

INDEX – January 7, 2008

VISITORS: No comments

COMMUNICATIONS: CDBG N. Main Street water line application; NYCOM legal council; NYCOM Winter Legislation Meeting 2/24-2/26 2008; Kevin Gaughan – 2/4/08 board meeting; Village Officials Meeting – 1/17/08; Assemblyman Jack Quinn meeting 1/31/08; letter from Senator Volker re: American History magazine article

TRUSTEE HOUSTON: Commercial Street lights; N. Main Street sidewalk project; Supervisor Fran Pordum swearing-in ceremony

TRUSTEE DEJOHN: No report

TRUSTEE WILSON: No report

TRUSTEE CARLSON: Excused

MAYOR FRAWLEY: Christmas decorations; Member Item requests: 1) *Station #2 Cement Pad*; 2) *Trees*; 3) *Depot project*; meeting with NYS Archives re: water-meter-reading system; residential snow-plowing complaints; Sewer Authority – bad odors

ATTORNEY: Intercontinental Building: deed; Public Officials/Employee Policy; 39 S. Main Street: deed; 21 Maple Street status; Library air conditioning pads removal request status

POLICE: Signage on patrol cars

GENERAL CREW CHIEF: Allen Street sewer issues

F/D COMMISSIONERS: L.Kaminski: support letter re: communications upgrade; LS High School Bottle Drive 2/9/08; energy efficient bulbs installed

CODE ENFORCEMENT: monthly report; RR at Penn & South Penn Avenues; Big Sister Creek CSX bridge; status on business inspections; Bob's Variety Store new location

PLANNING: (absent) re-zoning of Clark-Brant garage

ZONING: Absent

CLERK-TREASURER: budget preparation; Lori Szewczyk congrats; Town of Evans payment for Police coverage; election notice

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

NEW BUSINESS: Air Compressor; Court Audit; Member Item Requests 2008

RESOLUTIONS:

1. Election Notice - correction
2. Election Notice -

7

0

MINUTES
Village of Angola Regular Board Meeting
Monday January 7, 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 7, 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-Fire Department Commissioner; Chief Samuel DeJohn – Town of Evans Police Department; Charles LaBarbera-Code Enforcement Officer

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun); Bob Dietrich, Salvatore Mogavero

PLEDGE OF ALLEGIANCE: was led by Chief Samuel DeJohn

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF DECEMBER 17 AND SPECIAL MEETING MINUTES OF DECEMBER 28, 2007 MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

VISITORS:

- No Comments

COMMUNICATIONS:

Mayor Frawley presented the following items under communications:

- The CDBG application for the N. Main Street and High Street waterline project has been denied. The Village will resubmit if they have a second round. The Clerk will call the county to see how our points were scored to see if there was any need for improvement.
- NYCOM has appointed a new legal council- Richard Summitt
- Announced that the NYCOM Winter Legislation Meeting will be February 24-26 in Albany, all Member Item money requests should be agreed upon before this date, in order to present it to the legislators.
- Stated that Kevin Gaughan, will be making an appearance at the February 4th Village Board meeting. He will speak for about 10 minutes on his consolidation efforts in Erie County.
- Announced the Village Officials meeting, scheduled for January 17th at Murphy's in Hamburg. Trustee DeJohn announced she will be attending, Mayor Frawley stated he will try to attend, Trustee Wilson and Houston stated they will NOT be attending.
- A meeting will be held by Assemblyman Jack Quinn for all mayors and supervisors to hear any concerns or interests.

- Read the letter from Senator Volker regarding the History magazine that the Mayor sent to him, he had a wonderful response and offered his support in tourism and the depot project.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON – Announced that the new lights on Commercial Street have been installed, nearing the completion of Phase II of the Streetscape project.

- Stated that the sidewalk project on North Main Street is at a halt, due to the change in weather, this was expected, the project will continue in the spring.
- Attended the swearing in at the Town Hall for the new Supervisor Fran Pordum, and new board member Keith Dash.

TRUSTEE DEJOHN –

- NO REPORT

TRUSTEE WILSON –

- NO REPORT

TRUSTEE CARLSON –EXCUSED

MAYOR FRAWLEY-

- Mentioned the Christmas decorations have been taken down, looking for younger volunteers for the next season.
- Wants to start discussions and agreements for Member Item requests. A few ideas were discussed:
 1. Trustee Houston interested in requesting money for a cement pad in front of the South Main Street Station #2 Fire Hall to accommodate the weight of the new ladder truck.
 2. Trustee Houston mentioned money to plant trees throughout the Village where needed.
 3. Mayor Frawley expressed his interests in Tourism and the combining of the Depot project with the Rockefeller memorial project.

The Board will discuss at a workshop prior to the next board meeting.

- Announced the meeting with NY State Archives representative Jim Tamarro- the Village will submit a grant application for a new water-meter-reading system.
- Received complaints regarding residential snow plowing.
- Trustee Houston will contact the Sewer Authority regarding complaint of bad odors.

ATTORNEY –

- Announced that the son of the owner of the Intercontinental building has found the deed and they are moving forward with preparations to sell this property.
- Worked on the Public Officials/Employees policy as required by the insurance Company.

The board stated they thought they already had a policy in effect, the clerk will research.

- Status on 39 S. Main-the County is waiting for the deed, then we may proceed with the sale of said property to the Village. This property is planned the new location of the depot project.
- Status of 21 Maple- the property is going to foreclose, they will notify the Village of the sale.

- Status of Attorney Farley's request to move air condition pads from Library grounds as they are partially located on the Old Town Hall Property- they stand where they are, the location of this pad has been there so long, it is grandfathered in.

POLICE – CHIEF SAMUEL DEJOHN:

- Announced that there will soon be a couple more patrol cars, stating "Serving the Village of Angola" on them.

GENERAL CREW CHIEF –

- Working on a sewer issue on Allen Street-storm sewer was backing up.

FIRE COMMISSIONERS –

- Commissioner Lynne Kaminski reports:
- Asked the Board for a letter of support, to send to the county supporting their efforts to upgrade the communications system to 400mhz. The board approved, **Motion made by Trustee DeJohn seconded by Trustee Wilson, UNANIMOUSLY CARRIED.**
- Saturday, February 9, 2008 Lake Shore Central High School Band Bottle Drive. She will provide the Village office with the insurance certificates before the event. The clerk will contact the Garbage company to pick up all trash related to this drive the Monday following. Trustee Houston wondered why the school doesn't move this drive around to different areas each year. Commissioner Kaminski stated that they cannot get cooperation from anyone else. Salvatore Mogavero, stated that they have asked Evans Center and they wanted no part of it. Trustee Houston remarked that the school needs to participate more in community events such as-Halloween and Christmas in the Village parades etc.
- Trustee Houston mentioned the new bulbs he installed in the south main fire station front red lights are the new energy efficient ones. They should last a long time.

CODE ENFORCEMENT –

- Submitted monthly report. No other report.
- Trustee Houston mentioned that he asked the Code Department to contact Norfolk Southern regarding missing barriers on RR at Penn and South Penn Avenues. He is very concerned that someone will get hurt.
- Trustee Houston also mentioned that State Law says that the Local Building Inspector can require the Railroad Company to meet to review the condition of the Big Sister Creek CSX Bridge. Trustee Wilson said it looks like they are doing a little something at the bridge, however, the big cement hanging by a rebar section is still slowly falling and just about down to the creek. The Board is very concerned that someone will get hurt. Mayor Frawley will notify Congressman Higgins, but asked the Code enforcer to contact CSX and meet with them.
- Trustee Houston mentioned all the inspection letters for the businesses that the Code Enforcement officer left for him, he asked for the status on these locations. The Code enforcement officer stated he will have a report soon. Other members of the Board said they never received copies and were not aware of what they were discussing. The clerk will get a copy for the rest of the board to review.
- The Mayor and Code Enforcer reported that Bob's Variety Store will be relocating to the Enchanted Glass Heart Building on Commercial Street.

PLANNING – ABSENT- Mayor Frawley will contact Mr. Driscoll regarding the rezoning of the Clark Brant garage property to commercial, located next to his, and ask if he would object to a portion of his property being rezoned the same.

ZONING – ABSENT

CLERK-TREASURER –

- Budget preparation under way.
- Congratulated Lori Szewczyk-Grant Writer for being hired full-time by the Town of Evans, the town has informed the Clerk that she will continue to cover both the Village and the Town at the Towns expense.
- Paid the Town of Evans for police coverage as agreed for October, November and December 2007. Elmar helped with the breakdown.
- Mentioned the election notice amendment coming up in the resolutions. She will look into the number of election inspectors needed for this special election. Trustee Houston stated that two election inspectors and the Clerk should be sufficient to cover the work. The Clerk will check into this.

OLD BUSINESS:

1. Sale of Water Plant- pending
2. Thruway Water- CRA engineers meeting with Thruway Authority Reps.
3. Senior Housing- Planning a preconstruction meeting in the early spring.
4. Intercontinental Bldg, Commercial St.- discussed.

NEW BUSINESS:

1. Air Compressor – waiting for county paperwork and the right unit.
2. Court Audit – Trustee Wilson and Trustee DeJohn planning for next week.
3. Member Item Requests 2008 – workshop scheduled for next board meeting. Mayor Frawley Trustee Houston had a heated discussion regarding member item requests. Trustee Houston mentioned cement pad in front of South Main Fire Hall for which he had the village Engineer draw up plans and he mentioned money for planting new Trees. Mayor Frawley mentioned his request would be to combine the depot project and the Rockefeller Project to encourage tourism.

RESOLUTIONS JANUARY 7, 2008

#1 APPROVE Correction of NOTICE OF SPECIAL ELECTION

WHEREAS, the Village Board approved an Election Notice on December 17, 2007 to fill two vacancies, one being Village Trustee and one being Village Justice, both to fill unexpired terms, and

WHEREAS, after further review, the Justice resignation date of January 15, 2008, falls under the specified time table as per Election Law, to qualify for an appointment rather than an election for this position, **NOW THEREFORE, BE IT RESOLVED**, pursuant to Section 15-104 Subdivision 3(a) of the Election Law, the following offices are to be filled at a Special Election to be held March 18th 2008 in the Village of Angola. **(1) 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 correction

**MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON
UNANIMOUSLY CARRIED**

#2 AUTHORIZE CLERK TO PUBLISH ELECTION NOTICE

Be It Resolved that the Village of Angola Board of Trustees does hereby authorize the Clerk-Treasurer to publish, pursuant to Section 15-104(3)(b) and Section 15-104(4) of the Election Law that:

1. The General Village Election of the Village of Angola will be held Tuesday, March 18th, 2008, and;

2. The polling place for the single Village Election District shall be the Village Hall, 41 Commercial Street, Angola, New York, and;
3. The hours during which the polls will be open shall be from 12:00 O'clock noon until 9:00 PM in the evening. **MOTION MADE BY TRUSTEE HOUSTON
SECONDED BY TRUSTEE WILSON UNANIMOUSLY CARRIED**

**AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE
WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

regarding the following: General Fund Abstract #14, Checks #6001 to #6005 in the total amount of \$59,385.63 and Abstract #15, Checks 6006-6040 in the amount of \$15,658.45 plus Payroll #27; Water Fund Abstract #14 Checks #1513 to 1514 in the total amount of \$2,094.40 and Water Fund Abstract #15 Checks 1515 to 1529 in the total amount of \$28,232.52 plus Water Payroll #27; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next regular scheduled Board meeting on Tuesday, January 22, 2008 at 7:30. with a workshop at 6:00, **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED meeting adjourned at 8:21PM.**

Submitted By



Linda D. Giancarlo Village Clerk-Treasurer

INDEX – January 22, 2008

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

1/22/2008

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.

1/22/2008

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

1/22/2008

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 the 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.

1/22/2008

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

INDEX – February 4, 2008

VISITORS: Elmar Kiefer; Alice Escott; Brian Campbell; Joseph LoGalbo; Steven Burchman; Jackie McKeown; Stanley Brown; Patricia Zemke; Joyce Dynarski; Heather Rodgers; Peter and Marilyn Hasenpusch; Mr. & Mrs. Robert Palmer; Robert Catalano; Kevin Gaughan

COMMUNICATIONS: letter of resignation from Dennis Glascott from the Zoning Board; Mayor request to serve on ECSB; NIMS Training workshop; memo regarding ENB hours; dog “dirt” complaints; resident concern against school board

TRUSTEE HOUSTON: 126th Annual Fireman’s Installation Dinner; Historical Society Installation Dinner; Association of Erie County Governments dinner; remaining member item money from Phase II; re-tree program; application for member item money for trees

TRUSTEE DEJOHN: Village receiving ¼ of 1% of special Erie County Sales Tax; Quarterly board meetings between Town & Village; Façade program; congrats for 50 years members of Fire Department.

TRUSTEE WILSON: congrats to Trustee Houston 50 years; 126th Annual Fireman’s Installation Dinner; Historical Society gathering; CSX unresponsive regarding Big Sister Creek; commended Board for hard work and thanked residents for their trust.

MAYOR FRAWLEY: Charity Vogel home showcased on HDTV; member item request projects; Congrats to Trustee Houston on 50 years; relocation of County offices back to the Rath Building; Fuhrmann Blvd Project; FEMA monies from Oct. 2006 storm; Goya Project; NYCOM Winter Legislative Session

ATTORNEY: Excused.

POLICE: addressed speeding on Lake St. issue; pedestrian crossing on N Main St.

GENERAL CREW CHIEF: Excused.

F/D COMMISSIONERS: L.Kaminski: can/bottle drive on Feb. 9; congrats to 50 year members; Dival bills in – report next meeting

CODE ENFORCEMENT: 114 S. Main; 135 N. Main St.; 17 & 29 Washington; RR Barrier; 97 Sunset; Security-Emblem Building

PLANNING: Absent; member mandatory training inquisition

ZONING: Excused; Clark-Brant re-zoning; member mandatory training inquisition

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

NEW BUSINESS: Repair/Replace 1973 Centennial Sign at Post Office

RESOLUTIONS:

- 1. Approve Appointment of Part-Time Water Meter Reader**
- 2. Appoint Election Inspectors**
- 3. Approve Health Insurance Policy Change**

MINUTES
Village of Angola Regular Board Meeting
Monday February 4, 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 February 4, 2008 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; and Trustee John Wilson.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Lynne Kaminski-Fire Department Commissioners; Chief Samuel DeJohn – Town of Evans Police Department; Charles LaBarbera-Code Enforcement Officer; Elmar Kiefer-Accountant.Excused was Attorney Andrew Yusick

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun); Joseph LoGalbo; Steven Brachman; Jackie McKeown; Stanley Brown; Patricia Zemke; Joyce Dynarski; Heather Rodgers; Peter and Marilyn Hasenpusch; Mr. & Mrs. Robert Palmer; Robert Catalano and Kevin Gaughan.

PLEDGE OF ALLEGIANCE was led by Stanley Brown

MAYOR FRAWLEY CALLED MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF JANUARY 22, 2008

THE VILLAGE BOARD OPENED THE VILLAGE BOARD MEETING WITH A PRESENTATION BY KEVIN GAUGHAN ESQ, WHO HAD ASKED TO ADDRESS THE BOARD- Mr. Gaughan presented a slide show to the audience regarding his plan of reducing two political officials per Government Entity. He is presenting his plan throughout Erie County Villages and Towns. His presentation was in anticipation of winning the people's voice at election time to downsize their local government by 2 members. He felt this change would bring back prosperity to New York and save some dollars for the economy. After his presentation the Board commented:

Mayor Frawley reported to the attendees that the Village of Angola has merged many services with the Town of Evans to save the Taxpayers money. He mentioned the Police merger, the Assessors Office, the Building Department. The Board has visited any area that they feel would benefit the community. He mentioned the Board of Supervisors the County once had. He stated that the County created their own mess, and a little Village like Angola, is not the answer. When you look at the amount of money our 5 board members get verses the 4.75 million they have worked hard to bring into this community since 2006, it is pennies. Mayor Frawley reported that the services this board offers are outweighed by the money brought in by this board.

Trustee DeJohn emphasized the importance of keeping a 5-member board, and the personal relationship each offers to the residents. She emphasized her love and commitment to the community, and how the money each Trustee makes per year is not even measurable as to what the residents would lose. Trustee Houston stated that there are little things that each board member does to ensure the safety and security of the residents. Personal requests that each resident is now allowed to voice and receive action. Some of these concerns would not get the one on one attention that the taxpayers deserve, if they cut down on the board members. Trustee Wilson stated that he agrees with the other Trustees and he values the Village and the quality of the small local government. The \$2700.00 per year that Trustees receive is an indication that we are here for the good of the Village and not for the money.

VISITORS:

- **Joe LoGalbo** 7 Beverly Dr.- was asking for remarks from the board and Mr. Gaughan about his presentation, **Trustee DeJohn** stated that the board didn't want this to be a platform for Mr. Gaughan's agenda and asked that all question be related to Village Business. He respected her request.
- **Pat Zemko** 201 Lake St. questioned the Town Tax increase due to the Police Merger, asked if the residents would see a decrease in the Village Tax. **Mayor Frawley** asked Accountant Elmar Kiefer to respond. **Mr. Kiefer** stated that the Village Board will be working on the Budget, and will be able to determine the tax rate decrease better by April, but the Board is looking at about a \$6.00 per thousand decrease.
- **Robert Catalano** of Derby- revisited the consolidation discussion earlier with Mr. Gaughan. He thought the board should consider a change. **Trustee DeJohn** disagreed with Mr. Catalano and stated that we had changed, and are trying to bring back Main Street.
- **Stanley Brown** 14 Woodward-Commented that in the past there was a Board of Supervisors and asked Mr. Gaughan to look into re-establishing this board. Mr. Gaughan stated he will look into it.
- **Mayor Frawley** reported to the public and Mr. Gaughan, that the County and their contract with XSPAND has been a big set back for all the municipalities in Western New York. The County has so many Tax Liens on properties allowing no-one of interest to move forward and invest in properties. He has a business right now that wants to get into the Village, and can't because of properties being held up by XSPAND.
- **Heather Rogers** Lake Street- concerned over speeding motorists on Lake Street, there are many children at play. Trustee Houston asked that the safety committee review this issue.

COMMUNICATIONS:

- **Mayor Frawley** announced a letter of resignation by Dennis Glascott from the Zoning Board so that he may proceed with his duties as Village Justice for the Village of Angola.
- **Trustee DeJohn** announced that Mayor Frawley has requested to serve as a member of the Erie County Sewer Board.
- **Trustee Wilson** announced the NIMS Training workshop being offered, and requested any board member that did not take the course certification yet, to take advantage of this workshop.
- **Trustee Houston** mentioned a memo received from a resident asking the Board to have a discussion with Evans National Bank regarding the change in their hours. She was concerned that because they now close at noon, 3 days a week, that people have to leave the Village to do their banking. Mayor Frawley will call Evans National Bank to discuss this issue.
- **Trustee Houston** reported that he had a complaint regarding dog "DIRT" on the public's property and asked that the clerk put 2 portions of the local law that covers this topic in The Crier and Penny Saver to remind the public of this offense and fine.
- **Trustee Houston** reported a concern he had received from a resident and school board member Jill Barrett who asked that the Village Board take action on a concern she had

regarding the school boards intention of using the Erie County Civil Service lists to hire non-residing personnel for the school district.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the Angola Volunteer Fire Company's installation dinner in Brant on Saturday, the event was well put together and the catering was done by Chiavetta's. He was proud to be honored as a 50 year member, along with former Mayor Richard Carlson and former Trustee Jack Hienrich.
- Attended the Town of Evans Historical Society Installation which was held at the American Legion Post.
- Attended the Association of Erie County Governments dinner where Mayor Frawley was sworn in as Vice-President of the Association. He commented on County Executive Christopher Collins report that he is making changes in the County regarding County cell-phones and the use of personal vehicles for County Business. He is encouraging the use of a County vehicle for travel and using a lower mileage rate .35, than the previously allowed Federal rate that covers all costs to own and operate a vehicle, currently 50.5 cents per mile.
- Mentioned the member item money remaining from Phase II Streetscape project, from Senator Volker and Assemblyman Quinn was enough to finish the business area with historic street signs. Mrs. Jane Emke also donated one in honor of her late husband Jack, for the corner of Center and High Streets, they should all be arriving within a month.
- Reported that the Re-Tree program offered through the County was not as good as it sounded. The Village Clerk followed up on the program, and learned that the areas south of Buffalo did not qualify for this program because reports show that this area did not get highly effected by the October 2006 Storm.
- Announced that the Board put in an application for member item money from Assemblyman Quinn for the planting of new Trees throughout the Village. They are asking for money to purchase about 60 trees. The money the board puts into the budget each year for the purchase of new trees ends up getting used for cutting down old trees! The memorial tree and marker donation project will continue as well on North Main Street.

TRUSTEE DEJOHN –

- Announced that while in attendance at the Association of Erie County Governments meeting she was happy to learn that the Village will be getting 1/4 of 1% of the special Erie County Sales Tax, it has been extended for 2 years. She congratulated County Executive Christopher Collins for getting involved in maintaining this distribution.
- Stated that she commended Mayor Frawley's request that the Village Board have quarterly workshops with the Evans Town Board. The first workshop is scheduled for April 15th.
- Reported that she asked the Village secretary to get information for her on the County Facade' program. The County contact, Tom Dearing stated that they have 5 more accounts in Gowanda to satisfy. They reported that the Village of Angola is scheduled for this summer.
- Mayor stated that the Village has waited for 3 years for this program.

- Congratulated Trustee Houston as a public servant, and as a 50 year member of the Fire Department. She also congratulated former Mayor Richard Carlson and former Trustee Jack Heinrich.

TRUSTEE WILSON –

- Stated his respect for Trustee Houston and congratulated him on his 50 year membership honor at the Fire Department Installation Dinner.
- Stated that many board members attended the installation dinner and he was proud to have been there as a member of the Fire Company and to represent the Village Board. He commended Fire Department volunteers for the terrific program put together for this event.
- Announced that he attended the Historical Society gathering, and reported it was a fun time and he learned a lot about this area. He hopes that they do this again.
- He contacted CSX railroad regarding the dangerous condition of the bridge trestle near Big Sister Creek. He has tried repeatedly to get some action taken. Still has received no response. He is looking to move forward with higher contacts and work with Mayor Frawley and CEO Charles LaBarbera in pursuing other action.
- Stated that the Board collectively works very hard bringing money into the Village to beautify and bring people in. Commended the Mayor and the Board as a whole in working very hard and taking it very seriously for projects to benefit the whole community. Thanked the residents for putting their trust in the board.

MAYOR FRAWLEY-

- Congratulated Charity Vogel on her home, it is being aired on HDTV for historic homes, it is the Old Angola Hospital. It will be aired in March. The Clerk will post on the website when we have a date.
- Mentioned the Board's discussion of what projects they would like to request member item money for. Senator Volker and Assemblyman Quinn will be meeting with Mayor Frawley when he is in Albany on February 24 and 25. The three projects mentioned are a request for a new concrete pad in front of Station 2, needed to maintain the weight of the new ladder truck; money to plant new trees throughout the Village; and money to benefit the Rockefeller Memorial Project, to emphasize tourism.
- Thanked and congratulated Trustee William Houston, Mr. Carlson and Mr. Hienrich for their 50 years of dedicated service to the Fire Department.
- While in attendance at the Association meeting he reported that County Executive Christopher Collins has plans to relocate many County offices back to the Rath Building. Also discussed tax lien issues throughout Erie County.
- Attended a special meeting with Mayors, Supervisors, and County Officials and discussed moving forward with the Fuhrmann Boulevard expansion project.
- Mentioned that the Village received FEMA moneys as a reimbursement from the October 2006 Storm. They covered all requested expenses and also an additional \$6,600.00 for a Generator for the Village Hall/Fire Hall.
- Announced that the Goya Project is moving along. The Photos of the project have been sent to Senator Volker and Assemblyman Quinn. Hoping to work with these officials in obtaining assistance with saving Goya some power costs through the Niagara Power Project.
- Will be attending the NYCOM Winter Legislative Seminar in Albany with Trustee DeJohn.

ATTORNEY – EXCUSED-ILL

POLICE –

- Chief Samuel DeJohn had nothing to report but offered assistance to the residents if they needed to contact him. Commented on one of the residents earlier concern of speeding on Lake Street, Trustee Houston mentioned the “flashing light Speed Sign” he has seen throughout the Village may be put on Lake Street more often to deter speeding. Chief DeJohn will take care of this concern.
- Trustee Houston mentioned the pedestrian crossing sign that should be put on N. Main when weather permits.

GENERAL CREW CHIEF – EXCUSED-ILL

FIRE COMMISSIONERS –

- Commissioner Kaminski- reported that the Lake Shore High School Band is holding their annual bottle/can drive this Saturday February 9 in the Fire Hall on Commercial Street. She will present the insurance certificate to the Village Clerk, it should be here this week. The Board asked that the Clerk put this on the Village website.
- Congratulated Trustee Houston, Richard Carlson and Jack Hienrich for their 50 year memberships in the Fire Company, they will be holding a special membership dinner in September to honor these members.
- The Bills from Dival Safety are all in, she will report at the next meeting.

CODE ENFORCEMENT –

1. 114 South Main; remove- in compliance
2. 135 North Main; - court action pending
3. 17 & 29 Washington; cleaned up some, asked to paint in the spring
4. RR Barrier-no response from RR Company, will continue to resolve.
5. 97 Sunset (shed) remove- in compliance
6. Security-Emblem Bldg.- He and the Mayor will check windows and boards. Police will patrol area.

PLANNING – Absent

ZONING – Excused-

- Attorney Yusick is working on the Clark-Brant Garage rezoning request.

The Board asked if there were any updates as to the mandatory training that the Planning and Zoning Board members were to acquire. The Clerk will send a letter to the secretaries of each board to inquire.

CLERK-TREASURER –

- Received reimbursement from Braasch Construction for the emergency waterline repairs.
- FEMA reimbursed in full for the October 2006 Storm expenses.
- Closing books for the end of January.

- Preparing for Election, asked the Hamburg Sun to correct the Trustee position they advertised, they put it as a 4-year term and it should be to fill a 1-year unexpired term.

OLD BUSINESS: 1. Sale of Water Plant – no report

2. Thruway Water- CRA engineers had their meeting with the authority, waiting for a report.
3. Senior Housing- Mayor Frawley mentioned a workshop with people Inc. The project is to start in the spring and looking to finish by spring next year. Any interested seniors are to call Wendy at 847-1468 to get on a list to receive an application. Trustee DeJohn mentioned that People Inc. will be looking for a live-in maintenance person in exchange for an apartment. They would like to fill this position using a local resident. Clerk will add to website.
4. Intercontinental Building, Commercial St.- pending

NEW BUSINESS: 1. Repair/replace 1973 Centennial Sign at Post Office- Thanked Bob Barrett for the repair and storage of the sign he has maintained in his garage for years. Would like the clerk to send him a nice thank you letter. They have obtained a post and will re-install soon.

Discussed a proposal from Donald Gallo for the Walgreen's Engineering Water Line work. Trustee Wilson will finalize an agreement with Engineer Gallo, the developer will pay all costs of the \$10,100 project plans and specifications.

RESOLUTIONS OFFERED FOR FEBRUARY 4, 2008

#1 APPROVE APPOINTMENT OF PART-TIME WATER METER READER

BE IT RESOLVED that the Village of Angola Board of Trustees does hereby appoint Michel L. Stone of 164 Mill Street as part-time meter reader for the Village of Angola effective February 4th 2008. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

#2 APPOINT ELECTION INSPECTORS

BE IT RESOLVED that the Following persons be appointed inspectors for the March 18, 2008 Village Election:

1. Theresa Jerozal 18 Lerczak Drive, Angola NY 14006
 2. Gary Tribula 47 Maple Street, Angola NY 14006
- AND Diane Volker 20 Loraine Street, Angola NY 14006 AS AN ALTERNATE

Be it Further Resolved that said election inspectors will be compensated at a rate of \$7.15 per hour or to be adjusted to minimum wage if different.

