

**MINUTES**  
**Village of Angola**  
**Regular Board Meeting**  
**Monday, November 14 2022 6:00 P.M**

**At Regular meeting of the Village of Angola Board of Trustees held at Village Hall, 41 Commercial Street in Angola, New York, County of Erie on Monday, November 14, 2022 at 6:00PM, there were;**

**PRESENT: Mayor Thomas Whelan, Deputy Mayor John Wilson, Trustees John Dybowski and Jason Renaldo, Nicole Milks –Clerk Treasurer, John Grennell - Village Attorney, Jack Krajacic – DPW Crew Chief, Donald Gallo – Engineer.**

**The Mayor dedicated the meeting to the people of Ukraine**

**The PLEDGE OF ALLEGIANCE was led by Mayor Whelan**

**A motion was made to pass the AUDIT OF THE BILLS made by Trustee Wilson and seconded by Trustee Renaldo, roll call vote was made, all said AYE**

**VISITORS: NONE**

**Old Business:**

- 1. Pickle Ball Court- Completion Date in Spring**
- 2. Fire Station 2 Repairs completion date 11/15/22. Drainage work will begin shortly**
- 3. Downtown Revitalization Initiative / NY Forward- No award announced**
- 4. Restore NY - No award announced**

**New Business:**

- 1. NYCLASS Investing- Resolution below**
- 2. Emergency Demolition @ 22 South Main on 11/9/22- estimate cost \$47,000**
- 3. Christmas Tree Lighting Friday, December 2<sup>nd</sup> @6:30- contacts made – need to advertise**

**REPORTS**

**Code Enforcement - read a detailed report**

**Trustee Dybowski - reported the water loss has gone down. The fire on South Main Street used an estimated 200,000 gallons. The Erie County adjustment meter has been replaced by the County and seems to show an accurate usage.**

**Trustee Stonitsch- excused**

**Trustee Wilson - reported he attended the Erie County Gov'ts meeting last month, in attendance with Jerome Duval - Executive Vice President & Executive Director - MWBE (Minority & Women Business Enterprise) Division. Southtowns planning and development - cemetery abandonment laws were discussed. Reviewed local and state laws on the Town Planning Board- amend smoking/vaping/cannabis in town parks and properties etc. Christmas in the Village 12/10/22 9am-1pm**

**Trustee Renaldo** - reported the fire station 2 repairs are almost complete and confirmed with the crew chief that the drainage repairs will begin soon at the fire station.

**Mayor Whelan** - reported he also attended the Erie County Gov't meeting, and Halloween in the Village went well, the Baptist church set up a trunk or treat at the gazebo and sent a thank you for the use of electric and space at the Gazebo.

**Crew Chief** - reported the plow and salter are ready for use, and leaf pick up is almost completed.

**Fire Chief** - absent

**Police Chief** - no report

**Attorney** – no report

**Clerk Treasurer** - reported budget season is approaching, employee holiday party will be in January, and explained that NYCLASS interest rate is currently 3.52%.

#### **Resolutions offered on November 14, 2022**

##### **#1 AUTHORIZE NEW YORK CLASS AS AN INVESTMENT**

**WHEREAS**, The investment of municipal funds must be performed in compliance with General Municipal Law, and

**BE IT RESOLVED**, the Village of Angola Board of Trustees authorizes the Chief Fiscal Officer to invest with New York Class, as indicated in the Village Investment Policy.

**A motion was made by Trustee Wilson, and seconded by Trustee Dybowski, a roll call vote was made and all said AYE.**

##### **#2 UNPAID TAXES TO COUNTY**

**BE IT RESOLVED** that the Village of Angola Board of Trustees have certified that the attached statement of the year 2022 unpaid taxes are true and 66 parcels are to be forwarded to the Erie County Department of Finance for collection in the amount of \$48,667.38 (forty eight thousand six hundred sixty seven dollars and thirty eight cents)

**A motion was made by Trustee Dybowski, and seconded by Trustee Renaldo, a roll call vote was made and all said AYE.**

##### **#3 WINTER SALT USE AGREEMENT WITH LAKESHORE CENTRAL SCHOOL**

**BE IT RESOLVED**, that the Village of Angola Board of Trustees authorized Mayor Whelan to enter into a 2022-2023 "Winter Salt Use Agreement" with Lake Shore Central School District, offering that the Village of Angola Department of Public Works will provide winter salt to the Lake Shore Central School District at a price of \$63.00 per loader/scoop.

**A motion was made by Mayor Whelan, and seconded by Trustee Dybowski, a roll call vote was made Mayor Whelan, Trustee Dybowski, Trustee Renaldo said AYE.**

**Trustee Wilson Abstained.**

**#4 APPROVE BUY BACK OF SICK DAYS**

**RESOLVED**, that the Village of Angola Board of Trustees hereby authorizes the following sick-day buy back for sick-days in excess of 150 days at ½ time as per Union Contract for:

Jack Krajacic- Crew Chief, from account A5010.114 \$133.60 per day for 15 days over 150 @ 50% rate of pay for a total amount of \$2004.00 to be paid the first payroll of December.

**A motion was made by Mayor Whelan, and seconded by Trustee Renaldo, a roll call vote was made and all said AYE.**

**#5 PUBLICATION OF ELECTION NOTICE**

**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 Tuesday, March 21<sup>st</sup>, 2023 Village election commencing with the November notice designating offices to be filled.

