal and Ice Control, as modified and updated, at a lane mile reimbursement rate increasing each year for an additional three year period, to expire August 31, 2025, in the amounts as indicated below:

2022-2023 Season \$4693.86 per lane mile

2023-2024 Season \$4,881.61 per lane mile

2024-2025 Season \$5,076.88 per lane mile

BE IT FURTHER, RESOLVED, that the Clerk of the Village of Angola is hereby directed to transmit two (2) certified copies of the forgoing resolution to the Commissioner of Public Works.

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch Trustee Dybowski, and Mayor Whelan - Aye

715PM: Executive Session to discuss personnel matter made by Trustee Stonitsch and seconded by Mayor Whelan, unanimously carried.

7:45PM: A motion to close the executive session and reopen the regular meeting made by Mayor Whelan and seconded by Trustee Dybowski, unanimously carried. Mayor announced there was no action taken during executive session.

#9 AUTHORIZE MAYOR TO SIGN DOCUMENTS FOR SALE OF WATER PLANT

WHEREAS, at the Village Board Meeting held on September 19, 2005, after following all requirements for sale and conveyance of real property and for awarding of a bid, and

WHEREAS, the Board unanimously awarded a bid for the sale of the Real Property to Paul Erickson for \$186,000.00 which was thereafter assigned to Karen Erickson, and

WHEREAS, the Board had and continues to determine that the Real Property and water plant located thereon is no longer needed for Village needs and function having ceased operatuin as a water plant, and ratifies all acts of the Board in furtherance of the dale and conveyance of the real property.

NOW THE IT RESOLVED, that pursuant to New York State Village Law 1-102(1), the Board of the Village of Angola hereby directs the sale and conveyance of 8408 Lake Shore Road in the Town of Evans, New York, SBL 220.00-1-26, including any and all interests conveyed to the Village of Angola in a Boundary Agreement dated October 21, 2015, to Karen Erickson, and **BE IT FUTHERED RESOLVED**, the Board does hereby and herein authorize and direct the Mayor of the Village of Angola to execute any and all documents to accomplish and effect the dale of 8408 Lake Shore Road in the Town of Evans, New York, SBL 220.00-1-26, the Real Property, including but not limited to, a deed.

Whelan motioned, Wilson seconded

Roll Call Vote was made Trustee Wilson, Trustee Renaldo, Trustee Stonitsch Trustee Dybowski, and Mayor Whelan - Aye

A motion was made to ADJOURN to regular board meeting on Monday, June 13, 2022 at 5:00PM, 4:30 workshop if needed made by Trustee Renaldo and seconded by Trustee Dybowski, unanimously carried.

Respectfully Submitted By:

Hannah Dorosz
Deputy Clerk