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

#3 APPROVE HEALTH INSURANCE POLICY CHANGE

BE IT RESOLVED, that the Village Board of the Village of Angola, hereby approves a change in the current Health Care coverage of Independent Health for employees and retirees to Blue Cross and Blue Shield, pending review and approval of the Village attorney. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

regarding the following: General Fund Abstract #17, Checks #6081 to #6086 in the total amount of \$8,675.77 and Abstract #18, Checks #6087 to #6104 in the amount of \$9,377.10 plus Payroll #3; Water Fund Abstract #17 Checks #1541 in the total amount of \$2,060.04 and

Abstract #18 Checks #1542 to 1547 in the total amount of \$34,127.55 plus Water Payroll #3;
UNANIMOUSLY CARRIED

MOTION TO ADJOURN to the next regular scheduled Board meeting on Tuesday, February 19, 2008 at 7:30. with a workshop at 7:00 if needed, **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED** meeting adjourned at **9:08PM.**

Submitted By

A handwritten signature in black ink, appearing to read 'Linda D. Giancarlo', written over a horizontal line.

Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – February 19, 2008

VISITORS: Elmar Kiefer; Alice Escott; Marcy MacLeod; and Rebecca Baxter

COMMUNICATIONS: Angola Moose Lodge is now open for business; NYS Canal Conference in October 2008; NYCOM Main Street Economic Development Conference on May 15th; Village Officials Association meeting on February 21st; Association of Erie County Governments meeting on February 28th; Communications from Legislators Reynolds and Iannello

TRUSTEE HOUSTON: in contact with Charlie Roth; Economic Development Meeting on February 6th; Friends of the Village meeting on February 9th; South Main Street Fire Hall Member Item request; letter regarding Senior Housing

TRUSTEE DEJOHN: meeting regarding Boys and Girls Club; letter from Kelly LaClaire regarding starting a hairdressing business; NYCOM Albany meeting February 24-26th

TRUSTEE WILSON: Justice Court audit completed

MAYOR FRAWLEY: congratulated Evans-Brant Chamber Citizen of the Year; congratulated Steven Slowinski on his retirement; NYCOM Albany trip; Boys and Girls Club; Distressed Real Property Tax Force; 29 Mill Street; 21st Annual NYCOM Project Award; CSX Upgrade

ATTORNEY: No report

POLICE: Lake Street speed indicator sign; larcenies at the Laundromat; burglary at Dr. Damani's home; services by officers commended by Mayor; advantages since merger with Town

GENERAL CREW CHIEF: Excused – Out of Town; snow plow/salt truck repairs

F/D COMMISSIONERS: Ladder Truck annual inspection in March; status of the generator; 1 ½" gas line found; old ladder truck #4 temporarily out of service; proposed Chief's Budget turned in; support beam in Fire Hall; old map found during clean-up

CODE ENFORCEMENT: Excused; 29 Mill Street

PLANNING: Excused

ZONING: Excused; Clark-Brant re-zoning; member mandatory training inquisition

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

NEW BUSINESS: No new business

RESOLUTIONS:

1. Authorize Clerk To Publish Election Notice
2. Approve Water Shut-Off
3. Approve 30 Day Posting For Fireman's Service Award Program
4. Approve Transfer of Funds
5. Approve Transfer of Trustees Budget-Line Appropriations
6. Proclamation for Steven Slowinski

1

1

MINUTES
Village of Angola Regular Board Meeting
Monday February 19, 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 February 19, 2008 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; and Trustee John Wilson.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Robert Beck-Fire Department Commissioner; Charles Danzi-Lieutenant Town of Evans Police; Chief Samuel DeJohn – Town of Evans Police Department; Elmar Kiefer-Accountant.

GUESTS: in attendance were Alice Escott (Town Crier); Marcy MacLeod and Rebecca Baxter.

PLEDGE OF ALLEGIANCE was led by Marcy MacLeod

MAYOR FRAWLEY CALLED MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF FEBRUARY 4, 2008

Motion made by Trustee DeJohn, Seconded by Trustee Houston who drew the Mayor's attention to the item about ordering the new street signs that are covered by Member Item Money. The Mayor added that Attorney Andrew Yusick should be recorded as "excused" and not "absent".

VISITORS:

- **Rebecca Baxter** 311 North Main Street- presented a proposal and marketing plan to the Board of Trustees regarding a bed and breakfast at 311 North Main Street. She is joining a partnership with Marcy MacLeod in converting the 3800 square foot home into a bed and breakfast. Their home features 5 bedrooms, 7 bathrooms, and a 600 square foot gym, a large finished basement with a wood burning fireplace, a swimming pool, a hot tub and a private landscaped back yard. They are asking the Village Board for support and guidance in obtaining a small business loan or grant. The board applauded their efforts and wished them well. They advised Ms MacLeod and Ms Baxter to start the process by seeing the Code Enforcement Officer Charles LaBarbera to get the proper guidance and also stop and talk to Lori Szewczyk for information that she has regarding small business opportunities.

COMMUNICATIONS:

- **Mayor Frawley** mentioned that the Angola Moose is now open for business on N. Main Street in the old American Legion building.
- **Mayor Frawley** announced the New York State Canal Conference from October 5 through October 7, 2008 in Lockport, Buffalo and Niagara Frontier with more information to follow in the upcoming months.
- **Mayor Frawley** reported the Main Street Economic Development Conference will be in Buffalo this year on May 15, 2008. NYCOM has asked the Mayor to be one of the speakers at the one-day conference.

February 19, 2008

- **Mayor Frawley** announced the Village Officials Association Directors Meeting at Illio DiPaolo's Restaurant on Thursday, February 21, 2008. Both he and Trustee DeJohn will attend.
- **Mayor Frawley** announced the Association of Erie County Governments meeting on Thursday, February 28, 2008 at the Roycroft Inn. Trustee Wilson notified Village Clerk that he will be attending along with Mayor Frawley and Trustee Houston.
- **Trustee Houston** mentioned the communications received from both Legislator Robert Reynolds and Legislator Michele Iannello regarding the extension of sales tax and information that was given out at the last Erie County Governments meeting.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Reported that he has tried to contact Charlie Roth regarding the sign, and has left a message with his wife that we would like the sign so we can put it back up this Spring.
- Mentioned that the Economic Development Meeting was February 6, 2008 ran by Lori Szewczyk. Also the Southtowns Community Enhancement Group met at the Brant Senior Citizen's Building.
- Attended the Friends of the Village meeting on February 9, 2008 that included a presentation by Assessor Jeanne Ebersole on the re-evaluation project that is underway. It was a well received program.
- Mentioned that he sent a letter to a Washington Street resident regarding Senior Housing.
- Reported that he gave Mayor Frawley the requested information that pertains to the member item money request for the South Main Street Fire Hall cement pad.

TRUSTEE DEJOHN –

- Reported that both Mayor Frawley and herself along with the Town of Evans and Brant Supervisors and the Lake Shore School Superintendent met and discussed the opportunity of having a Boys and Girls Club in Angola. She will report on this as the plan moves forward.
- Stated that she received a phone call from Kelly LaClaire, she is interested in putting in a hairdressing business in Angola. She asked for information on a small business loan. She will send the Village a letter. The Village Clerk will guide her to the Building Department and Lori Szewczyk for further information.
- Reported that she will be traveling to Albany with Mayor Frawley for the NYCOM Legislative conference Feb 24-26th.

TRUSTEE WILSON –

- Stated that he and Trustee DeJohn completed the Justice Court audit and he was very impressed at the detail and accuracy of the Court Clerk's records. Trustee DeJohn, and Attorney Yusick stated that the Court Clerk does a wonderful job with her record keeping. The board asked that the Clerk send the Court Clerk a thank you letter for doing such a good job. Trustee Wilson handed the final report over to the Clerk to copy the board and for the files.
- Attorney Yusick stated that there will still need to be an OSC Audit done due to the request of the new Justice Glascott and the past Justice Hontz, so that he can start fresh. The Clerk has contacted OSC and they do not look highly on doing an audit

February 19, 2008

unless the board felt there was a problem, but they may do it if Justice Glascott sends in a request.

MAYOR FRAWLEY-

- Congratulated Dorothy Harrison as the Evans Brant Chamber Citizen of the Year. Deputy Mayor Houston will go to the dinner on Saturday, February 23rd and represent the Village by presenting her with a proclamation from the Village Board.
- Congratulated Stephen Slowinski as he retires from the Evans Police Department. Trustee DeJohn will go on behalf of the Village to honor Mr. Slowinski with a proclamation.
- Trustee Houston stated that it was too bad that there was a conflict for these events.
- Mayor Frawley mentioned his trip to Albany this weekend, is hoping to be a success.
- Mentioned as Trustee DeJohn reported, the idea of the Boys and Girls Club in the area is going to be a positive move forward for the community.
- Announced that Legislator Robert Reynolds is proposing a resolution to the Erie County Legislators to establish the Distressed Real Property Tax Force. There will be 13 people on this task force including himself and Legislator Reynolds.
- Reported that there is a person interested in 29 Mill Street. They have contacted the bank.
- Announced that applications are available for the 21st Annual NYCOM Project Award. Asked Village Clerk to look into applying for our Streetscape projects.
- Reported a news article from the Dunkirk Observer regarding CSX Upgrade in the amount of \$48.5 million – mentioned that we should put that into consideration regarding the several attempts we have made to have the Big Sister arch bridge fixed.

ATTORNEY –

- No Report.

POLICE –

- Chief Samuel DeJohn commented that the speed indicator sign for Lake Street will be up as soon as weather permits. He explained that the reason that it is not placed out during winter is that the salt splashes up on it and will destroy the sign.
- Chief DeJohn mentioned a series of larcenies at the Laundromat occurring during the late night and early morning hours. After one month, the Evans Detectives have solved the case and will be making two arrests.
- Chief DeJohn mentioned a burglary at Dr. Damani's home and that all of the stolen possessions were recovered at a pawn shop in Buffalo after diligent work by the Evans Police Department.
- Mayor Frawley commended the great work done by Evans Police Department. The Village Board thanked Chief DeJohn for the services that he and his officers provide.
- Attorney Andy Yusick added the advantage of having a great team of Detectives since the decision to merge with the Town of Evans Police Department.

GENERAL CREW CHIEF – EXCUSED – Out of Town

- Trustee Houston reported that both of the Village snow plow/salt trucks needed repairs and that one of them has been fixed. Mr. Kaminski made back-up arrangements with the Town of Evans Highway Department in case of an emergency as to a salt truck.

February 19, 2008

FIRE COMMISSIONERS – ROBERT BECK

- Commissioner Beck - reported that the ladder truck will be going out for it's annual inspection around the middle of March.
- Questioned the status of the requested generator. He also mentioned that they had found a large gas line while doing work.
- Mayor Frawley – responded that all of the information has been sent to Senator Volker's office and there has been a delay on their end. Mayor Frawley will be talking with Senator Volker when he attends the NYCOM Conference in Albany.
- Trustee Houston – asked the size of the gas line that was found, Commissioner Beck responded with 1½" size that will be able to take the generator with no problem.
- Commissioner Beck – reported that the old ladder truck #4 is temporarily out of service. It is stationed inside the Erie county Highway Department complex in a secure location on Delemeter Road until further notice due to all of the work that is being done at the fire Department. He reported that the upstairs is almost finished (much painting and cleaning work being done by a crew of prisoners).
- Commissioner Beck – reported that the proposed budget from the Chief has been turned for the Fire Department. There is a request to speak with the entire Board for at least an hour to explain the budget requests. (Session set for 9:00am on Saturday, March 1st)
- Trustee Wilson – announced his appreciation that the Fire Department turned in all budget information by the deadline.
- Commissioner Beck – also reported that there is a support beam in the Fire Hall that they discovered that may have cracked some cement blocks that hold it in place. They would like someone to come take a look at it. Mayor Frawley said that he would mention it to the Engineer to come look at it.
- Trustee Houston – reported that during the Fire Hall clean-up that he noticed an old Town of Evans map in the hallway that says "Fire District" on it. Commissioner Beck stated that this map is not the missing map that they are looking for at the Town Hall.

CODE ENFORCEMENT – Excused

- 29 Mill Street – Mayor Frawley reported that he spoke with Mr. LaBarbera regarding this property and reported on the status earlier.

PLANNING – Excused

ZONING – Excused

- Attorney Yusick is working on the Clark-Brant Garage rezoning request. He has spoken with the neighbors and they are close to coming to an agreement.

Trustee Houston – asked if there were any updates as to the mandatory training that the Planning and Zoning Board members are to acquire. The Clerk reported that she only has a certificate for one member, but update requests have been sent to the secretaries of the Zoning and Planning Boards.

Mayor Frawley – reported that he has an individual interested in being a member of the Zoning Board and another for the Planning Board.

Trustee Wilson – suggested that we get an “interest level” from all the members on both Boards with a response request. He added that whether they are active or not, they are still both critical boards.

Trustee DeJohn – suggested a proposed workshop to be scheduled prior to the next Board meeting. Trustee Wilson responded that the Clerk will contact each individual member and give a strict deadline of two weeks for all training documentation to be turned in. The Board agreed on the importance of having active Planning and Zoning Boards for the upcoming Village projects.

CLERK-TREASURER –

- Working on the upcoming Budget paperwork for Saturday’s 9:00am meeting.
- Copy machine broke down. Maintenance man coming tomorrow.
- Complimented PT Clerk Christine Mittner for her diligent work to learn how to update the Village website. She has actually started doing the updates. Will send a letter to former Webmaster MaryLou to thank her and end her services.
- Deputy Clerk, Michelle Warren will be on vacation the last week in February.
- Stated that she completed the financial books for January, if anyone would like to see them, they are filed in her office.

OLD BUSINESS: 1. Sale of Water Plant – mayor has contacted, the state contact person, Scott Abrahamson,

and resolution of this sale is moving forward.

2. Thruway Water- nothing new to report.

3. Senior Housing- nothing new to report.

4. Intercontinental Building, Commercial St.- pending

NEW BUSINESS: No new business.

RESOLUTIONS OFFERED FOR FEBRUARY 19, 2008

#1 AUTHORIZE CLERK TO PUBLISH ELECTION NOTICE

RESOLVED, that the Village of Angola Board of Trustees hereby directs the Village Clerk to publish a legal notice pursuant to Section 15-104(3)(b) and Section 15-104(4) of the election Law indicating as follows

NOTICE IS HEREBY GIVEN pursuant to Section 15-104(3)(b) and Section 15-104(4) of the Election Law that:

The General Village Election of the Village of Angola will be held Tuesday, March 18th 2008.

The polling place for the single Village Election District shall be the Village Hall, 41 Commercial Street, Angola, New York.

The hours during which the polls will be open shall be from 12:00 o’clock noon until 9:00 P.M. in the evening.

The following persons have been duly nominated, pursuant to Independent Nominating Petitions duly filed in the Clerk-Treasurer’s Office, for the office and for the terms set forth opposite their names:

<u>Name & Address</u>	<u>Office</u>	<u>Term of Office</u>
Denise DeJohn term 27 Beverly Drive 3/31/09 Angola NY 14006	Trustee	1 year to fill un-expired 4/1/08 –

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

#2 APPROVE WATER SHUT-OFF

RESOLVED that the Angola Village Board does hereby authorize the water clerk to issue water shut-offs per the attached list of delinquent water accounts unless paid in full by Friday February 22, 2008. 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 eight-thousand-three-hundred-forty-six-dollars-and-forty-two-cents (\$8,346.42)

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

#3 APPROVE 30 DAY POSTING FOR FIREMENS SERVICE AWARD PROGRAM

RESOLVED that the Angola Village Board does herein approve the Volunteer Firefighter Service Award Program list of all 2007 active volunteer firefighters of the Angola Volunteer Fire Department, Inc. for posting in the fire station(s) for a period of at least 30 days for review by member. The listing must be returned to the Village Board after the expiration of the 30-day period with all changes to the listing fully documented on the listing.

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

#4 APPROVE TRANSFER OF FUNDS

BE IT RESOLVED that the Village of Angola Board of Trustees does hereby approve a transfer of budget line appropriation funds as follows:

\$2000.00 from general fund contingency account A1990.4 to A1210.4.2 Mayor schools and travel.

\$1000.00 from general fund contingency account A1990.4 to A1010.4.4 Trustee Houston schools and travel. \$1000.00 from general fund contingency account A1990.4 to A1010.4.1 Trustee DeJohn schools and travel.

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

#5 APPROVE TRANSFER OF TRUSTEES BUDGET-LINE APPROPRIATIONS

WHEREAS, prior to the resignation of former Trustee Michael Stockman, his schools and travel expense line had been depleted, and left no allotted schools and travel monies for appointed Trustee Denise DeJohn, and

WHEREAS, due to the resignation of Trustee James Carlson, there is allotted money remaining in his school and travel line to help compensate Trustee DeJohn as she travels to Albany for the NYCOM Winter Legislative meeting, now

BE IT RESOLVED that the Village of Angola Board of Trustees does hereby approve the amount of \$600.00 from general account A1010.4.3 Trustee Carlson schools and travel line to general account A1010.4.1 Trustee DeJohn schools and travel.

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

#6 PROCLAMATION FOR STEPHEN SLOWINSKI

WHEREAS, December 5, 1963 was proven to be a very important day for the future of the Town of Evans Police Department, and

WHEREAS, it was on this day, that Stephen Slowinski became what turned out to be one of the most chief components of the security, training and safety of an entire community, and one of the most valuable assets of a dedicated and hardworking police force, and

WHEREAS, such a committed individual, served over 44 years of police service for the Town of Evans including ranks as Patrol Officer; Detective; Lieutenant; Assistant Chief and most recently as interim Chief of Police, and

WHEREAS, during his years of service he specialized as the only firearms instructor in the entire area and provided the utmost firearms safety training courses, and

WHEREAS, for a total of over ten years has served his fellow officer as president of the Police Benevolent Association, handling police contracts to make sure the Evans Police Department received fair wages and benefits that were comparable throughout Erie County, and

WHEREAS, Stephen Slowinski, throughout his 44 years of service, has maintained his love for helping people in all aspects of his life, and

WHEREAS, he has become not only one of the most respected members of the Town of Evans Police force, but also a highly respected son, husband, father and grandfather, and

WHEREAS, it is appropriate to recognize an individual who exemplifies such quality as he retires his position with the Town of Evans Police Department.

NOW, THEREFORE BE IT RESOLVED, that upon this occasion of the celebration of retirement from the Town of Evans Police Department the Mayor, Village Board of Trustees and all Village residents do hereby congratulate Stephen Slowinski for his success and proclaim Saturday February 23, 2008 as Stephen Slowinski Day

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

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

regarding the following: General Fund Abstract #19, Checks #6105 to #6139 in the total amount of \$52,588.87 plus Payroll #4; Water Fund Abstract #19 Checks #1548 to #1553 in the total amount of \$1,571.38 plus Water Payroll #4; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to a Budget Workshop Saturday February 23, 9AM and then to the next scheduled regular Board Meeting, Monday, March 3, 2008 at 7:30, 7:00 WORKSHOP IF NEEDED. MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 8:20PM

Submitted By

A handwritten signature in cursive script, appearing to read "Linda D. Giancarlo".

Linda D. Giancarlo
Village Clerk-Treasurer

February 19, 2008

INDEX – March 3, 2008

VISITORS: Alice Escott; Brian Campbell; Steven Brachman; Jeremy Cournyea; Maureen Cournyea; Barbara Catalano; Joseph Catalano; Douglas Tubinis

COMMUNICATIONS: Senator Volker recognizing letter regarding Member Item money request; resignation letter from Zoning Board Secretary Jeanine McSkimming; B.R.I.D.G.E.S. Post Prom Drug-Free Party on June 6th; Farmers' Market correspondence; Association of Erie Co. Governments meeting minutes; NEST meeting minutes; letter from D.O.T. regarding roads to be worked on; reports for proposed Wal Mart for public view; letter of congratulations from Evans Democratic Club President, Jonica DiMartino; Charity Vogel's home broadcast at 6:30p on HGTV

TRUSTEE HOUSTON: Tim Murphy approved to use Village Hall on March 25th; ran into entertainer Clint Holmes; paperwork prepared for meeting with Erie Co. Executive Chris Collins; attended Rural Transit Van meeting; report from guest speaker James Kaske at an Erie County Governments meeting; attended Advance Evans Program; Attended Evans-Brant Chamber of Commerce Dinner; received Historic Signs; announced Evans Township Lions Club raffle.

TRUSTEE DEJOHN: presented Stephen Slowinski with proclamation at his retirement party; Village Clerk's band will be performing for the Evans Township Lions Club; NYCOM Legislative Conference report

TRUSTEE WILSON: welcomed new members of the Village of Angola Family; B.R.I.D.G.E.S. Post Prom Drug-Free Party; introduction of Officer Michael Masullo; thanks given to Evans Police Department

TRUSTEE TUBINIS: newly appointed

MAYOR FRAWLEY: Village Association Meeting of Directors; NYCOM Main Street Conference on May 15th; American Flag in front of Twisters' Café; workshop on diseased trees; 911 Remembrance activities; NYCOM Legislative Session report; WICKS Law; water main rupture technique; Distressed Property Taskforce; meeting with Chris Collins tomorrow

ATTORNEY: No report

POLICE: congratulations from Mayor on two recently solved robbery cases

GENERAL CREW CHIEF: purchased remainder of salt

F/D COMMISSIONERS: progress on prisoners working at Main Fire Hall; support beam issue

CODE ENFORCEMENT: 135 North Main; 17 & 29 Washington; Norfolk-Southern Penn RR Barrier; Security-Emblem Building; 28 Mill Street; Old Town Hall

PLANNING: Excused

ZONING: reported status on mandatory training

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

NEW BUSINESS: Bed and Breakfast; Memorial Markers and Trees

RESOLUTIONS: No resolutions offered

MINUTES
Village of Angola Regular Board Meeting
Monday March 3, 2008
7:30 P.M

Prior to the Board Meeting, the Mayor made three appointments:

Appointed AnneMarie Tubinis -Trustee to fill the opening created by the resignation of former Trustee James Carlson,

Appointed Mark Goodway - Fire Department Commissioner (due to passing of Commissioner Davis)

Appointed Scott Russell - Member of the Zoning Board of Appeals (due to resignation of Dennis Glascott, who become Village Justice)

All newly appointed officers took the Oath of Office.

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 March 3, 2008 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; Trustee John Wilson and newly appointed Trustee Anne Marie Tubinis.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Jeffrey Kaminski-DPW Crew Chief; Robert Beck, Lynne Kaminski and Mark Goodway-Fire Department Commissioners; Michael Masullo-Town of Evans Police; Donald Gallo- Village Engineer; Paul Cooper-Zoning Board Chairman; Charles LaBarbera-Code Enforcement Officer; Excused was William Herold-Planning Board Chairman.

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell-Hamburg Sun; Steven Brachman-Buffalo News; Jeremy Cournyea along with his mother Maureen Cournyea; Barbara Catalano; Joseph Catalano; and Douglas Tubinis.

PLEDGE OF ALLEGIANCE was led by Jeremy Cournyea

MEETING CALLED TO ORDER AT 7:30PM:

APPROVAL OF MEETING MINUTES OF FEBRUARY 19, 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

VISITORS:

Mayor Frawley presented Jeremy Cournyea with a Proclamation as follows:

Proclamation for Eagle Scout- Jeremy Cournyea

Whereas, Young men and woman of the community offer a true gift when they offer themselves to learning, sharing and caring for others, and

Whereas, one of the most valuable assets a community has is dedicated and hardworking young men and woman who commit themselves to join organizations that not only help others in the community, but create a sense of honor and dignity to our youth, and

Whereas, such a committed individual who gives unselfishly of his time and of himself to complete the requirements for becoming worthy for a Rank of EAGLE SCOUT, has proven to make a community and its leaders proud, and

Whereas, it is appropriate to recognize an individual who exemplifies this quality and has learned to achieve such a ranking by being a truly committed individual.

Now, Therefore, Be It Resolved, that upon the occasion of the Achievement of earning your Ranking of an "EAGLE SCOUT"

I Howard M. Frawley, as Mayor of the Village of Angola on behalf of the Village Board of Trustees and all Village residents do hereby congratulate **EAGLE SCOUT Jeremy**

Courneyea

on his achievement, dedication and service to the Boy Scouts of America and Troop #421 and to his entire community.

COMMUNICATIONS:

- **Mayor Frawley** read a letter from Senator Volker recognizing the \$15,500 Member Item request he received from the Village Board, in regard to a cement pad in front of the Angola Fire Hall on South Main.
- **Mayor Frawley** read resignation letter from Jeanine McSkimming, Zoning Board Secretary. Trustee DeJohn asked Zoning Board Chairman Paul Cooper to propose any suggestions he may have to fill this position.
- **Trustee Houston** mentioned a letter from "B.R.I.D.G.E.S." Lake Shore Central School regarding their Drug Free post-prom party, scheduled for June 6 at 11PM.
- **Trustee Houston** reported information received from Rochester regarding a Farmers Market meeting. Suggested that the Village revisit this for the future.
- **Trustee Houston** reported that he handed out information from the Erie County Governments Association meeting. The outline and minutes from this meeting reports three county officials opposing the quarter percent Erie County Sales Tax distribution for Towns and Villages.
- **Trustee Houston** also presented a copy the NEST meeting minutes
- **Trustee Houston** mentioned a letter from the DOT indicating different bridges, roads and culverts that will be getting work done on them in the area – Route 5 and Beach Road will also be upgraded.
- **Trustee Houston** pointed out that the two books on the Table in the Village Hall are reports on the Proposed Walmart, they are here for public review.
- **Trustee DeJohn** read a congratulations letter to Mayor Frawley for his appointment of Vice President of the Association of Erie County Governments from Evans Democratic Club President Jonica DiMartino
- **Mayor Frawley** added to communications that Angola was broadcast tonight at 6:30pm on HGTV, for the Charity Vogel house, former Angola Hospital, "If Walls Could Talk" series.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Reported that he received a request from resident Tim Murphy asking the Village Boards' permission for him to hold a small workshop regarding the Emblem Bicycle Factory. He felt this old factory had some potential and was hoping to get interested parties involved. He would like to hold a meeting on the evening of March 25th at the Village Hall. The Board approved.
- Attended a show at the Riviera Theater in North Tonawanda and ran into entertainer Clint Holmes. Mr. Holmes grew up in the Angola area and attended Lake Shore High School.
- Mentioned paperwork he prepared for Mayor Frawley to bring with him to the meeting with County Executive Christopher Collins.
- Attended the Rural Transit Van meeting, mentioned resident Eber Inman's continuous volunteer work as a driver for Rural Transit Van. Presented an updated list of services provided to the Clerk for the record.

- Mentioned he attended the Erie County Governments meeting and reported that speaker James Kaske spoke on behalf of Kaleida Health's plans to close Millard Fillmore Gates Circle Hospital. Reported that Kaleida has hired 375 nurses and will hire 400 more each year for the next seven years. Trustee Houston, although sad about the closing of Millard Fillmore Gates, mentioned this is a positive move forward for Kaleida Health. While in attendance, Trustee Houston reported that the Mayor asked him to distribute information regarding the NYCOM Main Street Conference that will be held in Buffalo on May 15th and another at Hyde Park, NY on the Hudson River.
- Attended the Advance Evans Program held at the Evans Center Fire Hall regarding the proposed Walmart. Was very positive.
- Attended, on behalf of the Village, the Evans Brant Chamber of Commerce Dinner, and presented Dorothy Harrison with the proclamation from the Village Board.
- Received all the Historic Street signs, waiting for better weather to have them installed. These are the signs ordered with the remaining member item money as part of the Streetscape project.
- Announced the Evans Township Lions Club, Assorted Chocolate Easter Bunny Raffle.