**A motion was made by Mayor Whelan, and seconded by Trustee Dybowski, a roll call vote was made and all said AYE.**

**#6 APPROVE ELECTION NOTICE**

**Legal Notice  
Village of Angola  
Special Election Notice**

**TAKE NOTICE**, that the following resolution was adopted at a regular meeting of the Board of Trustees held on November 14, 2022:

**RESOLVED**, pursuant to Election Law 15-104 (3)(a), the following offices will be vacant and are to be filled at the March 21<sup>st</sup> 2023 election in the Village of Angola.

**TRUSTEE - Four-Year Term  
TRUSTEE - Four-Year Term  
JUSTICE- Four-Year Term**

**BE IT FURTHER RESOLVED** that the Village Clerk is hereby directed to publish a Legal Notice stating the above.

By Order of the Village Board

November 14, 2022

Nicole Milks-Village Clerk-Treasurer

**A motion was made by Mayor Whelan, and seconded by Trustee Wilson, a roll call vote was made and all said AYE.**

**#7 APPROVE PENFLEX SERVICE FEE AGREEMENT**

**WHEREAS**, the Village of Angola offers a Service Award program for members of the Angola Volunteer Fire Department, and

**WHEREAS**, there is an annual contract with Penflex Inc. for providing actuarial and administrative services for this "Service Award Program" at a cost of \$2,500 for the period November 1, 2022 to October 31, 2023.

**THEREFORE, BE IT RESOLVED**, that the Village of Angola authorizes the Mayor to sign the 2022/2023 Penflex Service Fee Agreement and authorizes a base fee payment to Penflex of \$2,500.

**A motion was made by Mayor Whelan, and seconded by Trustee Dybowski, a roll call vote was made and all said AYE.**

## **#8 REQUEST BENLIC TO ACQUIRE PROPERTIES**

**WHEREAS**, in July 2011 in recognition of the growing problem of distressed, vacant, abandoned, and tax-delinquent properties, New York State passed the Land Bank Act, as Article 16 of the New York State Not-for-Profit Corporation Law, which authorizes any Foreclosing Governmental Unit (FGU) to create a land bank to strategically acquire, improve, assemble, and sell these properties; and

**WHEREAS**, under this law, the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) was formed in May 2012 via an intermunicipal agreement among the county's four FGUs: Erie County and the Cities of Buffalo, Lackawanna, and Tonawanda; and

**WHEREAS**, county-wide land banks have proven highly successful in Michigan, Ohio, and other regions experiencing growing numbers of problem properties by supporting municipal and regional revitalization efforts by strategically acquiring, improving, assembling, and selling these properties; and

**WHEREAS**, BENLIC (the land bank) seeks to work collaboratively with the cities, towns, and villages within Erie County to address the growing problem of distressed, vacant, abandoned, and tax-delinquent properties; and

**WHEREAS**, the Village of Angola, Erie County, has recognized the need to address the growing issues of distressed, vacant, abandoned, and tax-delinquent properties and is desirous of partnering with BENLIC to address this problem.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Village of Angola hereby officially requests that BENLIC acquire the following properties:

<b>29 Commercial Street</b>	<b>SBL # 235.19-3-10</b>
<b>V/L Commercial Street</b>	<b>SBL # 235.19-3-8</b>
<b>V/L Commercial Street</b>	<b>SBL# 235.19-3-9</b>
<b>23 North Main Street</b>	<b>SBL# 235.20-1-13</b>
<b>38 Newton Street</b>	<b>SBL# 251.07-3-8</b>

**; and be it further**

**RESOLVED**, that the Village of Angola has completed the required Acquisition Applications for each property listed above and has attached the Acquisition Applications to this resolution; and be it further

**RESOLVED**, that the Village of Angola agrees to reimburse Erie County for the costs associated with foreclosure of this property; and be it further

**RESOLVED**, that the Village of Angola agrees to maintain each property selected by BENLIC during the time in which BENLIC holds title to the property including removal of motor vehicles upon BENLIC property by use of municipal emergency services (i.e. police and fire department); and be it further

**RESOLVED**, in the event that after a period of one year from the date of BENLIC acquisition, BENLIC is unable to dispose of vacant lots which do not contain structures and which are identified herein, BENLIC retains option to transfer to the Village of Angola, the Village of Angola agrees to accept a transfer of title of all non-disposed vacant lots which do not contain structures by quit claim deed; and be it further

<b>V/L Commercial Street</b>	<b>SBL # 235.19-3-8</b>
<b>V/L Commercial Street</b>	<b>SBL# 235.19-3-9</b>
<b>(Parking Lot) 23 North Main Street</b>	<b>SBL# 235.20-1-13</b>

**RESOLVED**, that certified copies of this resolution will be sent to the Executive Director of the Buffalo Erie Niagara Land Improvement Corporation; the Commissioner of the Erie County Department of Environment and Planning; the Director of the City of Buffalo's Office of Strategic Planning; and the Mayor of the cities of Lackawanna and Tonawanda.

**A motion was made by Mayor Whelan, and seconded by Trustee Renaldo, a roll call vote was made and all said AYE.**

**A motion was made to ADJOURN to regular board meeting on Monday, December 12, 2022 at 6:00PM, 5:30 workshop if needed made by Trustee Wilson and seconded by Trustee Dybowski, a roll call vote was made and all said AYE.**

Respectfully Submitted By:



Nicole Milks  
Clerk Treasurer