TRUSTEE DEJOHN –

- Attended the retirement party for Stephen Slowinski, and presented him with a proclamation from the Village Board. Thanked the Village Clerk for the Great Job she did on the Proclamation.
- Mentioned she had read in the Penny Saver, that the Village Clerk will be performing with her band for the Evans Township Lions Club.
- The Clerk responded that her band Crash Cadillac will be performing Saturday March 8 at 8:00PM at LEB Fire Hall and she has presale tickets available at \$25.00 per couple. This is an Oldies dance to benefit the Evans Township Lions Club.
- Trustee DeJohn reported that she went to the NYCOM Legislative Conference in Albany and was able to meet with Mr. John Galligan and attended a seminar regarding Union Contract Negotiations, she found very interesting and came back with a lot of information to report but asked the board to please excuse her from reporting until the next board meeting, because she will be leaving first thing in the morning to be with her mom, in Florida who has turned ill. The board wished her a safe trip and wished her mom well.

TRUSTEE WILSON –

- Welcomed and thanked all the new members of the Village of Angola Family appointed tonight.
- Announced the Lake Shore Central School and Senior Citizens "B.R.I.D.G.E.S". program, sponsoring a Drug-free Post-Prom party for the senior class on June 6 at 11:00PM. (Trustee Houston reported earlier). Would like to make a \$50.00 donation from his personal line to support this event.
- Trustee DeJohn introduced Officer Michael Masullo of the Town of Evans Police Department. He is here on behalf of Chief DeJohn. She also introduced Officer Doug Tubinis of the Evans Police, here supporting his wife AnneMarie as she was appointed as Trustee.
- Trustee Houston thanked the officers and the Town of Evans Police department for the continuing outstanding work they are doing in the Village.

TRUSTEE TUBINIS- was welcomed as newly appointed Trustee, she thanked the Board for this honor.

MAYOR FRAWLEY-

- Attended the Village Association Meeting of Directors with Trustee DeJohn. They discussed Union Contracts, it is reported that mostly all contracts are renegotiated around the same time. The County and Villages will be networking to compare notes and ideas for DPW Union labor Contracts.
- Will be attending the NYCOM Main Street conference on May 15, at Adams Mark in Buffalo, he will be one of the speakers for this event.
- Received a notice from a Village resident concerning a torn American Flag in front Twisters Café'. Trustee Houston reported it has been taken down.
- Mentioned a letter from the DEC regarding a workshop on diseased trees, will forward the information to the DPW Crew Chief and the Board.
- Contacted Shultz Hardware, the American Legion and VFW Post regarding Memorial Day and 911 Remembrance festivities. Anxious to get a committee formed to get a head start on these events. Trustee DeJohn would like to be a part of that committee.
- Reported that the Albany NYCOM Legislative sessions went very well, met with Senator Dale Volker and Assemblyman Jack Quinn, discussed member items requests, South Main Fire Hall Cement Pad, Tree Planting and Rockefeller Memorial Depot project for Tourism (with no set price on this as of yet). Unfortunately, he had to attend the Funeral of a dear friend, Mr. Leigh Volker when he returned.
- Trustee DeJohn stated that Assemblyman Quinn was very enthusiastic about the Senior Housing Project coming to the Village and offered his assistance with anything relating to the project.
- Mayor Frawley reported that there were many speakers in Albany, Economic Development was an important topic, they discussed ways to help local businesses. They reported that infrastructure seems to be an issue. Also reported was that the biggest business in the State of New York, is agriculture. We will research these topics for assistance in our community.
- Discussed WICKS Law, and ways on reforming this law.
- Introduced a water main rupture repair technique and a new substance used to repair blacktop and offered this information to DPW Crew Chief, Jeffrey Kaminski.
- Ended his report by saying that the meeting in Albany, was pretty positive and there are many opportunities out there, not only for the Village of Angola, but also for the Town of Evans and the entire region.
- Will be meeting with Erie County Executive Collins tomorrow along with other Mayors and Supervisors, at the University at Buffalo to discuss local issues municipalities are dealing with.
- Reported that some Erie County Legislators are proposing a resolution regarding the formation of a "Distressed Property Taskforce".

ATTORNEY – No report

POLICE – Officer Masullo-

- Nothing to report, everything is going very well and they love working for the Village.
- Mayor Frawley congratulated them on two robbery cases that were recently solved by the Evans Police Department, Laundromat Robbery and a Jewelry Robbery.

GENERAL CREW CHIEF –

- Was able to purchase the remainder of the salt he had money for. Thinks he will be okay for the rest of the season. His budget is nearly done for this line. May need a little more money for this expense for next years budget.

- Trustee Houston discussed the allocated amount allowed per municipality as current of at the recent Erie County Governments meeting.

FIRE COMMISSIONERS –

Lynne Kaminski- stated that the prisoners have been working at the Main Fire Hall painting, etc.,

Robert Beck- reported that the prisoners have, washed equipment, cleaned and painted the interior of the hall ceilings and walls. They are to be finished on Friday, March 1st. The department is looking to ask for them soon.

Lynne Kaminski- reported that the prisoners, painted every office, every ceiling tile and reset all the ceiling tiles, stripped the floors, they did a wonderful job.

Robert Beck talked to **Engineer Gallo** regarding a support beam issue. He will look at it while he is here. **Trustee Houston** stated that he had reported this concern to **Crew Chief Kaminski** for follow up with the Engineer

CODE ENFORCEMENT –

135 North Main-pending court action

17 & 29 Washington; spring painting

Norfolk-Southern Penn RR Barrier-they informed him that they will be replacing this 2 weeks ago. He will follow up.

Trustee Wilson stated that he needs to stay on top of them, because he has been having many issues with them with the falling concrete issues at the Bridge, they started doing repairs, but it still has dangerous sections falling in places.

Security-Emblem Bldg.-he and Mayor Frawley will inspect the building together.

Trustee Houston thanked the Code Enforcement Officer for follow up of South Main Street property near the Fire Hall.

Mayor Frawley mentioned 28 Mill Street, he has an interested buyer. In the meantime, the Village needs to board up the windows. The bank foreclosed and refuses to pay for boarding it up. They want it off their hands and offered the property for a dollar. However, there are tax liens on the property.

Attorney Yusick advised the Village Board to board up the property and place on the Village Tax Roll.

Trustee Houston asked that the boards be painted white in accordance with Village Standard Updating Procedures.

Code Enforcement Officer LaBarbera also reported that he had an interested buyer for the Old Town Hall, but their plans were to put in all apartments. This is against Village Law, it is a business district and the front on the first floor has to remain retail.

PLANNING – Excused

The Clerk reported that **Chairman William Herold** called her with an update on the Mandatory training.

ZONING – Chairman Paul Cooper –

- Reported the status of the mandatory Training for the Zoning Board Members.

CLERK-TREASURER –

- Reported that she met with Mary Hosler from Evans National Bank regarding the NEST account, which she already discussed with Trustee Wilson, and regarding the change in the Angola Branch hours. Ms. Hosler indicated that they performed a year long report on customer counts. Contacting local businesses they found that changing the hours would not have an impact on the area. The only days that were affected were

Tuesdays and Thursdays closing 3 hours earlier and Wednesdays one hour earlier.
Mondays and Fridays hours stayed the same.

- Announced the Lions Club Oldies dance that she will be performing at on Saturday March 8 at 8:00 to benefit the Evans Township Lions Club. Presale tickets available at the Village Hall.
- Mentioned a Benefit committee she is working with for Scott Rankus, a local young NYS Trooper, who's vehicle flipped and left him paralyzed. The benefit will be April 27th location is still pending. Asked for Boards permission to donate the paper and the printing of the flyers for this event. The paper cost is around \$56.00 and the printing from the office. **MOTION TO APPROVE THIS DONATION MADE BY TRUSTEE WILSON. SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED.**

OLD BUSINESS: 1. Sale of Water Plant – pending
2. Thruway Water- Congressman Higgins is talking to the NYS Authority.
3. Senior Housing- water testing underway
4. Intercontinental Building-interested buyer, hung up on back taxes.

NEW BUSINESS:

1. Bed and Breakfast-small business opportunity loan information available. Attorney Yusick
will write up a Local Law based on the updated Town of Evans Bed and Breakfast information that Trustee Houston received from Charles LaBarbera.
2. Memorial Markers and Trees N. Main, Center to Maple
MOTION TO APPROVE SALE OF MEMORIAL MARKERS AND TREES AT \$200.00, MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS< UNANIMOUSLY CARRIED

RESOLUTION: – no resolutions offered

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

regarding the following: General Fund Abstract #20, Checks #6140 to #6143 in the total amount of \$1,527.37 and Abstract #21, Checks #6144 to #6158 in the amount of \$9,955.54 plus Payroll #5; Water Fund Abstract #20 Checks #1554 in the total amount of \$260.40 and Abstract #21 Checks #1555 to #1559 in the total amount of \$510.58 plus Water Payroll #5;
UNANIMOUSLY CARRIED

ADJOURN to a Budget Workshop Saturday March 8, 9AM and then to the next scheduled Regular Board Meeting, 7:30 on Monday, March 17, 2008. 7:00 if needed for a workshop.
MOTION MADE TO BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED Meeting adjourned at 8:25PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – March 17, 2008

VISITORS: Alice Escott; Brian Campbell; Steven Brachman;

COMMUNICATIONS: Village Official's Association Dinner on March 20th; Association of Erie County Governments meeting on March 27th; Great Angola Train Wreck presentation on May 22nd at Angola Theatre; "Walk the Village" meeting on March 18th; Mutual Aid Scholarship; appointment of Mayor Frawley to Board of Managers at Erie County Sewer District #2; "Picturing America" initiative

TRUSTEE HOUSTON: County auction of land on Hardpan Road and 21 Maple Street; Southtowns Community Enhancement future meeting; report from Wal-Mart infrastructure meeting; Music Man at the High School; sale of Memorial Trees/Stones.

TRUSTEE DEJOHN: commended Councilman Cooper for his stand at the recent Evans Town Board Meeting.

TRUSTEE WILSON: commended Village Board for work on tentative budget; unable to attend NEST meeting; commended both Engineer Gallo and Attorney Yusick on their hard work and expertise

TRUSTEE TUBINIS: No report

MAYOR FRAWLEY: meeting for proposed Walgreens; report on tentative budget decrease; Task Force for Distressed Properties; report on meeting with community leaders and Erie County Executive Chris Collins

ATTORNEY: two proposed local laws; sale of water plant paperwork being completed

POLICE: Excused

GENERAL CREW CHIEF: carpeting at the old Police Station; old water plant has been broken into

F/D COMMISSIONERS: prisoners working at Main Fire Hall; status of the Hose Dryer

CODE ENFORCEMENT: Excused; Norfolk-Southern Penn RR Barrier

PLANNING: Absent

ZONING: mandatory training completed by members; commended Board on tax decrease; Lynn Krajacic newly appointed as Secretary

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

NEW BUSINESS: No new business

RESOLUTIONS:

1. Set Public Hearing for Tentative Budget for April 21, 2008 at 8:00pm
2. Authorize Mayor to sign Intermunicipal Agreement with Town of Evans for Dispatch Services for 2007
3. Authorize Assemblage Application from Lake Shore Senior High
4. Proposed LL #1 – 2008 "Bed and Breakfast"
5. Authorize Public Hearing for Proposed LL#1 for the Year 2008
6. Proposed LL #2 for the Year 2008 Amending Code for B-2 Business Zone
7. Authorize Public Notice for Hearing for Proposed LL#2 for the Year 2008

MINUTES
Village of Angola Regular Board Meeting
Monday March 17, 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 March 17, 2008 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustees Denise DeJohn; Anne Marie Tubinis and John Wilson.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Jeffrey Kaminski-DPW Crew Chief; Lynne Kaminski and Mark Goodway-Fire Department Commissioners; Paul Cooper-Zoning Board Chairman.

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell-Hamburg Sun; Steven Brachman-Buffalo News.

PLEDGE OF ALLEGIANCE was led by Steven Brachman

MEETING CALLED TO ORDER AT 7:30PM:

APPROVAL OF MEETING MINUTES OF MARCH 3, 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

VISITORS: no visitors

COMMUNICATIONS:

- **Mayor Frawley** mentioned the Village Officials Association Dinner to be held March 20th at Ilio's DiPalos in Blasdell. Nomination of Officers will be held.
- **Mayor Frawley** announced the Association of Erie County Governments meeting to be held next Thursday March 27th at the Diamond Hawk Golf Course in Cheektowaga.
- **Mayor Frawley** mentioned that the Evans Brant Chamber will sponsor a Power Point presentation that will be held at the Angola Theater regarding the Great Angola Train Wreck. It will be a free program though tickets will be generated to control the limit of attendees to not exceed what is allowed in the Theater. It will be held on May 22.
- **Mayor Frawley** announced a memo from Senator Volker's Office that announced that a "Walk the Village" meeting will be held tomorrow March 18th in Lancaster.
- **Mayor Frawley** discussed a Mutual Aid Scholarship Program offered by the Erie County Fire Chiefs Mutual Aid Organization. It will be offered to firefighters, information was forwarded to the Fire Department. The Clerk will also forward this information to Chief DeJohn
- **Trustee DeJohn** read a letter from Michael J. Quinn Deputy Commissioner announcing Mayor Howard Frawley's appointment to the Erie County Sewer District #2 Board of Managers. The Board congratulated Mayor Frawley for this 2-year appointment on the Board of Managers.

- **Trustee Houston** reported a letter from Senator Schumer promoting a "Picturing America" initiative. This initiative is a program designed to help the K-12 schools and Public Libraries. The Clerk will forward this information to the Angola Library.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Reported that he attended the Southtowns Economic Development Meeting, last week, he represents the Village. It was announced that on April 2, the County will be auctioning the small building on Hardpan Road across from the Duriron Plant, and also 72 Acres of land on Hardpan Road that was owned by the Duriron Company.
- Mayor Frawley added that 21 Maple Street will be included in the County auction.
- Announced the Southtown Community Enhancement Coalition will be meeting and discussing plans for their Agricultural grant.
- Was not able to attend the NEST meeting.
- Stated that he and Village Engineer Donald Gallo attended the Wal-Mart infrastructure meeting for concerns regarding the Wal-Mart Plans. It was held at the Town Hall and was nicely organized and interesting. Sandra Brant of the Town of Evans Planning Board set up the meeting. He stated he addressed concerns and ideas he had on Traffic Control, turning arrow light on the corner of Eden Evans Center Road and Rt. 20, and Lake Street and Rt 5 and the ditch issue on Lake Street and other issues around the area. Engineer Donald Gallo will be sending his report on water for Wal-Mart. He asked the Board's permission to send a letter to the DOT regarding his suggestions and concerns so that the DOT and the County can perform a study on these concerns. Motion made by Trustee Wilson and Seconded by Trustee DeJohn, Unanimously Carried.
- Attended the Music Man musical at the High School, it was very well performed.
- Announced that since being mentioned at the last board meeting, the Memorial Trees/Stones, are selling well. There are approximately 7 remaining.

TRUSTEE DEJOHN –

- Commended Evans Town Councilman Paul Cooper, on his stand on Term Limits, at the Evans Town Board Meeting.

TRUSTEE WILSON –

- Commended the Village Board for working collectively very hard to create and present the tentative budget tonight. Offered his comment to the municipality as a whole.
- Could not attend the NEST meeting but will have a report in the future.
- Commended Engineer Gallo for his hard work and expertise and technical ability that has protected the Village in the past and continues to do so in all the major projects going on around the Village. Commended the Village Attorney as well.

TRUSTEE TUBINIS- No report

MAYOR FRAWLEY–

- Will be meeting with the Town Supervisor and Dan Higgins regarding the proposed Walgreen's.

- Reported that the Village Board worked very hard on the tentative budget. They kept in mind the police merger, and the promise made to the residents. While promising a \$6.00 cut in the taxes he wanted the public to be aware of how hard it was with other budget lines that annually increase: Fire Dept., DPW, Insurance etc. But by working together with all the departments, and the board, he was happy to announce that they have filed the tentative budget to reflect a \$6.02 decrease per thousand in the Village Tax Rate.
- Reported that the resolution offered by Legislator Reynolds, to form a "Task Force for Distressed Real Properties", has been passed buy all 15 County Legislators. He is part of this Task Force and will be meeting the last Wednesday of the Month.
- Attended a meeting with Supervisor Fran Pordum, and Erie County Executive Christopher Collins and several other community leaders at the University of Buffalo. The meeting was brought together by Executive Collins in an effort to hear ideas and issues from County wide community leaders and working with them to resolve these issues. They discussed Distressed properties, Agriculture, Roads and Bridges and tree removal. He spoke up regarding the Erie County Water Authority prices and wanted the County Legislators to investigate this issue. He was seen on Television.
- Trustee Houston mentioned the County Water Authority using the emergency power at the Sturgeon Point water plant last week.

ATTORNEY –

- Discussed two resolutions being offered tonight regarding two proposed local laws. One being a Bed and Breakfast and one being a rezoning. The clerk will forward these two proposed local laws to the Planning Board for review.
- Stated that the final paperwork is being completed for the sale of the water plant.

TRUSTEE DEJOHN-and MAYOR FRAWLEY Announced the Ribbon Cutting and Grand Opening for the Angola Moose. Trustee Houston will be there on the Mayors behalf, due to his traveling to Florida.

POLICE – Excused

GENERAL CREW CHIEF –

- Asked for the Boards Approval to purchase a carpet for the old Police Station, they are changing it over to become the Court Clerk's Office. Motion made to purchase carpet on State contract at \$1,348.28 made by Trustee Wilson, seconded by Trustee Houston, unanimously carried
- Reported that the old water plant has been broken into again. He will contact the police department to patrol the area and will again secure the building.

FIRE COMMISSIONERS –

Lynne Kaminski- no report

Prisoners have been at the Hall and did a good job with cleaning and painting upstairs and downstairs.

Mark Goodway- no report

Trustee Houston asked about the Hose Dryer, the Clerk and Trustee Wilson reported that the information was sent to Tiger Schmittendorf for sale on the County Fire Department Auction. Trustee Houston mentioned an internal report of the old ladder truck that was forwarded from the Fire Department.

CODE ENFORCEMENT –

Excused- department is away for training

RR Barrier-Trustee Houston reported that this has been placed by Norfolk-Southern at the south end at Penn Avenue.

PLANNING – Absent - the Board asked the Clerk to contact Chairman Herold in regard to the 2 proposed Local Laws, the Planning Board will have to meet, very soon.

ZONING – Chairman Paul Cooper –

- Reported that all members have completed the mandatory Training for this year and also started their training points for next year.
- Commended the Board on the tax decrease, and their ability to work with the Town Board. He appreciates concrete evidence on the hard work this board does to better the community.
- Mayor Frawley appointed Lynne Krajacic as secretary for the Zoning Board of Appeals as per Chairman Paul Coopers' recommendation.

CLERK-TREASURER –

- Announced a Happy Birthday to Attorney Yusick, Trustee Tubinis and Mayor Frawley
- Reported that the February books are closed and ready for review by the Village board.
- Stated that the office is closed tomorrow for elections.
- Commended the Village Board and the Accountant Elmar Kiefer and all the department heads for working hard to cut the Village Taxes the \$6.00 promised as the result of the police merger. The Board commended her hard work as well in completing the Tentative Budget.

OLD BUSINESS: 1. Sale of Water Plant – pending
2. Thruway Water- Mayor Frawley talked with Congressman Higgins.
3. Senior Housing- water testing underway
4. Intercontinental Building- interested buyer, hung up on back taxes.

NEW BUSINESS:

RESOLUTIONS OFFERED FOR MARCH 17, 2008

**#1- SET PUBLIC HEARING FOR TENTATIVE BUDGET FOR APRIL 21, 2008,
8:00PM**

RESOLVED that pursuant to Village Law Section 5-504 the 2008-2009 tentative budget for the Village of Angola was completed and filed with the Village Clerk at the Village Clerk's Office, 41 Commercial Street, Angola, NY on March 17th, 2008. The budget may be inspected between the hours of 9:00 AM and 5:00 PM on or after March 19th Said Tentative Budget includes maximum compensation for the Mayor of \$4,500 per annum and for the Trustees of \$2,700 per annum. **The 2008-2009 Budget reflects a decrease in the Village Tax Rate from \$13.52 per thousand to \$7.50 per thousand, which is a savings of \$6.02 per thousand. A summary of the tentative budget is as follows:**

General Fund Appropriations	\$1,105,710.00
Water Fund Appropriations	\$ 738.792.00

FURTHER BE IT RESOLVED that a Public Hearing on the budget will be held at the Village Office, 41 Commercial Street, Angola New York on Monday, April 21st 2008 at 8:00 PM., to consider same before final adoption. Village Clerk is hereby authorized to publish notice in The Town Crier. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

**#2- AUTHORIZE MAYOR TO SIGN INTERMUNICIPAL AGREEMENT WITH
TOWN OF EVANS FOR DISPATCH SERVICES FOR 2007**

RESOLVED the Village of Angola Board of Trustees authorized Mayor Frawley to sign an inter-municipal agreement with the Town of Evans for the year 2007 dispatch services. The agreement amount of \$7,100.00 will be adjusted to reflect the October 1st 2007 transfer of Police services to the Town. A total payment to the Town of Evans, will be in the amount of \$5,324.00 **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

**#3 AUTHORIZE ASSEMBLAGE APPLICATION FROM LAKE SHORE SENIOR
HIGH**

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Lake Shore Family Support Center/Senior High School, Cynthia Latimore, for an assemblage/parade on Saturday May 10th 2008 from 10AM-1PM for the Celebration of a "Family Fun Walk". A 2-mile walk to start at the High School, up N. Main to Center, to Park St, to Sunset to Eagle Drive and back to High School. Some participants will be riding bikes and scooter and skates.

MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

#4 PROPOSED LL #1 -2008 "BED and BREAKFAST"

WHEREAS, there has been introduced before the Village Board, Proposed Local Law No. 1 of 2008 which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide.

for Bed-and-Breakfast Establishments and Tourist Homes by amending certain sections of Chapter 30, and

WHEREAS, the Local Law amends Section 30.3, Section 30.3(1), Section 30.3(3), Section 30.6(1), and

WHEREAS, the New York State Environment Quality Review Act (SEQR) requires that a lead agency be established to undertake such action, and

WHEREAS, Section 617.6 of Chapter 6 of the New York Code of Rules and Regulations outlines the procedure for uncoordinated reviews of certain unlisted action, the Village Board may proceed under SEQR as if it were the only involved agency and, therefore, as the lead agency, and

WHEREAS, the approval of the Local Law is an unlisted action under SEQR, and

WHEREAS, a public hearing has been called for on the 21 day of April 2008 at 8:15PM regarding the proposed Local Law, and

WHEREAS, all proposed changes must be sent to the Erie County Division of Planning (Planning Board) and to the Town of Evans.

NOW, THEREFORE, BE IT RESOLVED, that the Village shall conduct an uncoordinated review of the proposed action; and

BE IT FURTHER RESOLVED, that the Village of Angola Board of Trustees is hereby declared to be Lead Agency; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is hereby authorized and directed to provide copies of the Proposed Local Law to the County of Erie and the Town of Evans pursuant to General Municipal Law.

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is hereby directed to provide a copy of the Proposed Local Law to the Village of Angola Planning Board for review and comment.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a short Environmental Assessment Form and file the same. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#5 AUTHORIZE PUBLIC HEARING FOR PROPOSED LL#1 for the Year 2008

WHEREAS, there has been introduced before the Village Board, Proposed Local Law No. 1 of 2008 entitled "Bed-And-Breakfast Establishment/Tourist Home", which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for Bed-and-Breakfast Establishments and Tourist Homes.

NOW, THEREFORE, the Village Clerk/Treasurer is hereby authorized and directed to publish pursuant to law the attached Notice of Public Hearing for Proposed Local Law #1 for the Year 2008 entitled "Bed-And-Breakfast Establishment/Tourist Home" said hearing to be held on the 21st day of April 2008 at 8:15 p.m. at Village Hall, 41 Commercial Street, Angola, New York which time all interested parties shall be heard. A copy of said Notice and Proposed Local Law are attached hereto.

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

NOTICE OF PUBLIC HEARING

Proposed Local Law #1 for the Year 2008

Village of Angola

PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on April 21st, 2008 at 8:15 p.m. at Village Hall, 41 Commercial Street, Angola, New York for the consideration of Proposed Local Law #1 for the Year 2008 entitled "Bed And Breakfast Establishment/Tourist Home," which will amend Chapter 30 of Angola Village Code to provide for Bed and Breakfast Establishments and Tourist Homes.

Copies of the Proposed Local Law will be available at the office of the Village of Angola Clerk/Treasurer of Village of Angola, Village Hall, 41 Commercial Street, Angola, New York 14006 during all business hours.

That all interested parties shall have an opportunity to be heard by the Village Board at the public hearing to be held as aforesaid.

#6 PROPOSED LL#2 FOR THE YEAR 2008 Amending Code for B-2 Business Zone

WHEREAS, there has been introduced before the Village Board, Proposed Local Law No. 2 of 2008 which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for B-2 Business Zone by amending certain sections of Chapter 30, and

WHEREAS, the New York State Environment Quality Review Act (SEQR) requires that a lead agency be established to undertake such action, and

WHEREAS, Section 617.6 of Chapter 6 of the New York Code of Rules and Regulations outlines the procedure for uncoordinated reviews of certain unlisted action, the Village Board may proceed under SEQR as if it were the only involved agency and, therefore, as the lead agency, and

WHEREAS, the approval of the Local Law is an unlisted action under SEQR, and

WHEREAS, a public hearing has been called for on the 21st day of April 2008 at 8:20PM regarding the proposed Local Law.

NOW, THEREFORE, BE IT RESOLVED, that the Village shall conduct an uncoordinated review of the proposed action; and

BE IT FURTHER RESOLVED, that the Village of Angola Board of Trustees is hereby declared to be Lead Agency; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is hereby directed to provide a copy of the Proposed Local Law to the Village of Angola Planning Board for review and comment.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a short Environmental Assessment Form and file the same.

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

**PROPOSED LOCAL LAW NO. 2
FOR THE YEAR 2008**

"B-2 Business District"

A Local Law amending Chapter 30 to provide for a B-2 Business District.

That a new Section 30.34 is hereby added to the Angola Village Code which provides the following:

Section 30.34: B-2 Business District

A. Permitted Principal Use.

1. All uses permitted in Section 30.33.
2. Automobile body repair and painting.
3. Warehousing or storage of goods which maybe sold from the premises to the general public. The bulk storage of fuel for resale is specifically excluded from the intent of the above.

B. Permitted Accessory Use.

1. Signs as permitted in Section 30.33 B.

C. Parking - parking as permitted in Section 30.33 B.

D. Uses Permitted with Special Use Permit.

1. Uses as permitted in Section 30.33 D.

That the Zoning Schedule is hereby amended to provide after B-1 Zone, the following:

B-2 — All permitted uses under Zoning Classification B-1 including automobile body repair and painting and warehousing or storage of goods which may be sold from the premises to the general public. The bulk storage of fuel for resale is specifically excluded from the intent of the above — bulk requirements shall be the same as District B-1.

#7 AUTHORIZE PUBLIC NOTICE FOR HEARING FOR PROPOSED LL#2 for the year 2008

WHEREAS, there has been introduced before the Village Board, Proposed Local Law No. 2 of 2008 entitled "B-2 Business District," which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for an additional business district.

NOW, THEREFORE, the Village Clerk/Treasurer is hereby authorized and directed to publish pursuant to law the attached Notice of Public Hearing for Proposed Local Law #2 for the Year 2008 entitled "B-2 Business District" said hearing to be held on the 21st day of April 2008 at 8:20 p.m. at Village Hall, 41 Commercial Street, Angola, New York at which time all interested parties shall be heard. A copy of said Notice and Proposed Local Law are attached hereto.

MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

NOTICE OF PUBLIC HEARING

Proposed Local Law #2 for the Year 2008

Village of Angola

PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on April 21st, 2008 at 8:20 p.m. at the Village Hall, 41 Commercial Street, Angola, New York for the consideration of Proposed Local Law #2 for the Year 2008 entitled "B-2 Business District," which will amend Chapter 30 of Angola Village Code to provide for an additional business district.

Copies of the Proposed Local Law will be available at the office of the Village of Angola Clerk/Treasurer of Village of Angola, Village Hall, 41 Commercial Street, Angola, New York 14006 during all business hours.

That all interested parties shall have an opportunity to be heard by the Village Board at the public hearing to be held as aforesaid.

AUDIT OF BILLS – MOTION MADE WITH EXCEPTION TO APPROVE THE BILLS BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED EXCEPTION BEING THE FIRE DEPARTMENT BILLS THAT DID NOT GET PRIOR APPORVAL AS PER REGULATIONS, THESE BILLS WILL BE SENT BACK TO THE FIRE CHIEF WITH A LETTER. Motion approving the following: General Fund Abstract #21, Checks #6144 to #6158 in the total amount of \$9,955.54 and Abstract #22, Checks #6159 to #6192 in the amount of \$30,652.21 plus Payroll #6; Water Fund Abstract #21 Checks #1555-1559 in the total amount of \$510.58 and Abstract #22 Checks #1560-1567 in the total amount of \$27,030.12, and plus Water Payroll #6; **UNANIMOUSLY CARRIED**

ADJOURN to the next scheduled regular Board Meeting, Monday, April 7, 2008 at 7:30. 7:00 if needed for a workshop. **ADJOURN IN MEMORY OF DONALD L. CARBECK. WHO PASSED AWAY ON MARCH 9TH 2008**

DONALD CARBECK SERVED AS A VILLAGE TRUSTEE FROM 1958-1963 AND WAS THEN ELECTED MAYOR AND SERVED FROM 1963-1973. HE LOST IN 1973 TO KENNETH HERMAN BY 1-VOTE! MR. CARBECK ALSO SERVED HIS COUNTRY IN THE US NAVY DURING WWII, WORKED AT BUFFALO FORGE AND THE FORD STAMPING PLANT, HE ALSO SERVED AS PRESIDENT OF THE ERIE COUNTY GOVERNMENTS ASSOCIATION. HE WILL BE SADLY MISSED.

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED Meeting adjourned at 8:25PM

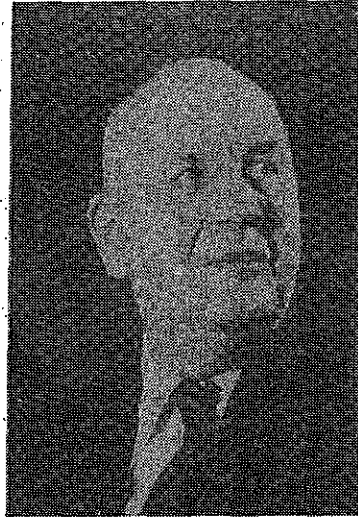
Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

OBITUARIES

Donald L. Carbeck, former mayor of Angola



welder repair division until his retirement in 1974.

He served at the Mayor of the Village of Angola from 1963-1973 and as a village trustee for five years after that. He also served as president of the Erie County Village Officials Association for two terms.

In 1982, Mr. Carbeck was honored with the Evans Brant Chamber of Commerce "Outstanding Citizen Award," and in 1983 was honored by the Village of Angola with the "Village of Angola Humanitarian Award." Both awards were in recognition of his many years of outstanding service to the community.

Funeral services will be held at 10:30 a.m. on Friday, March 14 from Holy Cross Lutheran Church, Church Street in Farnham, for Donald L. Carbeck, 94, of Silver Creek, formerly of Angola, who died Sunday, March 9, 2008. Prior to the funeral, family will be present to receive friends on Thursday, March 13 from 1-5 p.m. and 7-9 p.m. at the Addison Funeral Home, 262 Main Street, Angola.

Mr. Carbeck was a member of the Holy Cross Lutheran Church in Farnham where he served on the church council for over 30 years and was an active member of the Lake Shore Cluster Pantry for over 20 years. He was on the board of directors for two local cemeteries; The Holy Cross Lutheran Church Cemetery and Brant Cemetery Association. He also served on the Board of Directors for the Erie County Sewer Authority, Steepleview Housing Committee, and Ball Hill Scout Camp.

Mr. Carbeck is survived by his son, Thomas Carbeck; and his daughter, Jill (Barry) Gilson; also survived by nieces, nephews, and other loving family members.

He was associated with Boy Scout Troop No. 528 for 37 years, serving as committeeman and merit badge counselor. He was also a member of Newcomb-Long Post No. 928 of the American Legion and Evans Township Post No. 5798 of the V.F.W.

He was predeceased by his wife, Christine (Krull) Carbeck; three siblings, Louise (Frederick) Case, Arthur J. Carbeck, and C. Lynn Carbeck.

Interment will be in Brant Cemetery. In lieu of flowers, memorials may be made in Mr. Carbeck's name to the Holy Cross Lutheran Church Pastoral Fund. Online condolences may be made at addisonfuneral.com

Mr. Carbeck was born and raised in Farnham and was a life-long resident of the area. He served in the U.S. Navy during WW II in the Pacific theater. He was employed by Ford Motor Company for 23 years and worked as a foreman in the

7

1

1

INDEX – April 7, 2008

VISITORS: Brian Campbell; Steven Brachman;

COMMUNICATIONS: March 17th Meeting Information; Lake Shore Senior High School Band's Annual Bottle & Can Drive; Tree Symposium; Cradle Beach Camp Open House; Grant Writing Workshop; Report on State Budget; State Increase on Competitive Bidding; CHIPS Funding; ENB Annual Shareholder's Report

TRUSTEE HOUSTON: Erie County Government's Association Meeting; Angola Moose ribbon cutting ceremony; Public Auction; Wal-Mart Meeting; Economic Development Meeting; Boys and Girls Club Tour; Public Hearing for the Budget

TRUSTEE DEJOHN: Attending Various Meetings

TRUSTEE WILSON: Erie County Government's Association Meeting

TRUSTEE TUBINIS: Garden Tour/Craft Show

MAYOR FRAWLEY: EXCUSED out of Town

ATTORNEY: Proposed Local Laws; Sale of Intercontinental Building

POLICE: Radar-detecting

GENERAL CREW CHIEF: Brush Pickup; Hot patching and Paving; North Main Street Sidewalk Project; Memorial Tree Program

CODE ENFORCEMENT: 135 North Main; RR barrier; Washington Street Properties; Security-Emblem Building

CLERK TREASURER: Public Hearing for Budget; Capital projects Status; NYCOM's "Picture Perfect" Contest; March Financial Reports; MAOA Luncheon

PLANNING: Meeting Scheduled

ZONING: Meeting Scheduled

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

NEW BUSINESS: No new business

RESOLUTIONS:

- 1) Approve Water Shutoffs
- 2) Approve Payment to Engineer

1

-

-

1

-

-

1

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

PRESENT: As Acting Mayor - Deputy Mayor – William Houston; Trustees Denise DeJohn; Anne Marie Tubinis and John Wilson. **EXCUSED** was Mayor Frawley-out of Town

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Jeffrey Kaminski-DPW Crew Chief; Lynne Kaminski and Mark Goodway-Fire Department Commissioners.

GUESTS: in attendance were Brian Campbell-Hamburg Sun; Steven Brachman-Buffalo News.

PLEDGE OF ALLEGIANCE was led by Mark Goodway

MEETING CALLED TO ORDER AT 7:30PM:

APPROVAL OF MEETING MINUTES OF MARCH 17, 2008, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED.

VISITORS: No comments from floor

COMMUNICATIONS:

Deputy Mayor Houston mentioned the following:

- Commented on the March 17th meeting information published in the Hamburg Sun and how well they published the Tax Decrease. Expressed his disappointment of the Crier and the Buffalo News, he would have liked to seen more concentration on headlining the big property tax decrease instead of the small bit they put at the end of their articles.
- Read a letter the Village Board received from Lake Shore Senior High School Bands thanking the Board for supporting their annual bottle and can drive. They raised close to \$3,500 on this fundraising event held at the Commercial Street Fire Hall.
- Announced a Tree Symposium to be held on April 12 at Woodlawn State Beach Park. Will not be attending.
- Announced Cradle Beach Camp will be hosting an open house on April 13th from 12-3PM
- Announced a Grant Writing workshop May 9th at the Hearthstone Manor in Depew.
- Mentioned the report from the State Leaders on the Budget process. This report indicates the county's interest in eliminating the Assessor's position at the local government level.
- Reported that the State is also looking at increasing the competitive bidding level to 20,000.
- Announced that CHIPS funding will continue

- Handed the ENB annual shareholders report booklet to the Clerk for the File.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE DEJOHN –

- No report, other than she has been attending meetings, when she has something directly to discuss, she will report.

TRUSTEE WILSON –

- Attended the Erie County Governments Association meeting with Trustee Houston, discussion was the Assessors issues. Commented that little by little Erie County wants to take the services we now provide away and out of our control. It is important to keep providing these services and not lose identity.

TRUSTEE TUBINIS-

- Working with a couple of committees in the area to gather ideas on having a walking garden tour/garden craft show.

DEPUTY MAYOR HOUSTON--

- Erie County Governments association meeting in Williamsville April 24, topic to be discussed, is real property tax/assessment by the county.
- Announced he attended the Angola Moose ribbon cutting ceremony on Saturday March 29th with Trustee Tubinis and Trustee DeJohn. He distributed photos, all went well.
- Erie County held a public auction on several properties in the area. 21 Maple Street was sold and the county purchased the old Duriron Building (old pump plant) and all the land (72 acres) pertaining to that plant, on Hardpan Road. The Main plant and the office building were not in the sale.
- He and Trustee Wilson attended the Erie County Governments Association meeting last week. He filed minutes of that meeting with the Village Clerk. Trustee Houston also presented a mail in form, for vehicle registrations to encourage people to use so that the money goes directly to Erie County, and not the State. The clerk will put these forms out at the Village Hall. County representative, Lynne Marinelli, also discussed that bond sales are still pending for last years debt. They are hoping to get these resolved as well as working on new capital projects and bonds for this year.
- Discussed the Wal-Mart meeting held at the Town Hall, and a letter he wrote addressing Village concerns pertaining to the plans for the project.
- An Economic Development meeting was held at Cala's in Derby last week. Speaker from Harris Beach was very informative as he spoke of a Local Development Agency regarding new ideas focusing on developing.
- Stated that he and Trustee Tubinis visited the Boys and Girls Club in Eden, the building was beautiful, but they were not too impressed with the supervision of the youth and the programs that were underway when they visited.
- Announced that Tuesday, May 15th at 5:00 PM is the public hearing for the budget, the date had to be changed due to conflicts with dates required by the State.
- Mentioned the 2 new proposed Local Laws and the next board meeting will be addressing 2 public hearings pertaining to these, "Bed and Breakfast" and "Zoning Change to B2".

ATTORNEY –

- Nothing new on sale of the water plant.

- Two proposed local laws, one being a Bed and Breakfast and one being a zoning change.
- Stated that there is a hold up on moving forward on the sale of the Intercontinental Building due to the county wanting over \$24,000.00 in back taxes. This is causing an issue with any interest in the building. He had discussions with the county, and XSPAND issues. He received an email from an attorney asking for verification of the Village's interest in 39 South Main and 85-87 North Main (the old K&L property). Deputy Mayor Houston announced that 39 South Main is the proposed Nickel Plate Depot Project location. Attorney Yusick will follow through.

ATTORNEY- (CONTINUED)

- Trustee DeJohn said she has been discussing this old tax issue with other officials and will also follow through. Deputy Mayor Houston stated that the Mayor is highly involved with the Tax Lien Group as well.

POLICE –

- Reported that, as per the Village Board's request, they will be putting out the radar-detecting machine, will focus on Lake Street and also on North Main Street.
- Arrests were made on the November burglary at the Angola Liquor Store. Commended the Detective work. The Board applauded as Trustee DeJohn announced Chief DeJohn has just celebrated 36 years on the Police Force as of April 1st, he started here as a Village of Angola officer in 1972.

GENERAL CREW CHIEF –

- Started brush pick-up and will proceed to the usual every 3rd week monthly schedule. Reminded the public, that this does not include leaves. The leaves are a fall project.
- Getting started on hot patching and preparing for the paving of the needed streets this summer.
- Deputy Mayor Houston mentioned the North Main Street Sidewalk project through Erie County CDBG is finally underway. It has been halted due to the weather. The contractor found a piece of the old trolley ties. Deputy Houston brought a sample into the board meeting for all to review. Mentioned a short history of the trolley.
- Deputy Houston also mentioned the Memorial Tree program that the Village offers; there are 4 remaining at \$200.00 per tree. The new trees will go along the east side of North Main Street.

FIRE COMMISSIONERS –

- **Lynne Kaminski-** asked to meet with Commissioner Goodway and Fire Department Liaison Trustee John Wilson after the Board meeting.
- **Mark Goodway-** no report

CODE ENFORCEMENT – Excused- Clerk-Treasurer reported on his behalf

1. 135 North Main-in court
2. 17 & 29 Washington-painting will be done in the spring
3. RR Barrier-has been resolved, the Norfolk Southern Railroad Company put up the requested barrier at the south end of Penn Avenue.
4. Security-Emblem Bldg.-will visit site with Mayor Frawley when he returns. Deputy Mayor Houston mentioned that the Building Inspector has sighted and addressed a few other concerns around the Village.

PLANNING – Clerk-Treasurer reported that the Planning Board will be meeting on April 14th regarding the 2 proposed Local Laws, Bed and Breakfast and Rezoning for a B2 area.

ZONING – Clerk-Treasurer reported that CEO Chuck LaBarbera and the Zoning Board will be meeting on April 22nd.

Deputy Mayor Houston questioned why we haven't heard from People Inc. and seen progress on the Senior Housing Project. Attorney Yusick stated that there was a minor issue being resolved, they will then move forward.

CLERK-TREASURER –

- Announced a Public Hearing on April 15th at 5:00PM for the Tentative Budget.
- Reported that Capital Projects are all coming together well, Village Accountant, Elmar Kiefer, will report to the board when he completes his analysis.
- Announced that NYCOM hosted a "Picture Perfect" contest and she entered a picture of Main Street and the Clock, congratulated the Village for coming in 3rd Place. The Main Street Clock will be published in the next NYCOM issue and also on their websites homepage for all of 2009. The board thanked the Clerk.
- Stated that the March financial records are completed, and she copied this quarter to the entire board. The reports are always available in the office.
- Announced that she will be hosting the next MAOA (Municipal Administrators and Officers Association) luncheon meeting on May 13th at Desperados BBQ. Invites the board to attend.
- Deputy Mayor Houston commended the Village Accountant and Clerk for pulling together the reports on the various Capital Projects.

OLD BUSINESS:

1. Sale of Water Plant – nothing new
2. Thruway Water- contacted CRA Engineers, they are moving forward.
3. Senior Housing- discussed
4. Intercontinental Building- discussed
5. Bed and Breakfast- discussed

NEW BUSINESS: Nothing new reported

RESOLUTIONS OFFERED FOR APRIL 7, 2008

#1 APPROVE WATER SHUT-OFFS OUTSIDE WATER CUSTOMERS

RESOLVED that the Village of Angola Board of Trustees hereby authorizes the Water Clerk to issue water shut offs per the attached list of delinquent water accounts unless paid in full by April 14, 2008. 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 \$4,296.05. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

#2 APPROVE PAYMENT TO ENGINEER FOR PROPOSED WAL-MART SITE

RESOLVED that the Village of Angola Board of Trustees hereby authorizes payment in the amount of \$1,700.22 to Village Engineer Donald Gallo for services rendered for the Wal-Mart DEIS review. The Village will request reimbursement from the Wal-Mart Corporation for said expenses when contracts are drawn-up **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED. Motion approving the following: General Fund Abstract #23, Checks #6193 to #6197 in the total amount of \$5,511.67 and Abstract #24, Checks #6198 to #6229 in the amount of \$11,698.98 plus Payroll #7; Water Fund Abstract #23 Checks #1568 in the total amount of \$36.24 and Abstract #24 Checks #1569-1575 in the total amount of \$30,155.18, and plus Water Payroll #7; **UNANIMOUSLY CARRIED**

ADJOURN to Tuesday April 15th 5:00PM for the Budget Hearing, and then to Monday April 21st 2008 for the Annual Organizational Meeting at 7:00, Regular board meeting at 7:30 and Public Hearings for proposed LL's 1 & 2 at 8:15 and 8:20. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**
Meeting adjourned at 8:12PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

MINUTES
Village of Angola Public Hearing for Tentative Budget
Monday April 15, 2008 – 5:00 P.M

CALL MEETING TO ORDER at 5:00PM:

PRESENT AT HEARING WERE: Mayor Frawley, Trustees DeJohn, Wilson, Houston and Tubinis, Village Clerk-Linda Giancarlo; Village Attorney Andrew Yusick and Village Accountant-Elmar Kiefer; DPW Crew Chief-Jeff Kaminski; Fire Department Commissioners Lynne Kaminski and Mark Goodway

ALSO present was Buffalo News reported Stephen Brachman

5:00 PM OPEN PUBLIC HEARING made by Trustee Wilson, Seconded by Trustee Houston

Clerk read notice:

TAKE NOTICE: that pursuant to Village Law Section 5-504 the 2008-2009 tentative budget for the Village of Angola was completed and filed with the Village Clerk at the Village Clerk's Office, 41 Commercial Street, Angola, NY on March 17th, 2008. The budget may be inspected between the hours of 9:00 AM and 5:00 PM on or after March 19th Said Tentative Budget includes maximum compensation for the Mayor of \$4,500 per annum and for the Trustees of \$2,700 per annum. **The 2008-2009 Budget reflects a decrease in the Village Tax Rate from \$13.52 per thousand to \$7.50 per thousand, which is a savings of \$6.02 per thousand. A summary of the tentative budget is as follows:**

General Fund Appropriations	\$1,105,710.00
Water Fund Appropriations	\$ 738.792.00

FURTHER BE IT RESOLVED that a Public Hearing on the budget will be held at the Village Office, 41 Commercial Street, Angola New York on **Tuesday, April 15th 2008 at 5:00 PM.**, to consider same before final adoption.

VISITORS COMMENTS: no visitors attended

NO COMMENTS TO REFLECT ANY CHANGE IN THE TENTATIVE BUDGET

MOTION TO CLOSE PUBLIC HEARING MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

ROLE CALL TRUSTEE WILSON AYE

TRUSTEE DEJOHN AYE

TRUSTEE HOUSTON AYE

MAYOR FRAWLY AYE

TRUSTEE TUBINIS NOT PRESENT AT THIS TIME

RESOLUTIONS BEING OFFERED APRIL 15, 2008

BE IT RESOLVED THAT, Harris Beach PLLC is hereby retained to represent the Village of Angola in legal matters pertaining to AFSCME, Council 66 at an hourly rate not to exceed \$350.00 per hour and the Mayor is hereby authorize to execute an engagement letter for those purposes. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

Other Business Discussed:

1. The Fire Department Commissioners Goodway and Kaminski, and Fire Department Liaison Trustee Wilson, discussed issues regarding the spending procedures for the fire department. They stated that spending is getting out of hand, and they need something done to eliminate total depletion of their budget lines. The Board asked the Village Clerk to prepare a letter for the Mayor to sign, to send to all Vendors that the Fire Department uses, and to copy the Fire Department Chief, and Fire Commissioners. Letter should state the following:
 - A legibly printed and signed name should be on all orders.
 - All orders must have prior approval by the Village Clerk/Treasurer Linda Giancarlo
2. The Village Board has been informed that the Prisoners will be returning to do work around the South Main Station. They requested the Village Clerk to send a letter to Chief Dybdahl and the Fire Commissioners asking for an immediate answer by April 21, in writing to the following:
 - Dates that the prisoners are scheduled for.
 - Reminding them that there is no spending, and how do they plan on purchasing anything pertaining to the work the prisoners are performing.
 - What anticipated supplies will they need.
3. The Village Board asked the Clerk to contact Erie County to find out about the status of the Fascade Program for the Village.
4. Trustee Wilson discussed the status on the CSX Bridge repairs, he has talked with officials from CSX and he is requested that they move forward on these needed repairs. A letter from the Mayor may be needed on a future date.
5. Mayor Frawley announced that Assemblyman Jack Quinn will be using the Village Hall on July 19th for a public forum.
6. Attorney Yusick discussed planning board and zoning board training requirements.
7. Mayor Frawley will be working on Memorial Day plans, and the Building Department Contract with the Town of Evans.
8. Mayor Frawley discussed some of his suggestions for the Annual Organizational Meeting. 1-meeting per month, all agreed that 2nd Monday would be good, change to a 7:00 start, keeping most Trustees at previously appointed positions, and will reappoint the same 3 Fire Commissioners, Beck 3yr, Kaminski 2yr, Goodway 1yr. The board briefly discussed and agreed to the Mayors suggestions. **The Mayor asked for a roll call vote on these suggestions, Trustee Wilson-aye; Trustee Tubinis-aye; Trustee DeJohn-aye; Trustee Houston-aye; Mayor Frawley-aye.**
9. The Board will be meeting with the Town Board on May 13, 2008 at 7:00PM

ADJOURN to Monday April 21st 2008 for the Annual Organizational Meeting at 7:00 and Regular board meeting at 7:30 and Public Hearings for proposed LL's 1 & 2 at 8:15 and 8:20.

**MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS,
UNANIMOUSLY CARRIED, MEETING ADJORNED AT 5:15PM**

Submitted By



Linda Giancarlo
Village Clerk-Treasurer

INDEX – April 21, 2008

VISITORS: Brian Campbell; Steven Brachman; Greg O'Connor; Salvatore Mogavero; Rebecca Baxter; Marcy MacLeod

COMMUNICATIONS: Camp Pioneer "Operation Purple Camp"; Great "Angola Horror" Train Wreck Presentation; NYCOM Picture Perfect Contest; Community Outreach Program; Mike Walters Motorcycle Run

TRUSTEE HOUSTON: Southtowns Coalition meeting in May; Arbor Day Grant

TRUSTEE DEJOHN: No report.

TRUSTEE WILSON: Depot Project committee; CDGB Sidewalk Project; CSX Trestle

TRUSTEE TUBINIS: Angola Garden Tour on August 23rd

MAYOR FRAWLEY: citizen complaint follow-up of furniture dumping; ECSD Board Orientation; Village Officials meeting report; Tax Task Force for Distressed Properties

ATTORNEY: 39 South Main Street; sale of the water plant; property on Commercial Street; 83-87 North Main Street; COLD WAR Resolution; lack of response from Angola Fire Chief

POLICE: Speed detecting machine on Lake Street and North Main Street; thank yous for the crosswalk sign.

GENERAL CREW CHIEF: N. Main Sidewalk Project; fill and re-seed K&L site; incident at Angola Moose Lodge; tree down on Lake Street

CODE ENFORCEMENT: Jan, Feb, and March monthly reports; Emblem Building

CLERK TREASURER: Scott Rankus benefit; PERMA Conference; Façade program; Dennis Allen

PLANNING: Absent

ZONING: Pool and fence season; Enviro Fair; memorial at 131 North Main

OLD BUSINESS: sale of water plant; thruway water; senior housing; Intercontinental Bldg; Bed and Breakfast

NEW BUSINESS: WalMart planning meeting; dangerous intersection at Route 20 and Eden Evans Center Road; yellow lines need to be re-done

PUBLIC HEARINGS:

LL#1 – 2008 Bed and Breakfast

LL#2 – 2008 B-2 Business District

RESOLUTIONS:

- 1) Adopt 2008-2009 Budget
- 2) Approve Delinquent Water Bills / Clean Up to Taxes
- 3) Approve Assemblage / Parade Application Cruise Night 2008
- 4) Approve Use of Centennial Park Roots Music Festival
- 5) Approve Mayor to Sign Williamson Law Book Contract

MINUTES
Village of Angola Regular Board Meeting and
Public Hearings fro LL#1 and#2 for 2008
Monday April 21, 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 April 21, 2008 at 7:30 PM, there were

PRESENT: Mayor – Howard Frawley; Deputy Mayor – William Houston; Trustees Denise DeJohn; Anne Marie Tubinis and John Wilson.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Jeffrey Kaminski-DPW Crew Chief; Lynne Kaminski-Fire Department Commissioner; Samuel DeJohn-Police Chief; Paul Cooper-Zoning Board Chairman; Charles LaBarbera-Code Enforcement Officer.

GUESTS: in attendance were Brian Campbell-Hamburg Sun; Steven Brachman-Buffalo News; Greg O'Connor; Salvatore Mogavero; Rebecca Baxter, Marcy MacLeod.

PLEDGE OF ALLEGIANCE was led by Charles LaBarbera

MEETING CALLED TO ORDER AT 7:30PM:

APPROVAL OF MEETING MINUTES OF APRIL 7th and April 15th, 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED.

VISITORS: No comments from the floor

COMMUNICATIONS:

Mayor Frawley reported the following:

- Received a letter and invitation from Camp Pioneer of Angola. Camp Pioneer was honored to have been selected as the only site in Western and Central New York for "Operation Purple Camp" the camp will serve children of deployed military personnel. Invited the Village Board to attend a special Operation Purple Camp Summerfest day on July 22, 2008.
- Erie County Governments Association Meeting will be on April 24th in Williamsville NY.
- Announced that a special Theater presentation focusing on the Great "Angola Horror", train wreck will be held on May 22 at 7PM. Tickets will be available, although free, they are needed to control occupancy allowed.
- Announced last meetings report that the Village was awarded 3rd place in the NYCOM Picture Perfect Contest, thanked the Village Clerk for the outstanding job in entering the Village.
- Assemblyman Jack Quinn will be hosting a Community Outreach Program on Saturday, July 19th from noon till 2:20PM at the Village Hall.
- Read a thank you note received from the Carbeck Family.

Deputy Mayor Houston reported:

- Mentioned at the last meeting he complained of the poor coverage the Crier and the Buffalo News had given regarding the big Tax Cut in the Village. He then thanked both gentlemen for the articles that focused more on this tax cut.
- Announced a compliment from Mrs. Lempges for the nice job DPW did on pick up of brush.
- Walmart article in Business First newspaper. Copied the board on the nice article.
- Read an article regarding the Cattaraugus Indian reservation Volunteer Fire Department that was saddened by the loss of Michael Walters. In an effort to keep his spirit alive they are sponsoring an annual event in his honor. They are holding the first annual Michael Walters Motorcycle Run on June 14th 2008. Proceeds to benefit the "Western New York Stress Reduction Program" that was organized by Michael Walters and Mercy Flight. Trustee Houston mentioned the honor for this past Mayor and Trustee of the Village of Angola.
- Announced the NYCOM newsletter regarding the adopted State Budget. Some of the municipal support money has increased. AIM and CHIPS have both increased which will benefit the Village.
- Read a copy of the note Clerk Christine Mittner, sent to Legislator Reynolds regarding the poor County road conditions in Angola and the complaints she has received from residents pertaining to the conditions.
- Stated that the Board received a letter from (HUD) Thomas Dearing, the Village will maintain its membership in the CDBG program.
- Sent a letter to Joan Will regarding passing of Donald Carbeck and the Village Boards' recognition at one of the recent board meetings. He sent her a copy of those minutes.
- Reported on the Buffalo News article regarding municipal union employees paying a percentage of their health insurance costs. He brought it up to the Union members during negotiating session and they were not very receptive.
- Expressed his disappointment at the letter each and every board member received from Mr. Gaughan, and the fact that he put each one-page letter in its own large envelope, costing +\$0.80 each to mail, and what a waste of money this was. He could have sent one to the clerk and asked her to copy the board. The Board mentioned that Mr. Gaughan could have found something more appropriate to spend this money on.

DEPARTMENT HEADS, COMMITTEE REPORTS:

DEPUTY MAYOR HOUSTON-

- Southtowns Coalition meeting scheduled for Farnham in early May.
- Mentioned the card he received from the Mayor regarding tree grant money. He is working on a \$1,000 arbor day grant. Lori Szewczyk is working on it with him.
- He is scheduled to go to the NYCOM Main Street Conference in Buffalo on May 15th

MAYOR FRAWLEY asked everyone, including CEO Chuck LaBarbera to make sure they register for the one-day Main Street conference. Trustee Wilson will not be attending, he will be celebrating his birthday.

TRUSTEE DEJOHN –

- Reported that she has been attending meetings, with several officials and involved with negotiations, she does not have any report yet.

TRUSTEE WILSON –

- Mentioned the Depot committee is still moving forward on the Depot Project and the committee is continuing to grow.

- CDBG sidewalk project is moving along quickly, and the contractor is doing a great job.
- Still working on the CSX Trestle issue and has finally contacted someone who is willing to move forward. He will be asking for some inter-municipal help to move this along.

TRUSTEE TUBINIS-

- Announced that the Angola Garden Tour Committee has scheduled a Garden Tour for Saturday August 23rd and will have registrations available at the Village Hall by May 1st.

MAYOR FRAWLEY-

- Announced that Ronald Cervola has asked him to look at a section of land near the tracks. Near seating services. He drove back there and someone is dumping piles of furniture and junk. Code Enforcement officer LaBarbera will investigate.
- Had his first orientation with the Erie County Sewer Board, he has been contacted by the Town of Evans on several issues. He will work on any local issues.
- He showed pictures to the board from the NYCOM Albany trip.
- Announced he and Trustee DeJohn attended the Village Officials Association meeting. They will be putting together a county wide data base of departments.
- Read a resolution from the Erie County Legislators approving the creation of the County Wide Tax Force for Distressed properties.
- Trustee Wilson said that the Maple Street house has already been addressed, and was thankful for this task force.
- Shared an old photo his wife found, of two men sharing an Emblem motorcycle (testing the bike). The two men were the Mayors Uncle Raymond Frawley and Trustee Houston's Father W. Ward Houston. They are guessing this picture took place during the med to late teens.
- Trustee Houston mentioned the pictures were taken for postcards in the past.

ATTORNEY -

- Discussed 39 South Main, open tax issues. When Xspand purchases these properties they only covered the current and past year tax. But did not cover the years after they no longer held the property. Therefore any interest in these vacant distressed properties, is becoming an issue on the owed past taxes. Interested parties cannot afford to pay 5 years back taxes on these distressed properties. Mayor Frawley will make sure this issue gets resolved through the new County Tax Task Force.
- Working on concluding issues with the DEC and the sale of the water plant.
- Trustee Houston mentioned an interest on the property on Commercial Street, that is becoming an issue due to the past owed taxes. Property is worth about \$5,000 and there is \$50,000 back taxes owed on it!
- Attorney Yusick believes that if Xspand is going to foreclose on these properties, then they should foreclose the entire debt and all back taxes.
- Trustee DeJohn is concerned and feels that the Village should be able to do something to rectify these issues.
- Mayor Frawley stated that the New Tax Task Force was created for this purpose.
- Attorney Yusick mentioned that the County wants to know if the Village is interested in purchasing 83-87 North Main Street (the old K&L site). Currently there are around \$120,000 in back taxes owed on this property. The Village has no interest, the property looks nice as it is.

- Trustee Houston asked if the Mayor addressed the COLD WAR tax reduction resolution passed by the Evans Town Board, the Mayor wants a workshop to discuss this first.
- Trustee Houston also asked if the Village clerk has ever received a response on the letter she sent to the Angola Fire Chief regarding the prisoners schedule and expenses. (The Clerk asked for a response by today, and she has not received any response yet.)

POLICE –

- Reported that the speed-detecting machine, has been out on Lake Street and also on North Main Street.
- The board thanked them for having the crosswalk sign put out on N. Main Street.

GENERAL CREW CHIEF –

- The sidewalk project on North Main is going well. Met with engineer Donald Gallo regarding the project, some issues and other options that Trustee Houston has addressed.
- Mayor Frawley asked if dirt will be available to fill in around the old K&L site, there are some low spots. Crew Chief Kaminski stated that he has contacted the contractor and they will fill and re-seed.
- Mayor Frawley mentioned an incident at the Angola Moose Lodge, a car tried to make its way through the barrier where the new sidewalks have been installed. Also, part of an old tree came down on High Street at Lake Street, it was a very busy weekend!

FIRE COMMISSIONERS –

- **Lynne Kaminski**- no answer for the clerk regarding prisoners. Asked to meet with the Fire Department Liaison, Trustee John Wilson after the Board meeting.

CODE ENFORCEMENT –

- Submitted the Jan, Feb and March monthly report. Nothing else to report.
- Emblem Bldg.-will visit site with Mayor Frawley tomorrow

Trustee Houston thanked the Code Enforcer for keeping up with issues.

PLANNING – ABSENT

ZONING – Chairman Paul Cooper Reported:

- Pool and fence season is here, there will be meetings scheduled.
- Announced the Enviro Fair and pancake breakfast scheduled for this Saturday, April 26th at the Evans Center Fire Hall. Sponsored by the Evans Recycling Committee, Evans Grange, Evans Conservation Committee and the Boy Scout Explorer Group 528, all to Emphasize a Cleaner, Greener Evans, Angola.
- Asked Trustee Houston if the Cooper Clan can purchase a memorial tree to place in front of 131 N. Main Street. Trustee Houston stated that he can get near the area as possible, it costs \$200.00 and covers a tree and stone. The Clerk will record this request.

CLERK-TREASURER –

- Reported the Benefit for Scott Rankus, scheduled for this Sunday April 27th asked for public support. Scott was a Lake Shore High School Graduate, who became a NYS Trooper, and is suffering serious injuries sustained when his vehicle flipped over.
- Will be attending the PERMA conference at Bolton Landing on May 21st through 23rd.

- Stated that she contacted Erie County regarding the Fascade Program, they are still in Gowanda, and hope to be completed this week and moving into Angola in June!
- Announced that the new code books still need to be addressed. Hoping the Code Enforcer can finish going through them, so she can have them corrected and distributed.
- The Clerk also announced the benefit coming up on September 6th for (Code Officer) Dennis Allen. Dennis is in need of a lung transplant. The benefit will be held at Evans Center Fire Hall.

8:15 PM

MOTION TO CLOSE REGULAR BOARD MEETING AND OPEN PUBLIC HEARING LL#1-2008 Bed and Breakfast made by Trustee DeJohn, Seconded by Trustee Tubinis, unanimously carried.

TRUSTEE HOUSTON READ NOTICE: PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on April 21st, 2008 at 8:15 p.m. at Village Hall, 41 Commercial Street, Angola, New York for the consideration of Proposed Local Law #1 for the Year 2008 entitled "Bed And Breakfast Establishment/Tourist Home," which will amend Chapter 30 of Angola Village Code to provide for Bed and Breakfast Establishments and Tourist Homes.

Copies of the Proposed Local Law will be available at the office of the Village of Angola Clerk/Treasurer of Village of Angola, Village Hall, 41 Commercial Street, Angola, New York 14006 during all business hours.

that all interested parties shall have an opportunity to be heard by the Village Board at the public hearing to be held as aforesaid.

PUBLIC COMMENTS: Owners of a proposed such as establishment were present, Marcy MacLeod and Rebecca Baxter, they reported that they have been painting and planning and things are moving along wonderfully.

No other comments from the floor.

Mayor Frawley read three letters of support for such an establishment in Angola. The Letters were from Mrs. Pinter, Mr. Csati, and Mr. Swyers.

Trustee DeJohn read a letter of approval from the Village of Angola Planning Board.

MOTION TO CLOSE PUBLIC HEARING #1 made by Trustee Tubinis, Seconded by Trustee Wilson, unanimously carried.

8:20 PUBLIC HEARING LL#2-2008 MOTION TO OPEN PUBLIC HEARING #2 made by Trustee Houston, Seconded by Trustee DeJohn, unanimously carried.

TRUSTEE HOUSTON READ THE NOTICE: PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on April 21st, 2008 at 8:20 p.m. at the Village Hall, 41 Commercial Street, Angola, New York for the consideration of Proposed Local Law #2 for the Year 2008 entitled "B-2 Business District," which will amend Chapter 30 of Angola Village Code to provide for an additional business district.

Copies of the Proposed Local Law will be available at the office of the Village of Angola Clerk/Treasurer of Village of Angola, Village Hall, 41 Commercial Street, Angola, New York 14006 during all business hours.

That all interested parties shall have an opportunity to be heard by the Village Board at the public hearing to be held as aforesaid.

Trustee DeJohn read approval letter from the Angola Planning Board.

PUBLIC COMMENTS: No comments from the floor

Attorney Yusick stated that after the time period is up for the county to reply, the Village can then adopt the two proposed local laws. The May 12th board meeting should be the date they are passed.

MOTION TO CLOSE PUBLIC HEARING #2 made by Trustee Wilson, Seconded by Trustee DeJohn, unanimously carried.

MOTION TO Re-OPEN REGULAR BOARD MEETING made by Trustee Houston, Seconded by Trustee DeJohn, unanimously carried.

OLD BUSINESS:

1. Sale of Water Plant – discussed
2. Thruway Water- moving forward.
3. Senior Housing- Code Enforcement Officer reported that he met with People Inc today and they are starting the process of variances and permits, etc. they have been given everything to move forward. Trustee Houston expressed the importance of including a driveway in the rear of the location so that the seniors do not have to drive out onto Main Street and for easy access for emergency vehicles.
4. Intercontinental Building- tax issues are being addressed
5. Bed and Breakfast- discussed
6. N. Main Sidewalk-discussed
7. Herman Park- Trustee Houston reported that a meeting was scheduled with a State Park representative, and the Crew Chief is to get three quotes on soil boring. Need to rule out Indian Burial Ground, etc. A sign is ordered as per requirement of the State for the project.

NEW BUSINESS:

1. Trustee Houston attended the planning meeting regarding the Walmart project. Village Engineer Donald Gallo, looked over their plans and sent a letter to this regard. Trustee Houston reported his letter to the Walmart Corp. requesting they supply the financial support for the use of the Village Engineer for the work related to connecting to the Village water line.
2. Trustee Houston also sent the NYS D.O.T a letter addressing the dangerous intersection at Rt. 20 and Eden Evans Center road. Looking for turn lanes a green signal arrows.
3. Also discussed the yellow lines that need to be redone now. Mayor Frawley will look into this and paving Main Street, the Village has been waiting three years and the work should include fixing the drain on Lake Street at Shultz Hardware.

RESOLUTIONS BEING OFFERED APRIL 21, 2008

1 ADOPT 2008-2009 BUDGET

WHEREAS, the Village of Angola Board of Trustees held a public hearing on the 2008-2009 Budget on April 15, 2008 at 5:00PM as specified in the Notice of Public Hearing 2008-2009 Budget,

NOW, THEREFORE, BE IT RESOLVED that the budget as set forth is hereby adopted and that the several amounts stated together with the amount set forth as required for the

payment of principal and interest on indebtedness, do and hereby are appropriated for the objects and purpose specified and the salaries and wages stated in such budget shall be and are hereby affixed at the amounts shown therein effective on respective anniversary dates and June 1, 2008.

Total General Fund Appropriations	\$1,105,710.00		
Less Estimated Revenues	\$684,045.00	Taxable Valuation	\$49,555,316.00
Less Appropriated Fund Balance	\$50,000.00	Tax Rate	\$7.50
Amount to be raised by taxes	\$371,665.00	Garbage Fee	\$179.00

Total Water Fund Appropriations	\$738,792.00		
Less Estimated Revenues	\$738,792.00		
Less Appropriated Fund Balance	\$0.00		

Motion Made by Trustee DeJohn, Seconded by Trustee Houston, Unanimously Carried.

2 APPROVE DELINQUENT WATER BILLS /CLEAN UP TO TAXES

RESOLVED that the Village of Angola Board of Trustees hereby authorizes the attached delinquent water account charges and property cleanup/stub searches be sent to Erie County Department of Finance for collection on the 2008 Village Tax Bills. \$10,974.98 water and \$22,677.44 property clean-up and demo.

Motion Made by Trustee Wilson, Seconded by Trustee Tubinis, Unanimously Carried.

3 APPROVE ASSEMBLAGE/PARADE APPLICATION CRUISE NIGHT 2008

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, "Taste of the Midway" to hold Cruise Nights beginning every Thursday June 5th through August 28th 2008 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, Evans Police, Angola Fire Dept and the NFTA will be notified accordingly.

Motion Made by Trustee Tubinis, Seconded by Trustee DeJohn, Unanimously Carried.

4 APPROVE USE OF CENTENNIAL PARK ROOTS MUSIC FESTIVAL

RESOLVED that the Village of Angola Board of Trustees approves the application requesting the following for use of the Centennial Park facilities and the William G. Houston Gazebo for a "Roots Music Festival" in accordance with established terms and conditions: Friday September 12 set-up and Saturday Sept 13, 2008 2-7 PM.

Motion Made by Trustee Houston, Seconded by Trustee Wilson, Unanimously Carried.

5 APPROVE MAYOR TO SIGN WILLIAMSON LAW BOOK CONTRACT

WHEREAS, the Village has received an Annual Software Support Contract from Williamson Law-Books in the amount of \$770.00 for the Village of Angola Water billing, now

BE IT RESOLVED, the Village Board of the Village of Angola hereby authorizes the Mayor to sign and approve said software contract in a total amount of \$770.00 for the dates of 5/1/2008 through 4/30/2009 and charge to F8340.4 Water Contractual Supplies and Materials.
Motion Made by Trustee Wilson, Seconded by Trustee DeJohn, Unanimously Carried.

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED.
Motion approving the following: General Fund Abstract #25, Checks #6230 to #6267 in the total amount of \$27,034.86 and plus Payroll #8; Water Fund Abstract #25 Checks #1576-1583 in the total amount of \$4,574.23, and plus Water Payroll #8; **UNANIMOUSLY CARRIED**

Before Closing, Trustee Wilson, thanked Salvatore Mogavero for being in attendance at just about every board meeting and for being a concerned citizen. He also thanked the Angola Fire Department President for being present at tonight's board meeting.

ADJOURN to Monday May 12th 6:00PM for a workshop and the Regular board meeting,
MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED Meeting adjourned at 8:12PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – May 12, 2008

VISITORS: Steven Brachman – Buffalo News

COMMUNICATIONS: ECWA Annual Meeting; Friends of the Village flower baskets; Cruise Night road closings; 10yr Membership Award for NY Rural Water Assoc.; Re-Employment Job Fair; Police Consolidation grant; UCC Church Chicken BBQ; Member Item requests from Assemblyman Jack Quinn; Assoc of Erie Co Govt meeting; Village Officials meeting; Memorial Day celebration; 911 Celebration meeting; support letter from Senator schemer; Mike Walters Motorcycle Run

TRUSTEE HOUSTON: Erie Co Govt Meeting report; Southtowns Planning and Development report Southern Tier West at Houghton College; Southtowns Community Development; NEST meeting; 30th Anniversary Claddagh Commission; Gazebo Concerts; article by the Hamburg Sun; correspondence to ECSD #2 and NY DOT; CDGB project report; K&L site

TRUSTEE DEJOHN: EXCUSED

TRUSTEE WILSON: Southtowns Planning and Development meeting; CSX Trestle

TRUSTEE TUBINIS: Boys and Girls Club for the Angola Area; Angola Garden Walk

MAYOR FRAWLEY: air quality concerns in the Village Hall; NYCOM Main Street Economic Development Conference; Distressed Property Tax Task Force Meeting; letter of support; Meeting with GO-21; Erie Co Govt Meeting; Boys and Girls Club

ATTORNEY: Local Law discussion; Water Plant sale; new proposed Local Law; Goya, Walgreens, and proposed Walmart plans; support wall on Commercial Street

POLICE: Police to be at Memorial Day services; NY State Consolidation Grant

GENERAL CREW CHIEF: EXCUSED Pot-holes have been addressed, street sweeper and chipper have been out

CODE ENFORCEMENT: Status on: 135 North Main; 17 & 29 Washington; N&S RR Barrier; Emblem Building; Duriron-Fiber Optic line; Tree at Grove & Oatman

CLERK TREASURER: April books completed; MAOA Luncheon tomorrow at Desperado's

PLANNING: ABSENT

ZONING: Zoning Board Hearing report from April 22nd

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior housing; Intercontinental Bldg.; Boys and Girls Club

NEW BUSINESS: NONE

RESOLUTIONS:

- 1. Approve Application for use of Centennial Park Facilities**
- 2. Approve Employment of Seasonal DPW Workers**
- 3. Approve Designation of Hamburg Sun as Official Newspaper**
- 4. Authorize Legal Notice and Tax Warrant for Fiscal Year 2008-2009**
- 5. SEQRA for Angola Nickel Plate Depot Society Relocation**
- 6. Approve Rate Increases for Non-Union Employees**
- 7. Authorize Participation in BOCES Training Program**

- 8. [TABLED] Award Bid for Demolition of 47 Pennsylvania Avenue**
- 9. Authorize Mayor to Sign Change Order for North Main Street Sidewalks**
- 10. Authorize Mayor to Sign Payment Request from Sweet Home Associates for north Main Sidewalks**
- 11. Adopt Local Law #1 – 2008 “Bed & Breakfast Establishment/Tourist Home”**
- 12. Adopt Local Law #2 – 2008 “B-2 Business District”**
- 13. Authorize Year End Transfers**

MINUTES
Village of Angola Regular Board Meeting
Monday May 12, 2008
7:00 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 May 12, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Deputy Mayor – William Houston; Trustees; Anne Marie Tubinis and John Wilson excused was Trustee Denise DeJohn.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Lynne Kaminski; Mark Goodway and Robert Beck-Fire Department Commissioners; Samuel DeJohn-Police Chief; Paul Cooper-Zoning Board Chairman; Charles LaBarbera-Code Enforcement Officer.

GUESTS: in attendance were; Steven Brachman-Buffalo News;

PLEDGE OF ALLEGIANCE was led by Police Chief Samuel DeJohn

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF APRIL 21st 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

VISITORS: No comments from the floor

COMMUNICATIONS:

Mayor Frawley reported the following:

- ECWA scheduled their annual meeting and dinner, Trustees should let the clerk know if they are attending.
- Friends of the Village organization is asking for support of their annual hanging flower baskets throughout the Village.
- Cruise night resolution from the last board meeting will be corrected to change the closing of Main Street from Lake to School St. to Main Street from Center Street to School Street instead, unless a large super cruise is celebrated where they would need the extra room.
- NY Rural Water Association granted the Village of Angola a 10 year Membership Award Certificate.
- There will be a “re-employment Job Fair” held on May 17th at Buffalo State College.
- The Town of Evans received a Police consolidation grant for over \$100,000 to help cover the costs associated with taking over police protection of the Village of Angola.
- Received two member item letters from Assemblyman Jack Quinn, honoring the Fire Department with a \$5,000 grant for a computer system, and \$5,000 to the Village for 60 trees.
- There will be an Association of Erie County Governments meeting on May 22nd.
- There will also be a Village Officials Association meeting on May 15th.
- Plans are being made for the Memorial Day celebration
- A meeting for the 911 celebration will be held on June 18, at 7:00PM.

- Received a letter from Senator Schumer, interested in supporting the Rockefeller project.

Deputy Mayor Houston reported:

- First Congregational United Church is holding a chicken BBQ on May 17th
- Announced the 1st annual Mike Walters motorcycle run to be held June 14th

DEPARTMENT HEADS, COMMITTEE REPORTS:

DEPUTY MAYOR HOUSTON-

- Attended the Erie County Governments meeting on April 24th topics included a workshop to discuss the proposed Erie County takeover of assessments/tax collection from all of the Towns and Villages.
- Attended the Southtowns Planning and Development meeting in Boston, NY, discussed proposed Laws pertaining to the use of windmills.
- Attended a workshop for Local Governments, Southern Tier West held at Houghton College. Discussed consolidation. Also have zoning and planning training available.
- Southtowns Community Development meeting in Farnham and discussed a seminar for home builders/developers, plan to meet at the Sturgeon Point Marina.
- NEST meeting-unable to attend, due to a conflict.
- Attended the 30th Anniversary Celebration for the Claddagh Commission.
- Commented on a nice article the Hamburg SUN published on Angola's current Main Street sidewalk project.
- Announced the William G. Houston Gazebo Concerts, scheduled to begin June 25th and run through August 27th. The gazebo is also considering a Sunday Concert this year.
- Reported on the letter he sent to the NY DOT regarding the intersection on Eden Evans Center Road and Rt. 20, he received a positive response/follow up on a planned study.
- Sent a letter to the Erie County Sewer District #2 supervisor regarding the smell coming from the lines. He received a positive response, also requested residents to call them for follow up if they have complaints.
- Checked to see about County road work and line painting moving forward throughout the Village -- no reply as of yet.
- CDBG project for Main Street, east side from Center to Maple Street moving along nicely. Near completion
- K&L site, dirt was needed to fill in where it settled, this was addressed and resolved.

TRUSTEE DEJOHN --

- **EXCUSED**

TRUSTEE WILSON --

- Mentioned he attended the Southtowns Planning and development meeting, and found it very interesting. Reported that Angola has been an area with good results for development.
- CSX Trestle falling concrete issue is moving forward, needed repairs may soon be addressed.

TRUSTEE TUBINIS-

- Announced she is working towards a Boys and Girls Club for the Angola Area to branch off of Eden's club. Working with Lake Shore School Superintendent Jeff Rabey.

- Announced that the Angola Garden Walk scheduled for Saturday August 23rd is moving forward.

MAYOR FRAWLEY--

- Discussed his concerns over several issues with the quality of air in the Village Hall. The office staff is complaining of fumes, headaches etc. He requested the DPW Crew Chief to install a Carbon Monoxide Detector in the Village Hall, this was completed, he discussed the poor old condition of the furnace in the Village Hall, has no fresh air going to it, this needs to be addressed. A leak in the fire hall men's room is being addressed. He suggests to have fresh air circulated in the Village Hall, either by a window or glass blocks with a vent over the door area. The board has scheduled a workshop with Energy Advisors for the next board meeting. The Clerk and DPW Crew Chief had a brief meeting with the advisors earlier in the year.
- Announced he will be doing a Presentation at the NYCOM Main Street Conference in Buffalo regarding our improved Main Street.
- Attended the Erie County Task Force Meeting last week, it went well and many attended including local Legislators and Congressmen as well as local realtors and news media. Discussed moving the limit on foreclosing on a property from 3 yr. to 1 yr. Also discussed wiping out the past taxes on several properties. A press release will be published in the Buffalo News. Attorney Yusick will follow up with the County in regard to several Angola properties he has been working on. Mayor Frawley announced that this Task Force meets every last Wednesday of the month.
- Sent in letter to support the Freedom Grant.
- Has a meeting scheduled with CSX regarding railroad vs. truck transportation of goods.
- Attended the Erie County Governments meeting, discussed assessment rising to 100%.
- He has been asked to be on the Board of Directors for the proposed Boys and Girls Club.

ATTORNEY -

- Discussed the 2 Local laws that are on as resolutions on tonight's agenda. Sandra Brant will have survey put together to place a portion of South Main Street in the new district.
- Water plant sale is moving forward, he received notification of the final paperwork and the amends pertaining to them.
- Want to address a new local law at the next board meeting regarding water backflow prevention.

Trustee Houston asked the Attorney to review Goya plans to see what the Village needs to do to get reimbursed for the engineering services our Village Engineer provided. He also asked him to check with the proposed Walmart and Walgreens projects to make sure reimbursement for Engineering services are addressed in their contracts. Walgreens has discussed putting the money up-front for these services. Walmart has been notified in writing to do the same as to water service from a Village line on Lake Street.

- Attorney Yusick addressed the issue regarding a suit against the Village for alleged water damage to a support wall on Commercial Street. The Clerk contacted the ENB Insurance company and they will provide council for this suit and advise the Village board of anything further.

POLICE - CHIEF DEJOHN:

- Reported that the Evans police are scheduled for the Memorial Day festivities. Will have a lead car and bike patrol available for that day. Lieutenant Hepkins will be in charge for the event.
- The Town of Evans received a NY State Consolidation Grant of over \$100,000 for costs associated with taking over Village Police Services.

GENERAL CREW CHIEF – EXCUSED

- Trustee Houston reported that potholes have been addressed, and the street sweeper has been out as well as the chipper. Work on the grounds at Centennial Park has been undertaken. Many workers are using up vacation time before the close of the year, so personnel are limited.

FIRE COMMISSIONERS –

- **Lynne Kaminski - nothing to report**
- **Robert Beck** – received 2 out of three proposals for a used AED. One at \$23,408.00 one at \$19,543.00 or a rental for \$487.10 per month for 48 months. Left paperwork with the Clerk.

CODE ENFORCEMENT – Charles LaBarbera reported:

1. 135 North Main- is weather tight – owner does not want to paint
2. 17 & 29 Washington- pending
3. N&S RR Barrier at Penn Avenue-completed-remove
4. Emblem Building- getting it locked up and posted. Will have a key at the Village hall
5. Duriron-Fiber Optic line is dropped to ground and copper cable was stolen.
6. Tree leaning on Grove at Oatman-will be addressed

PLANNING – ABSENT

ZONING – Chairman Paul Cooper Reported:

- Zoning board hearing on April 22 for variance, Green property fence at corner of Terrylynn and Sunset Boulevard. Variance was granted.

CLERK-TREASURER –

- Reported completing April books, will be starting the end of year process.
- The Village will be hosting the MAOA luncheon tomorrow at Desparado's BBQ.

OLD BUSINESS:

1. Sale of Water Plant – discussed
2. Thruway Water- Trustee Houston attended a meeting at Houghton, met and talked with some engineers from CRA, waiting for a response.
3. Senior Housing- moving forward
4. Intercontinental Building- discussed
5. Boys and Girls Club to be added under Old Business at future board meetings.

NEW BUSINESS: NONE

#1 APPROVE APPLICATION FOR USE OF CENTENNIAL PARK FACILITIES

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Angola Park & Gazebo Committee, c/o William Houston, for the use of Centennial Park Facilities and the William G. Houston Gazebo, on Wednesday Evenings from June 25th through August 27th, 2008 from 6:30 – 9:30PM for the Summer Lawn Chair Concerts. **OFFERED BY TRUSTEE WILSON SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

#2 APPROVE EMPLOYMENT OF SEASONAL DPW WORKERS

RESOLVED that the Village Board does hereby approve, per recommendation of General Crew Chief Jeffrey Kaminski, the following matriculating college students as temporary seasonal help for the Streets Department effective May 27, 2008. Mathew Ells – 1011 Old Eden-Evans Center Road at the rate of \$7.90 per hour (fourth year) and Salvatore Atti – 10 Rosalind Drive at \$7.65 per hour (third year). **OFFERED BY TRUSTEE HOUSTON WITH THE ADDITION OF ASKING THE BOARD TO KEEP THE IDEA OPEN ABOUT HIRING A THIRD DPW WORKER IF THE VILLAGE CAN FIND THE FUNDS. MAYOR FRAWLEY REPORTED THE BUDGET WAS PASSED AND THIS LINE WAS CUT TO ALLOW FOR TWO THIS YEAR, WE NEED TO KEEP SPENDING AT A MINIMUM. MOTION SECONDED MY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#3 APPROVE DESIGNATION OF HAMBURG SUN AS OFFICIAL NEWSPAPER

RESOLVED that the Village Board does hereby designate the Hamburg Sun as the official newspaper of the Village of Angola effective immediately. **OFFERED BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#4 AUTHORIZE LEGAL NOTICE AND TAX WARRANT FOR FISCAL YEAR 2008-2009

TAKE NOTICE: I, the undersigned Collector of Taxes in and for the Village of Angola, NY for this year have received the tax roll and warrant for collecting of same. I will receive such taxes at the Village Clerk's Office, 41 Commercial Street, Angola, NY from June 1st, 2008 thru July 1st, 2008 (both dates inclusive) between the hours of 9:00 AM to 5:00 PM daily except SATURDAYS, SUNDAYS AND HOLIDAYS, and for that period of time, taxes may be paid without additional charge. On all taxes remaining unpaid after July 1st, 2008 a seven and one-half per cent (7 ½ %) penalty will be added for the first month and an additional one and one-half per cent (1½ %) for each month or fraction thereof until paid. All taxes remaining unpaid after November 1st will be submitted to the County of Erie for collection, Pursuant to NYS Laws of 1980, Chapter 745, Section 1426, Subdivision 2.

**TAX WARRANT
Fiscal Year 2008-2009**

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 **\$519,457.35** for the following purposed:

Current Budget	321,665.00
Refuse & Garbage Charge	167,000.00
Re-levied Water Rents	8,114.91
Other Re-levied Amounts	22,677.44
TOTAL LEVY	\$519,457.35

YOU ARE FURTHER COMMANDED TO RECEIVE AND COLLECT SUCH SUMS without additional charge between the first day of June and the second day of July, 2008 both inclusive, at the Village Clerk's Office, 41 Commercial Street, Angola, New York between the hours of 9:00 AM and 5:00 PM daily except **SATURDAYS, SUNDAYS, AND HOLIDAYS**. On all sums remaining unpaid after July 1, 2008 YOU ARE TO COLLECT and additional charge of seven and one-half per centum (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, 2008 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.

OFFERED BY TRUSTEE WILSON SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

#5 SEQRA FOR ANGOLA NICKEL PLATE DEPOT SOCIETY RELOCATION

WHEREAS, there is a proposed relocation of the 1882 Nickel-Plate Depot from property adjacent to the Norfolk Southern Railroad tracks on South Main Street to a vacant lot at 39 South Main Street, and

WHEREAS, there has been presented a short form environmental assessment form, and

WHEREAS, pursuant to Local Law the Village Board is lead agency, now

THEREFORE, IT IS RESOLVED that it is concluded that such project will not adversely affect the natural resources of the state and/or the health, safety and welfare of the public and is consistent with social and economic considerations and will not have any significant economic impact. Reaching this decision the Village Board has carefully considered all the "Criteria for Determination of Significance" listed in the SEQRA regulations and a negative declaration is therefore adopted.

**OFFERED BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON,
UNANIMOUSLY CARRIED**

#6 APPROVE RATE INCREASES FOR NON UNION EMPLOYEES

Mayor Questioned the Attorney if this resolution was necessary, the Attorney agreed that the following rates were already approved through the Budget adoption, so this resolution not needed

NOT NEEDED: RESOLVED that the Village Board does hereby approve the following rate increases for non-union employees effective June 1, 2008:

Jeffrey Kaminski – General Crew Chief - 3%

Linda Giancarlo – Clerk-Treasurer – 3%

Michelle Warren – Deputy Clerk – 3%

Christine Mittner – Account Clerk Part Time – from \$8.50 per hour - \$10.00 per hour.

#7 AUTHORIZE PARTICIPATION IN BOCES TRAINING PROGRAM

RESOLVED that the Village Board does hereby authorize Thomas Wayne Balch of 286 North Main Street to gain workplace experience in the Angola Village Clerk's office as a member of the Erie 2 – Chautauqua-Cattaraugus BOCES Internship program from May 19th through May 30, 2008 at no cost to the Village. **OFFERED BY TRUSTEE TUBINIS
SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

TABLED - NEED HEARING FIRST

#8 AWARD BID FOR DEMOLITION OF 47 PENNSYLVANIA AVENUE

RESOLVED, that the Village Board does hereby award the bid for demolition of 47 Pennsylvania Avenue to James Widger of 7378 Eden Town Line Road in Derby, NY for a low bid of \$4,750.00 pending receipt of required insurance certificate by the Village Clerk.

**MOTION TO SET A HEARING FOR THE OWNER TO ANSWER TO
DEMOLITION PROCEDURE FOR THE ABOVE REFERENCED PROPERTY,
TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY
CARRIED**

**#9 AUTHORIZE MAYOR TO SIGN CHANGE ORDER FOR NORTH MAIN
STREET SIDEWALKS**

RESOLVED that the Village of Angola Board of Trustees does hereby authorize Mayor Frawley to sign a change order executed by Sweet Home Associates for a credit of \$1,650.00 due to a reduction in unit price cost for curbing by \$2.50 per Linear foot (660 LF X \$2.50/LF) in regards to Contract No. 22 - Village of Angola North Main Street Sidewalks Project.

**OFFERED BY MAYOR FRAWLEY, MOVED BY TRUSTEE HOUSTON
SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

**#10 AUTHORIZE MAYOR TO SIGN PAYMENT REQUEST FROM SWEET HOME
ASSOCIATES FOR NORTH MAIN STREET SIDEWALKS**

RESOLVED that the Village of Angola Board of Trustees does hereby authorize the Mayor to sign the payment request for Sweet Home Associates Inc. for North Main Street Sidewalks Contract No. 22 in the amount of \$81,548.87 and submit to Erie County for payment. **OFFERED BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON,
UNANIMOUSLY CARRIED**

11 ADOPT LOCAL LAW # 1 – 2008 “BED & BREAKFAST

ESTABLISHMENT/TOURIST HOME”

WHEREAS, there has been presented before the Village Board, Proposed Local Law No. 1 of 2008 entitled "Bed-And-Breakfast Establishment/Tourist Home", which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for Bed-and-Breakfast Establishments and Tourist Homes, and

WHEREAS, said Proposed Local Law was referred to the Erie County Division of Planning and the Town of Evans, and more than thirty (30) days have elapsed and the Town of Evans having commented finding no objections to the Proposed Local Law and the County of Erie having made no comment, and

WHEREAS, said matter having been referred to the Village of Angola Planning Board and the adoption of said Local Law having been recommended, and

WHEREAS, this Board has been designated Lead Agency under the provisions of SEQR, and

WHEREAS, a public hearing was held on April 12, 2008 and comments having been received and considered, and

WHEREAS, all proceedings of the Planning Board have been reviewed.

WHEREAS, the Village Board of Trustees has considered the Proposed Local Law and has conducted its review pursuant to SEQR and has duly considered the short form environmental assessment form, and

WHEREAS, the Village Board has identified the relevant areas of environmental concern and has taken a hard look at those areas.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The Village Board declares that the project will not result in any large or important impacts and, therefore, the approval of the Proposed Local Law does not include the potential for any significant adverse environmental impacts. Accordingly, the Village Board issues a negative declaration under SEQR for the Proposed Local Law.
2. That the Proposed Local Law #1 for the Year 2008 amending Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for Bed-and-Breakfast Establishments and Tourist Homes which is attached hereto as Exhibit A is hereby adopted as Local Law #1 for the Year 2008. **OFFERED BY TRUSTEE TUBINIS SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

12 ADOPT LOCAL LAW # 2 – 2008 “B-2 BUSINESS DISTRICT”

WHEREAS, there has been presented before the Village Board, Proposed Local Law No. 2 of 2008 entitled "B-2 Business District," which amends Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for an additional business district.

WHEREAS, said matter having been referred to the Village of Angola Planning Board and the adoption of said Local Law having been recommended, and

WHEREAS, this Board has been designated Lead Agency under the provisions of SEQR, and

WHEREAS, a public hearing was held on April 12, 2008 and comments having been received and considered, and

WHEREAS, all proceedings of the Planning Board have been reviewed.

WHEREAS, the Village Board of Trustees has considered the Proposed Local Law and has conducted its review pursuant to SEQR and has duly considered the short form environmental assessment form, and

WHEREAS, the Village Board has identified the relevant areas of environmental concern and has taken a hard look at those areas.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. The Village Board declares that the project will not result in any large or important impacts and, therefore, the approval of the Proposed Local Law does not include the potential for any significant adverse environmental impacts. Accordingly, the Village Board issues a negative declaration under SEQR for the Proposed Local Law.
2. That the Proposed Local Law #2 for the Year 2008 amending Chapter 30 of the Angola Village Code, entitled "Zoning" to provide for an additional business district which is attached hereto as Exhibit A is hereby adopted as Local Law #2 for the Year 2008.

OFFERED BY TRUSTEE WILSON SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

13 AUTHORIZE YEAR END TRANSFERS

RESOLVED, that the Village of Angola Board of Trustees does hereby authorize Linda Giancarlo, Clerk-Treasurer to pay all end of year bills and adjust end of year appropriations by either a transfer or budget amendment, May 30, 2008, and for budgetary control the Board shall receive a copy of said adjustments. **OFFERED BY MAYOR FRAWLEY, MOVED BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED. Motion approving the following: General Fund Abstract #026, Checks #6268 to #6271 in the total amount of \$630.79 and Abstract #027, Checks #6272 to #6315 in the total amount of \$31,150.12 plus Payroll #10; Water Fund Abstract #026 Checks #1584 to #1585 in the total amount of \$20,675.00 and Abstract #027, Checks #1586 to #1594 in the total amount of \$24,438.68, and plus Water Payroll #10; **UNANIMOUSLY CARRIED**

ADJOURN to Monday, June 16, 2008 (Please note: meeting scheduled on the third Monday of June due to both Mayor Frawley and Deputy Mayor Houston out of town on the regular meeting date) Regular board meeting at 7:00 with a workshop at 6:00 with Energy Consultants **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED Meeting adjourned at 8:20PM**

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – June 16, 2008

VISITORS: Steven Brachman – Buffalo News; Brian Campbell – Hamburg Sun; Peter and Marilyn Hasenpusch

COMMUNICATIONS: 911 Memorial meeting; Assoc of Erie Co Govt. meeting; Mill Street RR Historic sign; Kevin Gaughan at Lake Shore High School; Disabled Child sign; Southtowns Energy Fair; Dennis Allen Fundraiser; DOT letter; Insurance company letter of denial

TRUSTEE HOUSTON: Historic Street signs installed, 2 more to go in; CDBG North Main Street project; Memorial trees & stones; NFTA luncheon; Highland Elementary 50 years; Erie Co Development meeting; Reported on NYCOM Main St Conference; Angola Train Disaster presentation; Memorial Day Celebration; EC Water Authority Meeting

TRUSTEE DEJOHN: Meeting with County Executive Chris Collins with Christine Mittner; Façade update; NYCOM Main Street Conference in Buffalo; Thank You to McCarthy family for the defibrillators

TRUSTEE WILSON: 1st Annual Mike Walters Motorcycle Run, thanked Fire Department

TRUSTEE TUBINIS: NYCOM Main Street Conference in Buffalo; Boys and Girls Club of Lake Shore

MAYOR FRAWLEY: Thanked Fire Department for Mike Walters Run; Memorial Day Celebration; NYCOM Main Street Conference in Buffalo; Distressed Properties Tax Task Force meeting; curb at corner of Main and Lake Street; Joint Board meetings with Town of Evans; NYCOM 100 years in 2009.

ATTORNEY: Sale of Water Plant; 2 Local Laws; 39 South Main

POLICE: Police cars will be Black and White; Donation of 2 defibrillators by the McCarthy family

GENERAL CREW CHIEF: Brush Hog purchase approved; Herman Park soil testing; Linden Street

FIRE COMMISSIONERS: remove Vendor restrictions; reimbursement to the Fire Company Approved; Defibrillator purchase; First Aid and Fire Department to keep separate fuel logs; Grant from Jack Quinn for Fire House Software; insurance and liability on Chief's vehicle; Memorial Bench for Michael Walters; Chief's Budget Amendment; Cement Pad; new Air Compressor; Siren not working; Ladder truck passed certification; Hose tests completed

CODE ENFORCEMENT: Grass to be cut on 15 served violations; 135 North Main; 17 & 29 Washington; Emblem Building

CLERK TREASURER: Completing Annual Report; Crash Cadillac playing at Angola Gazebo

PLANNING: ABSENT

ZONING: ABSENT

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building; Boys and Girls Club

NEW BUSINESS: Library addition; Energy Consultant; Mill Street RR Historical Sign; Photos at the Gazebo; Village Code fireworks notice; Tire Recycling; NFTA Bus Shelter; PT Summer Workers through Claddagh; Board addressed Mr. And Mrs. Hasenpusch

RESOLUTIONS:

- 1) Southtowns Coalition LDC
- 2) Approve Water Shut Offs of Delinquent Water Accounts
- 3) Fire Department Expenditure for Defibrillator Unit – TABLED
- 4) Use of Centennial Park and the William G. Houston Gazebo
- 5) LOSAP Investment Policy
- 6) Senior Tax Exemption Income Level – TABLED

1

1

1

MINUTES
Village of Angola Regular Board Meeting
Monday June 16, 2008
7:00 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 16, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Deputy Mayor – William Houston; Trustees; Anne Marie Tubinis; John Wilson and Denise DeJohn.

ALSO PRESENT: Linda Giancarlo, Village Clerk-Treasurer; Andrew Yusick-Village Attorney; Lynne Kaminski; Mark Goodway and Robert Beck-Fire Department Commissioners; Samuel DeJohn-Police Chief; Charles LaBarbera-Code Enforcement Officer. Charles Carlson- FD; Todd Dybdahl-FD Chief; Gregory O'Connor FD president.

GUESTS: in attendance were; Steven Brachman-Buffalo News; Brian Campbell –Hamburg Sun; Peter and Marilyn Hasenpusch

PLEDGE OF ALLEGIANCE was led by Code Enforcer Charles LaBarbera

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF MAY 12 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED.

VISITORS: No comments from the floor (Mr. And Mrs. Hasenpusch were not yet in attendance)

COMMUNICATIONS:

Mayor Frawley reported the following:

- 911 memorial meeting will be held June 18th at 7:00PM at the Village Hall.
- Association of Erie County Governments meeting will be held in the Town of Brant June 19th
- Received a request from the Town of Evans Historical Society to share half of the expense on a Historic Sign for the Mill Street park area, near the location of the Great Train disaster of 1867 took place. (See under New Business).

Deputy Mayor Houston reported the following:

- Kevin Gaughan visited Lake Shore Central High School for a discussion on politics, encouraging the children to get involved with voting and making their voice heard.
- Discussed the request for a Disabled Child sign, safety committee will review. Chief DeJohn requested a letter for this request.
- Announced Southtowns Energy Fair to be held in Brant September 20th
- Mentioned the Dennis Allen fundraiser, Life Saver sales at the Village Hall.
- Received a letter from the DOT answering request that a study be done at the intersection of Eden Evans Center Road and Route 20 for placement of turning arrows.
- Has been informed of the mediator assigned for union contract negotiations.
- Reported that the insurance company sent a letter of denial for the damage done to the Hasenpusch property on North Main Street by our sidewalk snow plow.

DEPARTMENT HEADS, COMMITTEE REPORTS:

DEPUTY MAYOR HOUSTON-

- Historic Street signs have been installed throughout a part of the Village, as part of the Phase II Streetscape project, which is near completion. Signs were paid for by Member Item money from Senator Volker and Assemblyman Quinn.
- CDBG N. Main Street Sidewalk project is completed, contractor did a good job.
- Several Sidewalks have been replaced/installed as appropriated from the Bond money.
- Memorial trees are all sold and planted along N. Main Street as part of the streetscape improvement project, all requests were fulfilled. The memorial stones should be here in 2-3 weeks for installation. Dirt for the memorial trees was covered by contractor.
- NFTA is considering the installation of a bus shelter on Main Street.
- Highland Elementary is celebrating 50 years.
- Attended the NYCOM Main Street conference in Buffalo, stated that it should have been over a 2-day period; it was too much for one day. Was not impressed with the round table discussions, too loud to hear what was being discussed.
- Commented the Angola Train Disaster presentation at the New Angola Theatre.
- Commended all involved with the Memorial Day celebration, all went well and many compliments were heard.
- Town of Evans Economic Development Advisory Committee meeting for September 10th and turned in report booklets to the Village Clerk. They are planning a Developers Program at Sturgeon Point Marina
- Announced he attended the May 29th EC Water Authority meeting.

TRUSTEE DEJOHN -

- Attended the County Government meeting on June 10th with Account Clerk Christine Mittner and met with Erie County Executive Christopher Collins. While there, talked with Economic Development representative Tom Dearing and discussed the Façade program, coming to Angola in July, also discussed the Parks project and the Restore NY project opportunities.
- Reported her attendance at the NYCOM Main Street conference. Found interest in the discussion of the Property Maintenance Law. Will be setting up a meeting with the Code Enforcement Officer Charles LaBarbera and NYCOM representative Wade Baltramo to discuss the vacant buildings in the Village.
- Publicly thanked the McCarthy family for their donation of two defibrillators to the Evans Police Department.

TRUSTEE WILSON -

- Commended the Fire Department for the nice presentation they had for the first annual Mike Walters Memorial Motorcycle Run on Saturday.

TRUSTEE TUBINIS-

- Attended the Main Street Conference, looking to move forward with projects.
- She continues to work towards a Boys and Girls Club for the Angola Area to branch off of Eden's club. Trustee DeJohn announced Trustee Tubinis has been appointed as president of the Boys and Girls Club organization.

MAYOR FRAWLEY-

- Commended the Fire Department on the nice job they did in preparation of the first annual Mike Walters Motorcycle run. He contacted Channel 7 news. Mayor Frawley also mentioned the over 150 motorcycles that came through Angola for this.
- Announced that the Memorial Day celebration went very well and was very well attended. He had a discussion with Commissioner Kaminski regarding the water bottles, and the responsibility of who is supplying water to the students and attendees that are participating in the parade. There was a mix up and he wanted it straightened out before next year. There was confusion between the conversation with the schools, fire department and himself. He will make sure that Ms. Kaminski is included in the planning stage for next year's event.
- Announced that the NYCOM Main Street conference held in Buffalo went very well. Over 150 Mayors/ Trustees etc attended which was one of the largest for this event. He commented on the nice presentation he was able to give regarding the successful projects for Main Street Angola.
- Tax Lien committee will be meeting again, to discuss 10-15,000 pieces of distressed properties. There has been a growing number of people attending these meetings. On June 25th, 55 pieces of property will be auctioned off by Erie County.
- Will be meeting with Legislator Reynolds to review the high receiver on the corner of Main and Lake Street in front of Shultz's Hardware.
- Continuing to schedule and participate in joint meetings with the Town of Evans.
- Had a meeting with the Erie County Sewer Board, discussing budget lines.
- NYCOM will be celebrating 100 years next year. They are making plans for a big event. The Mayor stated that he is looking to discuss entertainment ideas with them, such as the Clerks Band Crash Cadillac, and artist Clint Holmes, who is from Angola area to perform in Saratoga next June/July.

ATTORNEY -

- Discussed the 2 Local Laws that are on as resolutions on tonight's agenda. Sandra Brant will have survey put together to place a portion of South Main Street in the new district.
- Water Plant sale is moving forward. DEC is requiring an updated survey from Manguso, with new dates, new commissioners names and some minor additional wording.
- No news regarding 39 S. Main. Hub will follow up.

POLICE - CHIEF DEJOHN:

- Reported that the Town of Evans police vehicles will be Black and White, and they will all say, "Serving Angola"
- Reported that two Defibrillators were donated to the Town of Evans Police Department by the McCarthy family, and 2 defibrillators were purchased by the department using Grant money. Announced that they will be presenting one of these units to the Village to keep in the Village Hall, and will be training the Village Clerk, office staff and any other officials willing to learn how to use it. Fire Chief Dybdahl offered that the training would be done by the Fire Department.

GENERAL CREW CHIEF – KAMINSKI

- Announced the Brush-hog broke in May, and he needs to replace it. It is 20-25 years old and he can no longer find parts for it. He called for 3 prices on a new one.

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON to authorize the DPW Crew Chief to purchase the new brush-hog at a price of \$2,200, come out of FY 2007-2008 budget line #A1620 Buildings and grounds account, UNANIMOUSLY CARRIED.

- Reported that the soil has been tested on Mill Street (Herman Park) as required for the Herman Park project. He has not heard anything yet.

Trustee Houston: Commended the Police Department for keeping good patrol of the Village, they called and investigated the Soil Boring Company, to be sure they were legit when they saw them at the park.

Mayor Frawley: Mentioned the power generator for the Village Hall and for the DPW to follow up on it as well as the concrete slab for the South Main Street Fire Station

Mentioned also that resident Ernest Masullo complained of a very large water issue on Linden Street, Crew Chief Kaminski stated that he would re-pave part of the street to make it higher, and that should resolve this issue.

FIRE COMMISSIONERS –

Lynne Kaminski –

- Fire Company has requested a letter to the Vendors to remove them from the purchasing restriction that the Fire Department has been put under. The Clerk reported that she has been waiting for a list of Vendor's that the Fire Company uses, so that she can prepare a letter and send it out. Commissioner Kaminski, handed over the vendor list. The clerk will distribute letters.
- Requested that the Board approve the reimbursement to the upstairs Fire Company, for payment of the paint and supplies that Fire Department purchased when the prisoners were here in the amount of \$2,087.39. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, TO REIMBURSE UPSTAIRS VILLAGE OF ANGOLA FIRE COMPANY THE AMOUNT OF \$2,087.39 This is to come out of the FY 2007/08 Fire Department Budget lines A3410 before the end of year transfer is sent to the reserve, UNANIMOUSLY CARRIED.**
- Defibrillator unit purchase to come out of this years 07/08 Equipment money from the Town of Evans and Next years 08/09 Equipment money from the Town of Evans. These funds usually get transferred to the Reserves at the end of the FY if not needed.
See resolution:
- Requested the First Aid and the Fire Department keep separate fuel logs, **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON to allow the first aid captain 25 gallons per month fuel allotment, a separate fuel log will be maintained UNANIMOUSLY CARRIED**
- Regarding tonight's resolution regarding the defibrillator unit, the fire department handed in 1-proposal, the board requested 3 proposals, the resolution will be tabled to a special meeting on Thursday, June 19th at 5:00 at which time the other 2-proposals will be received and reviewed.

- Andrew Polson received a letter from Senator Jack Quinn regarding approval for \$5000.00 grant money for Fire House Software. The clerk will contact the grant writer to see if anything can be expended prior to grant and reimburse at a later time.
- There was a question on insurance and liability coverage on the chiefs vehicle. The vehicle, which is owned by the Village falls under the liability insurance of the Village.
- Asked for the board to support their efforts in the installation of a Memorial Bench, in memory of Former Mayor Michael Walters, to be placed in front of the Village Hall/Fire Hall. Trustee Houston will get the information and pricing.
- Reported that after looking over the new budget, the chiefs line has been cut below the contracted amount with the Town. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, TO APPROVE a Budget Amendment of an increase of \$2,750.00 to appropriation code A4540.2.3 for a total of \$3,750.00, which will bring the Chiefs budget back up to \$12,350 as contracted with the Town of Evans. The \$2,750.00 will be taken out of the contingent account. UNANIMOUSLY CARRIED**

Robert Beck:

- Discussed the cement pad options for the south main station. Mayor Frawley talked with the Legislator Reynolds and discussed storing the aerial truck at the Delamater Road County storage barn so that the village can proceed with the cement pad. Commissioner Beck said the contractor told him it would be better if done in two pours. Arrangements will be made to move forward and get needed proposals.
- The new Air Compressor is all installed and running well.
- Siren is not working, was sent out for a free estimate.
- Ladder truck has been tested and passed certification for another year.
- Hose tests were completed, 3 links failed.

Chief Dybdahl reported that the fire department needs routine maintenance to be done for several pieces of equipment at several different times throughout the year, and it is difficult to continue this with the restrictions put upon the department last fiscal year regarding spending.

MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, to relieve the Fire Department of the restrictions put on them last fiscal year, as long as they stay within budget constraints. UNANIMOUSLY CARRIED, the clerk will not need to send a letter to vendors, they will have the vendors call for approval if needed.

-Commissioner Kaminski reported that the Angola Volunteer Fire Department has just graduated 5 new EMT's for a total of 11

Trustee Houston requested that the Fire Department submit a list to the Village Clerk, of all members for 2007-2008 as requested by New York State Village Law.

Upon question from Trustee Houston, Chief Dybdahl reported that, yes, medical physicals are not a requirement by the state, for Fire Police but as a Chief, he is requiring them annually, from each member in hopes to maintain a healthy department.

CODE ENFORCEMENT – Charles LaBarbera reported:

- Grass will be cut for the 15 violations that went out this week.
- 1. 135 North Main- owner painted part, Trustee Houston requested the whole house to be painted
- 2. 17 & 29 Washington- one being painted, the other pending
- 3. Emblem Building- secured, piles of tires are a violation, will call DEC

PLANNING – ABSENT

ZONING – ABSENT

CLERK-TREASURER –

- Reported that she is completing the annual report.
- Invited the attendees to come to see her band perform at the Angola Gazebo next Wednesday the 25th of June at the first concert of the year.

OLD BUSINESS:

1. Sale of Water Plant – discussed
2. Thruway Water- discussed
3. Senior Housing- pending-moving forward-starting the bid process
4. Intercontinental Building- working on
5. Boys and Girls Club- Trustee Tubinis reported that they are going through the initial stages. Clerk reported that the CAO manager would like to work with her on this program.

NEW BUSINESS: New Item to be added next board meeting- ENERGY CONSULTANT

1. Library- addition is being planned, working on a grant
2. Historical Signs, Mill Street- MOTION MADE BY TRUSTEE HOUSTON
SECONDED BY TRUSTEE WILSON, to approve the request made by the Evans Historical Society to share the cost of a Historic Sign representing the area on Mill Street, near where the Great Train Wreck took place in 1867. The cost to the Village will be no more than \$550.00. UNANIMOUSLY CARRIED
3. Photo-Gazebo- there will be photos of the Board taken at the Gazebo next Wednesday at 6:30pm to be put on the internet as part of the WNYsigns tourism project of Timothy Murphy.
4. The board approved a fireworks notice of the Village Code to be put into the Angola Pennysaver to discourage the use of fireworks during the holiday season. Town of Evans Police Chief DeJohn discussed including the Village in their advertising.
5. Tire Recycling - the board approved a small ad be put in the Angola Pennysaver to inform residents of the annual Tire Drop off at the DPW Building. This is part of what the annual garbage fee we collect from resident's covers.
6. NFTA Bus Shelter - the NFTA may put up a bus shelter in Angola, the board will review areas.
7. PT Summer Workers - the Village will have the Claddagh Dayhab workers volunteering to help throughout the Village with small DPW related jobs to help compensate the loss of one summer laborer due to Budget constraints.

The Board addressed Mr. And Mrs. Hasenpusch:

- Mr. Hasenpusch reported an incident with the Village Sidewalk Snow Plow striking the front of his store on N. Main Street (The Garden Gate). After

receiving a letter of denial from the Village Insurance carrier, Mr. Hasenpusch asked the board if there was anything that could be done to help compensate for the damage. The damage was estimated at around \$600-\$650 dollars. The Village Attorney voiced his concern of any monetary donation, this may be considered a gift. Attorney Yusick briefly described the law that protects the Village when a Village owned vehicle such as a snow plow truck accidentally damages other property, this is an accident, not done intentionally, therefore is not a liability of the Village. The board will discuss further and notify Mr. Hasenpusch of it's decision by the next meeting.

RESOLUTIONS BEING OFFERED JUNE 16, 2008

#1 Southtowns Coalition LDC

WHEREAS, the Village of Angola, has participated in the preliminary planning and inventory of assets for development of the communities in southwestern Erie County, and **WHEREAS**, Towns of Evans, Brant, Eden and North Collins as well as the Villages of Angola, North Collins and Farnham have previously operated as Southtowns Community Enhancement Coalition to enhance the environment, economic prosperity and community well-being of these municipalities, and

WHEREAS, the Village of Angola has reviewed a proposed Certificate of Incorporation and By-Laws of a New York not-for-profit corporation to be known as Southtowns Community Enhancement Coalition, Inc.

NOW THEREFORE BE IT RESOLVED, that Mayor Howard M. Frawley is hereby authorized and directed on behalf of the Village of Angola to cause the execution and delivery to the New York State of the Certificate of Incorporation of Southtowns Community Enhancement Coalition, Inc. substantially in the form reviewed and to complete the corporate organization of that corporation, including adoption of By-Laws, attendance of meeting of directors, application to the Internal Revenue Service for an application for recognition of exemption from taxation under the Internal Revenue Code. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE DEJOHN, 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 23rd. 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 \$1,768.45. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

TABLED #3 FD EXPENDITURE for Defibrillator Unit

TABLED TO SPECIAL MEETING ON JUNE 19TH 5:00PM

***WHEREAS**, the Angola Volunteer Fire Department received three proposals from Zoll Medical for the purchase of a Defibrillator, two of which are refurbished units one at 19,542 and one at 17,812, and one new unit at 23,408.*

WHEREAS**, the purchase of this unit will be expended from the Fire Department Ambulance Reserve Savings Account, **NOW

BE IT RESOLVED, the Village Board Hereby approves the purchase of one _____
Defibrillator unit and charger as listed in said proposal in the amount of
\$ _____.

#4 USE OF CENTENNIAL PARK AND THE WILLIAM G. HOUSTON GAZEBO

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Angola Park & Gazebo Committee, c/o William Houston, for the use of Centennial Park Facilities and the William G. Houston Gazebo, on Sunday July 13, 2008 2-5PM for a Special Summer Concert. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#5 LOSAP INVESTMENT POLICY

RESOLVED that the Angola Village Board of Trustees reviewed and does hereby authorize the Mayor to sign the "Investment Policy Statement" received from RBC Financial Consultant David Rogers, for the Angola Volunteer Fire Department Length of Service Award Program. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

TABLED #6 SENIOR TAX EXEMPTION INCOME LEVEL

TABLED further discussion needed. The Town of Evans Assessor could not give the clerk a definite figure on the impact this would have on the Village Taxpayers.

WHEREAS, effective January 2007 the Village of Angola abolished their assessing unit, and hereby has directed all assessing to the Town of Evans, and

WHEREAS, the Town of Evans assessor has met with members of the Village Board to discuss the senior exemption income level, and came to the conclusion that in fairness to all seniors, the Village and the Town residents should be offered the same annual income level for senior citizen exemptions,

NOW, THEREFORE BE IT RESOLVED, the Village of Angola Board of Trustees hereby approves the Senior Citizen annual income level to be increased from \$15,000 per year to coincide with the Town exemption income level of 24,000 per year, to be in effect for the 2008-09 tax roll.

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED.

Motion approving the following: General Fund Abstract #028, Checks #6316 to #6326 in the total amount of \$785.01 and Abstract #001, Checks #6327 to #6379 in the total amount of \$118,343.50 plus Payroll #11 & #12; Water Fund Abstract #028 Checks #1596 to #1597 in the total amount of \$475.69 and Abstract #001, Checks #1598 to #1617 in the total amount of \$41,089.22, and plus Water Payroll #11 & #12; **UNANIMOUSLY CARRIED**

ADJOURN to Special meeting Thursday, June 19, 2008 at 5:00 PM and then to July 21, 2008 at 7:00PM Regular Board Meeting (Please note: meeting scheduled on the third Monday of July due to Mayor Frawley conflict), with a workshop at 6:30 if needed **MOTION MADE**

**BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY
CARRIED Meeting adjourned at 9:25PM**

Submitted By

A handwritten signature in black ink, appearing to read "Linda D. Giancarlo", written over a horizontal line.

Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – July 21, 2008

VISITORS: Steven Brachmann – Buffalo News; Lawrence and Anne Hussey; Peter and Marilyn Hasenpusch; Tony Troidl

COMMUNICATIONS: NYCOM Natural Gas Conference; New York State Water and Sewer Infrastructure workshop; Kim's Shear Expressions; New York State Department of Transportation's Response to Eden-Evans Center Traffic Concerns

TRUSTEE HOUSTON: Assemblyman Quinn; Mediator Appointed for Impasse in Union Negotiations; Tire Disposal; Old Ford Lanes Property; Association of Erie County Government's Meeting; N.E.S.T. Meeting; Southtowns Community Enhancement Coalition Publication; Engineering Proposal for Curb on Lake Street; Sidewalk Project; Memorial Markers; Historic Street Signs; Robert McCullough Visit; Keystone Charter School Application

TRUSTEE DEJOHN: Mediator Assigned for Impasse in Union Negotiations; Village Officials Association Committee Appointment; Meeting with County Executive and County Officials

TRUSTEE WILSON: Taste of Evans; Access to Railroad Bridge; Explorers Contacted for Projects

TRUSTEE TUBINIS: Angola Garden Tour Cancellation; Boys and Girls Club

MAYOR FRAWLEY: Association of Erie County Government's Meeting; Meeting with County Executive; Kevin Gaughan's Proposal for Village Dissolution Referred to New York Conference of Mayors; Crisis Service Hotline for Homeless

ATTORNEY: 39 South Main Street; Sale of Water Plant; 62 Commercial Street Property Claim

GENERAL CREW CHIEF: Equipment Repair; Pontiac Booster Station Leak; Pipe Ordered for Ditch Work; Standing Water on Linden

FIRE COMMISSIONERS: New Regulations for Safety Vests

CODE ENFORCEMENT: Consolidated Monthly Report; Status of Demolition at 47 Pennsylvania Avenue; Property Maintenance Program; Abandoned Tires

ZONING: Zoning Board Alternates Needed

CLERK-TREASURER: Annual Report; Budget Transfers

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building; Letter to Town/Veterans Exemption; Boys and Girls Club; Hasenpush Property Damage; NFTA Bus Shelter; Library Addition; Sign on Orchard Avenue

NEW BUSINESS: Friends of the Village Bus Tour; 911 Memorial Meeting; Library Contract with Town of Evans; Killing of Grass in Public Right of Way

RESOLUTIONS:

Proposed Local Law #3 for the Year 2008-Amended Zoning Map
Approve Court Audit 2007
Approve Application for Permit for Sidewalk Obstruction
Approve Don Gallo for Walgreens' Water Meter Pit Adjustment

7

3

1

MINUTES
Village of Angola Regular Board Meeting
Monday July 21, 2008
7:00 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 July 21, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Michelle Warren, Deputy Clerk; Andrew Yusick, Village Attorney; Jeff Kaminski, General Crew Chief; Lynne Kaminski and Mark Goodway-Fire Department Commissioners; Charles LaBarbera-Code Enforcement Officer; Paul Cooper – Zoning Board Chairman

GUESTS: in attendance were; Steven Brachman-Buffalo News; Lawrence and Anne Hussey; Peter and Marilyn Hasenpusch; Tony Troidl

PLEDGE OF ALLEGIANCE was led by Anne Hussey

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF JUNE 16, 2008, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED.

VISITORS: Anne Hussey – 9 Oatman Avenue - Complains of noise from increased train traffic and excessive whistle blowing. Has heard similar complaints from her neighbors and people throughout the Village. States it is becoming a quality of life issue and fears it will have an effect on property values in her area. Contacted CSX Railroad and was advised that due to the price of gas-more trains would be coming through. Submitted a letter of response she received from CSX Railroad for the Board to review. Asked the Board's assistance in declaring our Village a "Quiet Zone" or rerouting train tracks altogether. CSX Railroad advised Mrs. Hussey that "Quiet Zones" were extremely difficult to get. Attorney Yusick advised that as the Railroad is highly regulated by the Federal Government – there is not much we can do. Trustee DeJohn reported that the Police Department has a decibel meter and that CSX did meet the standard back in 2001. She suggested perhaps we check again and follow up with a letter to the Railroad from the Village Board. Trustee Wilson stated that the Board would do what they could as far as checking the decibel level and following up with a letter. CSX advised Mrs. Hussey that they could send a regulator out to make sure the conductors are following proper procedures with regard to whistle-blowing, speed, etc. Mayor Frawley stated that the Board would do everything they could to help with this problem.

Tony Troidl – Angola's Taste of the Midway – 97 North Main Street –Supercruise July 24, 2008 - Stated that event has hit a snag regarding the proposed vendor for carnival games. Attorney Yusick reported that our insurance carrier has found Candyland's insurance to be insufficient; therefore, no carnival games will be approved for the event. Furthermore, Mr. Troidl's insurance needs to be corrected before approval. Currently, there is a problem with the wording. The Village of Angola has been added to the policy as the additional insured; however, there is no contractual relationship between Mr. Troidl and the Village of Angola. Need coverage regardless of the fact that there is no contractual relationship. If wording can

be corrected where it is sufficient to the insurance carriers, Mr. Troidl plans to have entertainment with the band "Only Human" performing at the intersection of Center and North Main Streets. If not, the event must be cancelled.

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS to approve event contingent upon correction of insurance and approval by the Fred Gould of ENB Insurance. UNANIMOUSLY CARRIED.

MOTION AMENDED BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE TUBINIS that insurance coverage must be corrected and approved before 5:00 PM on Tuesday, July 22, 2008 to allow event to go forward. UNANIMOUSLY CARRIED. Deputy Clerk to contact Village Board members by 5:00 PM as to the status of the insurance approval. Proper notification to be made to the Police Department and Department of Public Works as to road closure for the event.

COMMUNICATIONS:

Mayor Frawley reported the following:

- New York Conference of Mayors' (NYCOM) Natural Gas conference scheduled for August in Binghamton, New York. Will not be attending this particular program as he does not feel it would pertain to the Village of Angola. (Drilling through Marcellus shale). Will follow up with a call to NYCOM to see if there is anything available for Medina Stone, which is not as deep and would pertain to gas wells in Western New York.
- New York State Water and Sewer Infrastructure funding workshop scheduled for October. Will have information on grants for numerous programs.
- Mentioned that Kim's Shear Expressions on North Main Street is open and doing a nice job.

Deputy Mayor Houston reported the following:

- Read a letter he received from the New York State Department of Transportation regarding the traffic study that was done at the intersection of Eden Evans Center Road and Route 20. Reported that they could not add exclusive left turn lanes at this time however, they will add an advanced left-arrow phase for eastbound Eden-Evans Center traffic during the morning peak traffic period. Work to be completed as schedule permits.

DEPARTMENT HEADS COMMITTEE REPORTS:

TRUSTEE HOUSTON:

- Mentioned that an April 10, 2008 memo announced that Assemblyman Jack Quinn would be at the Village Hall on Saturday, July 19th from 1:00 P.M. at 2:30 P.M. Stated he drove by the Village Hall after 1:30 P.M. and Assemblyman Quinn was sitting outside. Feels that someone should have been designated to meet the Assemblyman and let him in to the Village Hall. Trustee Houston opened the Hall and welcomed the group to Angola.
- Announced that a mediator has been appointed to deal with the current impasse with union negotiations. Meeting dates have been changed to August 4th and August 6th at the request of the Union.
- Reported that tire disposal has been completed. Program was very well received-dumpster filled up quickly. Small batch of tires remaining will be brought to Buffalo by the Department of Public Works tomorrow.

- Checked with Mr. Li who owns 77 North Main Street (Old Ford Lanes)-has run out of funds and is interested in tax relief by turning property into the Angola Mall. Mr. Li plans to meet with the Board when he returns to the area.
- Attended Association of Erie County Governments meeting on June 19th in Brant. Topic of discussion was sharing services. Meeting was interesting and run by Mayor Frawley.

TRUSTEE HOUSTON CONTINUED:

- Attended the N.E.S.T. meeting in Orchard Park on Thursday, July 10th. Gave Deputy Clerk most recent publication to file in Village Hall.
- Reported that the Southtowns Community Enhancement Coalition has new publication in the Pennysaver. Another publication due out in August.
- Met with General Crew Chief Kaminski and Engineer Gallo regarding the high curb at the corner of Lake Street by Shultz's Hardware. Waiting for proposal from Engineer Gallo. Meanwhile, plan to revamp crosswalk lines on Lake Street so that it will go to the lowest curb by Shultz's Hardware.
- Total sidewalk project has been completed. Ahrens & Wells did a wonderful job. Work cost approximately \$14,000 and was paid for out of Bond issue last year. Mentioned that residents can now walk all the way down Grove Street without having to walk in the street!

Mayor Frawley asked Crew Chief Kaminski about filling in between the new sidewalk and the lawn where the new sidewalk was placed on Mill Street. Chief Kaminski will make sure they complete that work.

- Reported that the memorial markers for the trees are due in on Thursday, July 24th. Mentioned a problem with people not pulling weeds from under the trees on North Main Street. Clerk Treasurer Linda Giancarlo arranged to have the Claddagh Commission dayhab group come out and pull weeds on Tuesday of each week.
- The historic street signs are basically up and look nice. Two remain that still need to be placed but they are harder to install because special holes need to be drilled on Commercial Street at High Street and Main Street.
- Robert McCullough from University of Vermont stopped in to the Village Hall. He is researching factory buildings that were built around the turn of the century. He is concentrating on bicycle and motorcycle buildings and came to look at the Emblem building. Had an interesting discussion with him.
- Attended public hearing before School Board regarding the Keystone Charter School application for Lake Shore district proposed in the Derby area. More to follow.

TRUSTEE DEJOHN –

- Will be meeting with Mediator assigned to handle Impasse with current union negotiations.
- Announced that at the most recent Village Official Association meeting, she was asked to be on a committee designed for Erie County Villages to network in the hopes of providing opportunities for services and cost savings on items such as insurance, internet, etc. Will be attending their next meeting.
- Will be meeting with County officials as well as County Executive.

TRUSTEE WILSON –

- Attended the Taste of Evans on Sunday, July 20, 2008. It was a very nice event and seemed to be a success.
- Has made contacts with CSX Railroad and gained verbal access to the Railroad Bridge. Will discuss with Attorney Yusick what needs to be done as far as a written agreement for access. Asked Mrs. Hussey to give her information to Deputy Clerk regarding complaint of Railroad noise and he will address it with CSX as well when he contacts them about the bridge.
- Contacted the Explorers relative to watering and weeding of trees along North Main Street. Have not received a response yet. Encouraged Fire Commissioners in attendance to speak with the group.

TRUSTEE TUBINIS -

- Announced that Angola Garden Tour has been cancelled due to insurance purposes and a lack of support from the community and the organizations that were contacted.
- Stated that she is still looking for a building in the Town of Evans area for a Boys and Girls Club. Needs community support and people to join in their mission of trying to establish a Boys and Girls Club in the Angola Area. Announced they are planning their First Annual Golf Tournament on Monday, August 25, 2008 at Rosebrook. Encouraged people to come and join them for the event.

MAYOR FRAWLEY–

- Attended Erie County Consortium meeting on June 19, 2008 in Brant before the Erie County Government's Association meeting. Was announced that Angola will be receiving the Façade Program and are next on the list and should be here shortly. Also announced Senior Housing Project in Angola. Entire Village Board attended Association of Erie County Government's meeting. Topics of discussion were shared services, shared equipment, etc. Supervisor Satish Mohan from the Town of Amherst spoke on the Sales Tax Program in Erie County. County Legislators are establishing a task force to look into the current Sales Tax Program.
- Will be meeting with County Executive Chris Collins on August 5th in regards to distressed properties as well as various village issues. Spoke with Channel 2 on Distressed properties issue as well. More to follow.
- Sent information to NYCOM in regards to Kevin Gaughan's efforts. The mayors of Erie County met in West Seneca and will be preparing a press release in response to Mr. Gaughan's efforts.
- Crisis Services Hotline for Homeless. Pamphlets available at the Village Hall.

MOTION to adjourn the regular Board meeting to go to Executive Session AT 7:43 P.M. made by Trustee Wilson, seconded by Trustee DeJohn. Unanimously Carried.

MOTION to adjourn the Executive Session (NO ACTION TAKEN) and reconvene regular Board meeting at 8:19 PM made by Trustee Wilson, seconded by Trustee Houston. Unanimously Carried.

ATTORNEY –

- Reported on an apparent misunderstanding regarding the property at 39 South Main Street. Received a call from attorney for XSPAND stating that foreclosure proceedings were completed in 2007 and in the interim taxes have accrued. Joseph Maciejewski from the Erie County Division of Real Property advised that taxes would be forgiven and the

Village would pay \$5,000 to purchase the property. Advised Board that he needs a letter from Joseph Maciejewski stating that all the taxes are forgiven post foreclosure.

- Water Plant sale is moving forward.
- Trustee Houston questioned status of claim by Kevin Keefe, property owner of 62 Commercial Street. Advised that it has been adjourned to August 12th court date and that General Crew Chief Kaminski would have to be present to testify.

GENERAL CREW CHIEF –

- Announced that the new Brush-hog is in but has not been able to use it yet due to the tractor breaking down. Parts have been ordered and it should be up and running in the next day or two.
- Reported that there was a leak in the Booster station on Pontiac Road-had to call someone in to do the welding. It is now repaired and working properly.
- Ordered the pipe for ditch work and Franklin Street to extend the sidewalk properly before the open of school in September.
- Mayor Frawley instructed Crew Chief Kaminski to install a second catch basin on Linden to correct the problem with standing water on that road.

FIRE COMMISSIONERS –

Lynne Kaminski-

- Reported on new regulations for safety vests for fire department that will go into effect on January 1, 2009. Will look into state contract pricing and advise Board further at next meeting; however, wanted to inform Board of this new requirement in advance of the purchase.

CODE ENFORCEMENT – Charles LaBarbera reported:

- Submitted Consolidated Monthly Report for June.
- Mayor Frawley asked Code Enforcement to look at property at 27 Locust Street. There has been no maintenance for quite some time and he is receiving complaints from the residents in that area.
- Trustee Houston asked for status of demolition at 47 Pennsylvania Avenue. Code Enforcement Officer LaBarbera advised that Attorney Yusick is working on it with the owner's attorney. The bid was to get an idea of how much the Village would need to finance the demolition.
- Mentioned that property maintenance system is effective and the Village actually makes money when property maintenance fees are added to property tax and \$150 administrative fee is added on. Once property is reported, violation notices go out the same day and homeowner has 10 days to complete the work or contractor is hired to perform maintenance.
- Mayor Frawley mentioned problem with abandoned tires on Mr. Borzilleri's property on La Salle Street by the Emblem Building. Some discussion followed as to options to force property owner to remove them in the future.

PLANNING – ABSENT

ZONING – Paul Cooper

- Nothing on docket at present time.
- Asked Board to look into finding one or two alternates for the Zoning Board as a backup.
- Advised that area high schools have service hour requisites. Might be able to find students to do the weeding.
- Discussed various programs for scrap metal pickup and tire recycling. Advised that the Town of Evans is looking into programs as well.

CLERK-TREASURER –Deputy Clerk reports that the Clerk-Treasurer has completed the annual report and filed with the state. Budget transfers will be submitted for the next Board meeting.

OLD BUSINESS:

1. Sale of Water Plant – discussed
2. Thruway Water- discussed
3. Senior Housing- moving forward -- hoping to have news soon.
4. Intercontinental Building- discussed
5. Letter to Town/Veteran's Exemption-waiting for response
6. Boys and Girls Club – discussed
7. Hasenpush Property Damage – Mayor Frawley advised the Hasenpush's to do the necessary repairs and send the Village a bill.
8. NFTA Bus Shelter – discussed
9. Library Addition – discussed. Mayor Frawley thanked Jerry Ruhl for volunteering his time. Trustee Tubinis would like Lori Szewczyk to apply for non-matching implementation grant available through America's Historical and Cultural Organizations.
10. Sign on Orchard Avenue – Trustee Houston read report from Police Chief Samuel DeJohn recommending a Disabled Children area sign be placed in both directions on Orchard Avenue.

MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON TO APPROVE AND PURCHASE SIGNAGE. UNANIMOUSLY CARRIED.

NEW BUSINESS:

1. Friends of the Village Bus Tour – July 26th 9-12 – Still ten spaces left – tickets cost \$3, available at the Village Hall.
2. 911 Memorial Meeting – meeting scheduled at Village Hall on Wednesday, July 30th at 5:30 PM. Anthony LaRusso is the Chairman.
3. Library Contract with the Town-discussed funds should come directly to the Village for building maintenance, not to the library for books. (\$2,500 per year, as in the past.) Mentioned sending a letter to Town Board clarifying that these funds were originally earmarked for building maintenance and should be returned to the Village.
4. Killing of Grass, Public Right-Of-Way – 129 Commercial Street – ditches have been burned out.

RESOLUTIONS OFFERED JULY 21, 2008

#1 Proposed Local Law No. 3 for the Year 2008 AMENDING ZONING MAP

WHEREAS, there has been introduced before the Village Board, Proposed Local Law No. 3 for the year 2008 which amends the zoning map of the Village of Angola so that the following described area being 151 South Main Street, SBL# 251.07-3-23.1 and 10 Penn Avenue, SBL #251.07-3-24 formerly located in a R-1 and R-3 zone are reclassified as a B-2 zone and a R-2 zone.

WHEREAS, the New York State Environment Quality Review Act (SEQR) requires that a lead agency be established to undertake such action, and

WHEREAS, Section 617.6 of Chapter 6 of the New York Code of Rules and Regulations outlines the procedure for uncoordinated reviews of certain unlisted action, the Village Board may proceed under SEQR as if it were the only involved agency and, therefore, as the lead agency, and

WHEREAS, the approval of the Local Law is an unlisted action under SEQR, and

WHEREAS, a public hearing has been called for on the 8th day of September 2008 regarding the proposed Local Law, and

WHEREAS, all proposed changes must be sent to the Erie County Division of Planning and the Village of Angola Planning Board.

NOW, THEREFORE, BE IT RESOLVED, that the Village shall conduct an uncoordinated review of the proposed action; and

BE IT FURTHER RESOLVED, that the Village of Angola Board of Trustees is hereby declared to be Lead Agency; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is hereby authorized and directed to provide copies of the Proposed Local Law to the County of Erie pursuant to General Municipal Law; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is hereby directed to provide a copy of the Proposed Local Law to the Village of Angola Planning Board for review and comment; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute a short Environmental Assessment Form and file the same; and

BE IT FURTHER RESOLVED, that the Village Clerk/Treasurer is authorized and directed to publish pursuant to law the attached Notice of Public hearing for Proposed Local Law #3 for the Year 2008 entitled "Zoning" and the hearing is to be held on the 8th day of September

2008 at 8:00 p.m. at Village Hall, 41 Commercial Street, Angola, New York at which time all interested parties shall be heard. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.**

#2 APPROVE COURT AUDIT 2007

WHEREAS, the Village of Angola, Board of Trustees requests an internal audit of the Village Justice Court records on an annual basis pursuant to Section 2019-a of the Uniform Justice Court Act, and

WHEREAS, an internal audit of all court records covering the dates of September 30th 2006 through January 28, 2008 took place on February 13, 2008, at which time there was a newly appointed Justice, Justice Dennis Glascott, due to the relocation and resignation of the Current Justice, Amy Hontz, and

WHEREAS, the Village of Angola has reviewed said audit reports and no false or negative findings contained therein.

NOW THEREFORE BE IT RESOLVED, that the Village of Angola, Board of Trustees hereby approves the September 30, 2006 through January 28, 2008 Justice Court Audit, completed on February 28, 2008, and authorizes the Clerk to submit a copy of this resolution and a copy of the aforementioned Audit to the New York State Office of Court Administration, Director of External Audits. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED.**

#3 APPROVE APPLICATION FOR PERMIT FOR SIDEWALK OBSTRUCTION

RESOLVED that the Village of Angola Board of Trustees hereby approves a request and application from Tom Guest of 294 N. Main Street for the obstruction of Sidewalks and the closing of the road, on Lincoln Avenue between Miller and North Main Street for the purpose of a Block Party Celebration on Sunday August 17th between the hours of 12noon and 10PM. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.**

#4 APPROVE GALLO FOR WALGREEN'S WATER METER PIT ADJUSTMENT

WHEREAS, the Village of Angola Board of Trustees has received an Engineering Proposal from Village Engineer Donald Gallo for Engineering Services for the Water Meter Pit adjustments on Lake Avenue to prepare for the Construction of a New Walgreens Pharmacy, and

WHEREAS, Walgreens Pharmacy, will be responsible for covering all engineering fees related to the Walgreens Pharmacy Development project, and payment to cover said fees will be submitted to the Village of Angola prior to the start of the project, and in return, the Village will provide same payment to the Village Engineer, now

BE IT RESOLVED, the Village Board authorizes the Village Clerk to submit a letter to the Walgreens Pharmacy Developer Clough Harbor and Associates LLP requesting a check made payable to the Village of Angola in the amount of eight-thousand-nine-hundred-dollars (\$8,900) to cover all fees associated with Engineering Services provided to them for this project, by the Village Engineer, Donald Gallo, as per said proposal. **MOTION MADE BY**

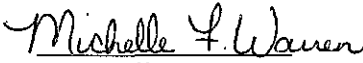
TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED. NOTE: LETTER IS CORRECTION TO FEBRUARY 13, 2008 CORRESPONDENCE WHICH LISTS A DIFFERENT AMOUNT DUE.

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED. Motion approving the following: General Fund Abstract #029, Checks #6339 to #6345 and #6394 in the total amount of \$45,686.12, Abstract #030, Check #6393 in the total amount of \$555.00, Abstract #002, Checks #6381 to #6396 in the total amount of \$12,579.21 and Abstract #003, Checks #6397 to #6450 in the total amount of \$63,339.56 plus Payroll #13, 14, & #15; Water Fund Abstract #002 Checks #1618 to #1623 in the total amount of \$1,452.53 and Abstract #003, Checks #1624 to #1639 in the total amount of \$37,064.16, and plus Water Payroll #13, 14 & #15; **Trustee Houston commended office staff for organization of bills during the close of the fiscal year and length of time between Village Board meetings.**

ADJOURN to the next scheduled regular Board Meeting on Monday, August 11, 2008 at 7:00 P.M.

Trustee DeJohn requested that the meeting be adjourned in remembrance of the life of Jane K. "Janie" Kashino, (2002-2008), daughter of Scott and Colleen Kashino. Scott is a former Village of Angola Police Officer. Donations may be made in Janie's name to Alex's Lemonade Stand (Pediatric Cancer Foundation), 333 East Lancaster Avenue, #414, Wynnwood, PA 19096. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED. Meeting adjourned at 9:03P.M.**

Submitted By


Michelle F. Warren
Deputy Clerk

AGENDA
Village of Angola Workshop 6:15 PM
Monday August 11, 2008

A workshop was held on Monday, August 11, 2008 at 6:15 PM by the Village of Angola, Board of Trustees, at the Village of Angola Hall, 41 Commercial Street, Angola NY. This workshop was scheduled and announced publicly at a regular board meeting, or posted otherwise as per sunshine law.

CALL MEETING TO ORDER at 6:15Pm by TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON. Unanimously Carried

**IN ATTENDANCE: Mayor Frawley; Trustees Tubinis; Houston; DeJohn and Wilson
Village Clerk-Linda Giancarlo; Village Attorney- Andrew Yusick**

1. **Union Negotiations-** Trustee Houston motioned to move into executive session to discuss union negotiations, seconded by Trustee Wilson. The board entered into executive session at 6:17PM

The Board re-entered regular workshop session **Motion made by Trustee DeJohn, Seconded by Trustee Tubinis, Unanimously carried**

The Board reported that no action taken in executive session.

2. **Benefits of a Village Government:** the Village board discussed the benefits of a full village board and a village government. People have a voice. Sidewalks are plowed. Garbage is picked up. The Mayor mentioned things going on regarding Kevin Gaughan's plan to eliminate village seats, and village governments. The Clerk presented 3 sheets of information to the board and for the mayor to bring to the press conference that will be held Wednesday at the Blasdel Village Hall, This press conference called by NYCOM is to support Village Government, and to voice their opposition to Kevin Gaughan's proposals. The board discussed Erie County Executive Chris Collins is in full support of the Village. The Board briefly described to the attendees, the benefits and services an entire Village board offers to a community. Below is a report that will be used as discussion at the Conference.

ACCOMPLISHMENTS OF 5 GOVERNMENT OFFICIALS

- Applied and received grant for - Senior Housing project, through HUD and People Incorporated will be constructed on N. Main Street and will house approximately 39 1-bedroom units, for low to moderate income seniors. A completion date of Spring 2009 in planned
- Secured a grant for the Angola Fire Department to purchase a "Cascade Unit" (to fill air bottles) for seven local fire companies
- Secured a grant for an Emergency Generator for the Village of Angola.
- Completed Phase II of the Angola Streetscape Project, revitalizing N. Main Street with Sidewalks, Lights, Benches, Memorial Stones and Memorial Trees, Antique Street Signs.
- Secured a Grant from NYS Restore NY and demolished the Old K&L Building to a shovel ready site for development in the center of the Business District

- Received a Grant for the Herman Park Enhancement Project.
- Supports the growth of Goya Foods Great Lakes International on their constructing a 12-Million Dollar expansion project.
- Working on Tourism and a Rockefeller Memorial and a Depot Park
- Purchased a used Arial ladder Truck for the Angola Fire Department to serve Angola, and all surrounding communities.
- CDBG for Angola Theater renovations.
- CDBG several Sidewalk and Waterline replacement projects throughout community.
- Merged Angola Police Department with the Town of Evans Police Department in 2007.
- Continuous Angola Library Updates-looking to expand
- Tax Lien Committee working on, County Task Force for Tax Relief for Vacant Properties.
- May be receiving a Water meter reading System Grant through State archives
- Tri-Board Meetings
- 911 Memorial
- Boys and Girls Club
- The Village of Angola currently shares services with the Town of Evans for Building Department, Assessors Office and Grant Writer.
- Weekly Summer Concerts Series
- Overlook the fiscal strength of the community and know when, where and how to cut or save without affecting the safety, security or services to our residents.

BY DOING ALL OF THESE THINGS AND DEDICATING THEIR TIME AND EFFORT THE VILLAGE BOARD WAS ABLE TO CUT PROPERTY TAX ALMOST IN HALF.

**LAST YEARS TAX RATE WAS \$13.52 PER THOUSAND
THE CURRENT YEAR TAX RATE IS \$7.50 PER THOUSAND
A DIFFERENCE OF \$6.02 CUT PER THOUSAND
(SAVES THE AVERAGE TAXPAYER ALMOST \$400 PER YEAR)**

WHY DO PEOPLE CHOOSE TO LIVE IN A VILLAGE??

- Your voice is heard in government
- Want sidewalks plowed
- Want small community relationship with their public officials
- Want immediate attention to resolve small issues

IF THERE WERE NO VILLAGE GOVERNMENT:

- Would Main Street look the way it does today
- Would waterlines be upgraded
- Would Senior Housing being going in on Main Street
- Would pressure be put on xspan or the county for the vacant properties and tax relief.
Would We have anyone marketed the distressed properties and staying on top of encouraging business growth in the community.
- Would the K&L demolition have taken place or would an old unsafe building be still sitting in the middle of our business district.

MONEY SAVED IF WE CUT 2 TRUSTEE POSITIONS

If we cut 2 positions on the Board this would save the Village Taxpayers a total of \$5400.00 per year which would decrease the annual budget expenditure by less than ½ cent.

WHAT OUR DPW OFFERS THE RESIDENTS

- Snow plowing – parking lots, roads, Fire Halls, side walks. Note ; we can have two crews/trucks out in bad conditions and have the Village open much quicker than Town crews.
- Leaf pickup – from Oct. 15 – Dec. 1 – leaves are picked up curbside.
- Brush pickup – done one week /month – entire Village is done in that week.
- Paving – roads are paved as needed and budget allows.
- Drainage – work done as time allows, also budget.
- Street sweeping – the town does not even own a sweeper. The Village is swept several times a summer.
- Flower watering – daily from Memorial Day – Labor Day. 7 days/week.
- Right of way and lawn mowing – Right of way are mowed 2-4 times each summer. Lawns are mowed weekly.
- Special events – the DPW help with Memorial Day Parade, as well as providing barrier, signs, etc. for Gazebo night, Cruise Night, Xmas in the village and any other event.
- Water leaks – the crew is easily available for water leaks or any other water emergency.
- Emergency call outs other than water or snow – once again the crew is available and near when needed.
- There are many other jobs done as well – signs, dead animals on road, landscape repair on roadsides, maintenance of Village buildings, flags on Main St., tree planting, park maintenance, and any other job that needs done. The DPW also does most of its own vehicle maintenance.

Also, the DPW works directly for the Village Board under the Crew Chief, whereas the Town Highways have an elected official not directly under the Board's control.

Motion to adjourn the workshop made by Trustee Wilson, seconded by Trustee Houston, Unanimously carried, workshop adjourned at 6:55PM

Submitted by



Linda Giancarlo Village Clerk Treasurer

INDEX – August 11, 2008

VISITORS: Steven Brachman; Brian Campbell; Lawrence and Anne Hussey; Tom Whelan

COMMUNICATIONS: NYCOM Press Release regarding Kevin Gaughan 08/13/08; Association of Erie County Government meeting 08/28/08; Village Officials Director's meeting 08/21/08

TRUSTEE HOUSTON: Camp Pioneer's Purple Day; Southtowns Planning Development meeting; Southtowns Coalition meeting; Memorial stones arrived; street sign update; Historic Bus Tour

TRUSTEE DEJOHN: meeting with Erie County Executive, Chris Collins

TRUSTEE WILSON: Southtowns Planning meeting; Duriron Plant break-in; Maple Street tree issue

TRUSTEE TUBINIS: No report

MAYOR FRAWLEY: meeting with Erie County Executive, Chris Collins; County used furniture surplus; National Grid correspondence regarding Façade-type funding

ATTORNEY: Water Plant survey; Local Law #4; 39 South Main status; K&L Lot

GENERAL CREW CHIEF: Backflow Prevention law, businesses need to be inspected

FIRE COMMISSIONERS: received grant from CSX; follow up on deliberator; computer grant; commended Chuck Carlson on various secured grants; replacement First Aid supplies; First Aid training; free EMT training through County; 9-11 Memorial participation; siren repairs; cracked windshield on truck #6; Jubilee spending restrictions; listing of active members; cement pad pouring

CODE ENFORCEMENT: monthly report for July; 135 N Main; 17-29 Washington; Emblem plant; Duriron check requested

PLANNING: Absent; check if Planning Board meeting was scheduled; alternate interested member

ZONING: Absent

CLERK-TREASURER: bill from Engineer for Walgreen's services; 9-11 Meeting; Annual Report and Tax Limit filed; Herman Park grant, plans and permits; CAO children tour of Fire Hall

OLD BUSINESS: Water Plant; Thruway water; Senior Housing; Intercontinental Building; Veterans Exemptions letter; Boys and Girls Club; 9-11 Memorial; NFTA Bus Shelter; Library Addition; Library Contract with Town

NEW BUSINESS: paint used to mark trees inquiry; Rockefeller Memorial parking spots; Angola Horror memorial plaque

RESOLUTIONS:

1. Approve Agreement for Residential Tree Maintenance
2. Approve Water Shut-Offs of Delinquent Water Accounts
3. Approve Justice Court Assistance Program
4. Approve Notice of Public Hearing for Proposed Local Law #4-2008
5. Approve DPW Equipment Surplus
6. Brush Chipping Policy – TABLED
7. Approve Proposal for Cement Pad
8. Approve Payment to Engineer Gallo for Cement Pad
9. Approve End of Year Budget Transfers to Close Fiscal Year 2007-2008

MINUTES
Village of Angola Regular Board Meeting
Monday August 11, 2008
7:00 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 August 11, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees -- Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Andrew Yusick, Village Attorney; Jeff Kaminski- General Crew Chief; Lynne Kaminski, Robert Beck and Mark Goodway-Fire Department Commissioners; Charles LaBarbera-Code Enforcement Officer; Donald Gallo – Village Engineer' Chuck Carlson-Angola Fire Department; Salvatore Mogavero-Angola Fire Department

GUESTS: in attendance were; Steven Brachman-Buffalo News; Brian Campbell-Hamburg Sun; Lawrence and Anne Hussey; Tom Whelan.

PLEDGE OF ALLEGIANCE was led by Steven Brachman.

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF JULY 21, 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

VISITORS: Tom Whalen – 57 Center Street –

-Complains of noise from train whistles, said he has contacted Dunkirk. They have a no whistle policy into effect from the hours of 10PM to 7AM. The Board will look into it. Mayor Frawley mentioned that he talked to other communities about this.

-Mr. Whalen also complained about the Church Bells that ring 13 times per day, everyday. He says he is not against the Church or beliefs, but it was getting to be a little too much to handle. He is not asking the Church to shut them off, just to turn them down or lessen it.

The board thanked him for his comments.

NO OTHER COMMENTS CAME FROM THE FLOOR.

COMMUNICATIONS:

Mayor Frawley reported the following:

- New York Conference of Mayors' (NYCOM) press release to outline the role of Village Government and to comment on Kevin Gaughan's proposal is scheduled for Wednesday August 13, 10:30 in the Blasdell Village Hall.
- **Association of Erie County Governments** meeting scheduled for Thursday August 28, at O'Brien's Pub in Eden. Erie County Planning Board discussion.
- **Village Officials Director's** meeting is scheduled for August 21 in Williamsville. Trustee DeJohn replied that she could not attend.

DEPARTMENT HEADS COMMITTEE REPORTS:

TRUSTEE HOUSTON

- Attended Camp Pioneer's Purple Day - which was held to accommodate the children of people serving in the military.

- **Southtowns Planning Development** meeting held at Captain Kidds restaurant, went very well. Discussed several projects going on in the community and discussed the importance of the Eden meeting for they will be continuing the discussion on a new County Planning Board.
- **Attended the Southtowns Coalition** Meeting held at the Evans Town Park, a morning meeting did not turn out good due to bad weather. William Murray, Deputy Commissioner of Erie County Environment and Planning attended and discussed many projects. They talked of the CDBG Projects in the Village. Trustee Houston mentioned that he talked to Mr. Murray about the State holdup due to the Historic issues regarding the Theater Improvements. He has contacted the State to send a letter so that we can move forward with the project.
- Reported that the **Memorial Stones** for the Memorial Tree locations are completed and he will pick them up for the DPW to install.
- **Signs** have been ordered and will soon be installed. A Disabled Child on Orchard Avenue and two additional antique street signs, as part of the Main Street revitalization project.
- Mentioned he conducted The Village of Angola, **Historic Bus Tour** for the Friends of the Village. It went very well. There were over 30 attendees for the 2-hour tour highlighting the entire Village.

TRUSTEE DEJOHN –

- Reported that she scheduled a **meeting with Erie County Executive Chris Collins**, the Mayor and our secretary Christine Mittner to discuss Main Street issues. One being the **Façade program**, which started today (August 11th), for the Village.

TRUSTEE WILSON –

- Attended the **Southtowns Planning** meeting held at Captain Kidds, met representatives from several (maybe 10) other communities. It was nice to exchange ideas, projects and issues. The Village had a lot of experiences and help to share with the other communities.
- **Duriron** may need to be sealed again. It looks like someone broke in again. He looked around inside and it looked ok, but he asked the Building Inspector to check it out.
- Reported on a letter the Village Board received concerning a tree issue on Maple Street. The DPW marked the tree for trimming. He went and looked at the tree, and asked the DPW to re-look at this tree. It may need to be cut down completely.

TRUSTEE TUBINIS:

- **Nothing to report**

MAYOR FRAWLEY–

- Mentioned that the meeting with **Erie County Executive Chris Collins** went very well. The Village was able to get his support for many projects and issues that are pending for the Village such as Senior Housing, the Facade program and Distressed properties. They also discussed a reduction on power costs for Goya. Legislator Reynolds has been contacted and given an update on these projects.
- Reported that the **County has used office furniture** to give away to municipalities who may need anything. The Clerk will obtain a list. The Mayor is requesting a large table and chairs for the new Conference Room.
- National Grid has sent out a flyer offering a Facade type-funding program to businesses.

ATTORNEY –

- Survey has been received for the **water plant**. It was sent to the attorney for the DEC to approve.

- **Local Law #4 for 2008 regarding Backflow Prevention.** This is on a resolution for tonight.
- **39 South Main,** he spoke with the Attorney's from XSPAND . They have concluded that the post 2005 taxes are still owed on this property. County property Tax representative Joseph Maciejewski, will be bringing forth a resolution to the Legislature to have the taxes waived. If this is successful, then the \$5,000 the Village will pay goes to XSPAND to cover the liens, and the Village can move forward on obtaining that property.

Mayor Frawley explained to the attendees that the lot at **39 South Main** is planned for the future site of a Depot park for which the Village has already received some legislative money for, and the project has been on hold.

Trustee Houston- mentioned the **K&L Lot** –the Village Clerk has called the realtor and could not get a definite answer as to what is being waived as far as liens or taxes on this property. Will be following up.

GENERAL CREW CHIEF –

- Regarding this **new backflow prevention** law, we will have to have all business's in the Village inspected and notified by December 1st to be sure they are in compliance with this law. It may be costly to the businesses, but this needs to be done to be compliant. The business owner will be responsible for the yearly inspections and any costs associated.

Mayor Frawley complimented the DPW for filling in the right of way on Mill Street. There is another location that still needs to be addressed in the area near the CAO building. The DPW will look into this concern.

FIRE COMMISSIONERS –

Lynne Kaminski-

- Complimented Chuck Carlson, 2nd assistant chief of the fire department, for his work on obtaining many grants for the Fire Department. She presented a check for **\$1,500.00 from CSX** to be deposited into the Fire Department line. The fire department would like to use this money to purchase some **gas detectors**.

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, to purchase **two (2) gas detectors from Sentry Safety Supplies Inc.** at \$725.00 each and use the remaining \$50.00 towards a gas calibrator charger.

Trustee DeJohn asked for a follow up on the **Deliberator unit that the Town of Evans** is giving the Village. The Clerk reported that she has discussed this with Chief DeJohn. This defibrillator is for the office, but the Village cannot receive this unit until the Clerk, the office staff and possibly the board are all properly trained. The Fire Department will contact Chuck Danzi and communicate with the board to schedule a training session. The Board has already approved this training; a date just needs to be scheduled.

The Clerk **discussed the Computer Grant with Chuck Carlson; he is working with Lori Szewczyk.**

Commissioner Kaminski continued

- Reported many other **grants** that Chuck Carlson is working on and has secured.
- The first aid squad will be ordering some **replacement supplies** already budgeted for.
- Mentioned that **the County has covered first aid training**, however the next level of training is needed for one of the members, at a cost of \$800.00, the upstairs is willing to split the cost with the downstairs fire department budget.

Commissioner Beck reminded the Board that the normal EMT training is still offered at the Fire Halls for free from the County, and this is just a case of a **special training** done at ECC for the next step up; it is an EMTI advanced training.

Chuck Carlson mentioned that the Fire Department was made aware of this expense, after the student started the training.

Trustee DeJohn and Trustee Tubinis asked the Fire Department to move forward in looking for grant money for training purposes.

Trustee Wilson mentioned that this is training that is necessary and beneficial to the whole community. For the record, the Fire Department has \$800.00 in their first aid budget for training, but they do not want to deplete this line. The upstairs offered to pay half and the downstairs pay the other half.

MOTION TO APPROVE \$400.00 FOR TRAINING FOR ONE MEMBER OF THE FIRE DEPT. OUT OF THE FIRST AID BUDGET, MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON

Commissioner Kaminski- said she will be in attendance at the **911 Memorial** meeting on August 27th and reported that the Fire Department is ready and willing to participate in the memorial event. They will supply 25-30 chairs at the Gazebo.

Commissioner Beck:

- Received a quote from **Allen Electric** for about **\$2100.00 to repair the large, heavy-duty siren**. To replace the siren it would cost about +\$27,000. The board will review the quote and discuss moving forward on the needed repairs.
- Had a **fire drill at Pioneer Camp, and the driver side windshield for Truck #6 got cracked**. The Clerk will call the insurance company. The Board asked commissioner Beck to get the info to the Clerk.
- Complained that Jubilee will not let them charge anything, due to the restrictions and asked why the Clerk never sent them a letter.

The Clerk replied that she did send letters out on behalf of the Fire Company, and according to the meeting minutes, Commissioner Beck insisted that she did NOT have to send them out on behalf of the Fire Department because they would have any vendors just call if there was an issue. The Mayor instructed **Commissioner Beck, to come and pick up one of the letters from the Clerk, and bring it personally to Tom, at Jubilee.**

TRUSTEE HOUSTON-

- Asked if a list was presented to the Clerk's office yet, naming all **active drivers/members** of the fire department that is under our insurance. Commissioner Kaminski reported that she did. The Clerk reported that this list is updated every year for the insurance carrier.
- Reminded the Fire Department that the Board will be approving the **cement pad** to be poured at the South Main Fire Station, and asked if they made **plans to store the ladder truck** yet. He mentioned contacting Evans Center Fire Hall. The cement pad will be done in one pour, and they will need to stay off for 30 days. Commissioner Beck, suggested two pours, but the board said it will cost more money for two pours. The board mentioned the County Building, the Town of Evans Barn, Evans Center Fire Hall...these ideas will be looked into. Engineer Gallo said it is not wise to pour this concrete in two pours. The cost of the new pad is close to \$10,000.00, covered by a Member Item Grant from Senator Dale Volker.

CODE ENFORCEMENT – Charles LaBarbera reported:

- Submitted Consolidated Monthly Report for July.
- 135 N Main remove – Owner will not paint
- 17-29 Washington - Pending

- Emblem building - Re-boarded, will check again. Can remove from agenda unless future issue.

Trustee Wilson asked the CEO and Fire Department to check Duriron. The loading bays are full of water. They need to be pumped out and the Building needs to be boarded up again.

Code Enforcer LaBarbera stated that this is becoming costly to the County, they should be aware of issues like these.

PLANNING – ABSENT – The Clerk will follow up with Chairman Bill Herold to see if he received her request for the Planning Board to hold a meeting to **review LL#3 for 2008** and approve, prior to the September 8 hearing.

Trustee Houston also asked the Clerk to let Bill Herold Chairman know, that **Debbi Wilson has offered to be an alternate on the Planning Board.**

ZONING – ABSENT

CLERK-TREASURER –

- Received a check for **Donald Gallo's services from Walgreens** in the amount of \$8900.00.
- Will not be able to attend the 911 meeting-but will be there to set up sound and lead in patriotic songs.
- **Annual report** is done and filed with the State Comptroller
- **Annual Tax Limit** form is also completed and filed with the State Comptroller
- Contacted Lori Szewczyk – **Herman Park** plans and specs need to be done to move forward. DPW Crew Chief and Engineer Gallo will contact Lori.
- Reported that the **CAO children** came down and did a **tour of the Fire Hall** and the Fire Trucks today. She commended Chief Dybdahl and Salvatore Sack for the outstanding job they did on the tour and presentation for these children. Trustee Houston asked that she write an article and put it in the Angola Pennysaver and Hamburg sun.

Mayor Frawley asked the DPW and Donald Gallo if we could try to work on **breaking ground on the Herman Park Project** before the construction season ends this year. The Clerk asked the DPW and Engineer Gallo to contact Lori Szewczyk to follow up on the walking path portion, according to the grant application. The DPW Crew Chief recalls that his department is responsible for that portion of the project.

Trustee DeJohn asked what the plans called for this grant. The DPW stated two small shelters and a bathroom. She asked that the Village look for **playground equipment** for the next grant.

Trustee DeJohn asked why there were issues giving out a permit to residents who want to use the park. The Clerk reported that she hesitated about taking deposits for the park, due to unexpected date to start the project, she didn't want to promise the facilities to someone, and take their deposit, then when the day comes, they cannot use it due to construction. The board agreed that it was okay to permit the park out, and to contact the DPW with any dates, so he is aware that the park will be used on any certain day. **Trustee DeJohn** asked if there was a Local Law stating we had the right to charge to use the park. The Clerk reported that there is no charge to use the park, but there is a security deposit that the resident gets back as long as there is no damage to the facility.

OLD BUSINESS:

1. Sale of Water Plant – discussed
2. Thruway Water- Mayor scheduling a meeting with Congressman Higgins and Thruway officials
3. Senior Housing- moving forward – meeting tomorrow
4. Intercontinental Building- talking to Erie County
5. Letter to Town/Veteran's Exemption- completed pending response from the Assessor's office

6. Boys and Girls Club – Trustee Tubinis reported the first annual golf tournament is scheduled for August 25, 2008 at Rosebrook Golf Course. Trustee DeJohn reported that the organization is still looking for two-somes for this tournament. She asked for a personal donation from each board member at \$10.00
7. 911 Memorial- meeting scheduled for August 27th at 6:30 Village Hall, the memorial is scheduled for Thursday 9/11 at the Gazebo, with local officials, local fire departments. Mayor asked the fire department for approx 25 chairs to be set up at the gazebo about 5:30 and a case of water for the dignitaries. Clerk Linda will be setting up sound equipment and leading the crowd in patriotic songs. Rain location will be the New Angola Theater
8. NFTA Bus Shelter – still discussing with NFTA, waiting to hear from them.
9. Library Addition – Trustee Tubinis reported that Jerry Ruhl submitted drawings. The Library has been given a matching grant. The board asked that the architect submit an estimate, with some specs. He donated his time to do the plans, but the board would like to get an estimate and some detailed specs, to consider CDBG for this purpose this year.
10. Library Contract with Town- The Clerk will follow up on a letter the board asked her to send requesting that the Town send their library support check, directly to the Village as they had done in the past. This was changed by Trustee DiMartino 2 years ago, and the Town currently sends the \$2500.00 to the Library now, this is a Village owned facility and the Town's portion was to help offset the cost of supporting and maintenance of this building.

NEW BUSINESS:

1. Paint used to mark Village Trees- the Mayor asked the DPW to research paint that can wash off easier.
2. Parking Spots for Rockefeller Memorial— Commercial Street, across from High, Attorney Yusick will work on this, but needs a description. Mayor will call Manguso
3. Angola Horror memorial plaque – ½ donated by the Village will soon be scheduled for unveiling, it will be put up on Mill Street near Gowans Road, close to the location of the Great Train Wreck of 1867.

RESOLUTIONS BEING OFFERED AUGUST 11, 2008

#1 APPROVE AGREEMENT FOR RESIDENTIAL TREE MAINTENANCE

This Agreement made the 11th day of August, 2008 by and between the VILLAGE OF ANGOLA (Village) and Charity A. Vogel and Todd J. Pignataro (Owner)

WHEREAS, a maple tree is located half on Village property and half on Owner's property at 2 Locust Street, Angola, New York ("Tree"), and

WHEREAS, the Village has determined that there are issues regarding the viability of the Tree and has proposed that the dead branches be removed, and

WHEREAS, it is the owner's position that the Tree is viable and should not be heavily pruned, and

WHEREAS, the parties are desirous of entering into an agreement regarding the Tree.

NOW, THEREFORE, in consideration of the mutual covenants it is agreed as follows:

1. That the Owner agrees to be responsible for the care and maintenance of the Tree and further agrees to hold the Village harmless and to indemnify the village for any and all damages or injuries that may result by reason of the Tree not being heavily pruned.
2. The property owner will upon execution of this agreement, immediately take action to have the tree properly pruned to remove the dead branches,
3. The Village agrees to take no further action regarding the Tree provided that it does not become an immediate and substantial danger to the public.

4. This Agreement is binding upon the parties, their successors, administrators and heirs.
5. This Agreement is to be interpreted pursuant to the laws of the State of New York and a court of competent jurisdiction in the County of Erie and State of New York shall have jurisdiction over all matters arising hereunder.

BE IT RESOLVED, The Village Board, of the Village of Angola hereby approves and authorizes the Mayor, to sign and Execute said agreement. **MOVED BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, 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 Monday, August 11th, 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 **\$9,685.58** **MOVED BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

#3 APPROVE JUSTICE COURT ASSISTANCE PROGRAM

WHEREAS, the Village of Angola, Board of Trustees authorizes the Village of Angola Justice Court to review and complete an application for a Justice Court Assistance Grant that is being offered by the New York State Unified Court System, and

WHEREAS, the Village Justice Court reviewed the grant Application and found that this grant is necessary to obtain specific needs of the Angola Justice Court that go beyond the budgeted limitations of the Justice Court System,

NOW THEREFORE BE IT RESOLVED, that the Village of Angola, Board of Trustees hereby approve the Angola Village Court to submit a Grant Application of the Justice Court Assistance Program and hereby authorizes the Angola Justice to request up to the maximum amount available to fulfill the needs of the Angola Village Court,

BE IT FURTHER RESOLVED, that the Mayor of the Village of Angola is hereby authorized to sign a certification of said Grant Application on behalf of the Village of Angola and the Angola Justice Court. **MOVED BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 APPROVE NOTICE OF PUBLIC HEARING FOR PROPOSED LL #4-2008 CONTROL OF BACKFLOW AND CROSS-CONNECTIONS

WHEREAS, it is in the public interest to protect the water supply of the Village of Angola from the possibility of contamination or pollution by isolating customers' internal distribution systems and to further eliminate cross-connection which may result in contamination of the water supply, and

WHEREAS, proposed Local Law #4 for 2008 entitled "Control of Backflow and Cross-Connections" has been introduced before the Village Board.

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk/Treasurer is hereby directed to publish, pursuant to law, the attached Notice of Public Hearing on Proposed Local Law #4 for the year 2008 entitled "Control of Backflow and Cross-Connections." Said hearing will be held on the 8th day of September, 2008 at which time all interested person shall be heard. A copy of the Proposed Local Law #4 for the year 2008 is attached hereto.

SECTION 1: CROSS-CONNECTION CONTROL-GENERAL POLICY

1.1 Purpose

The purpose of this local law is

1.1.1 To protect the public potable water supply of the Village of Angola from the possibility of contamination or pollution by isolating within the customer's internal distribution system(s) or the customer's private water system(s) such contaminants or pollutants that could backflow into the public water system; and,

1.1.2 To promote the elimination or control of existing cross-connections, actual or potential, between the customer's in-plant potable water system(s) and nonpotable water systems, plumbing fixtures, and industrial piping systems; and,

1.1.3 To provide for the maintenance of a continuing program of cross-connection control that will systematically and effectively prevent the contamination or pollution of all potable water systems.

1.2 Responsibility

The general crew chief of the Village of Angola shall be responsible for the protection of the public potable water distribution system from contamination or pollution due to the backflow of contaminants or pollutants through the water service connection. If, in the judgment of said general crew chief an approved backflow-prevention assembly is required (at the customer's water service connection; or, within the customer's private water system) for the safety of the water system, the general crew chief or his/her designated agent shall give notice in writing to said customer to install such an approved backflow-prevention assembly(s) at specific location(s) on his/her premises. The customer shall immediately install such approved assembly(s) at his/her own expense; and, failure, refusal, or inability on the part of the customer to install, have tested, and maintain said assembly(s) shall constitute grounds for discontinuing water service to the premises until such requirements have been satisfactorily met.

SECTION 2: DEFINITIONS

2.1 General Crew Chief

The General Crew Chief of the Village Department of Public Works in charge of the water department of the Village of Angola is invested with the authority and responsibility for the implementation of an effective cross-connection control program and for the enforcement of the provisions of this ordinance.

2.2 Approved

Accepted by the authority responsible as meeting an applicable specification stated or cited in this ordinance or as suitable for the proposed use.

2.3 Auxiliary Water Supply

Any water supply on or available to the premises other than the purveyor's approved public water supply. These auxiliary waters may include water from another purveyor's public potable water supply or any natural source(s), such as a well, spring, river, stream, harbor, and so forth; used waters; or industrial fluids. These waters may be contaminated or polluted, or they may be objectionable and constitute an unacceptable water source over which the water purveyor does not have sanitary control.

2.4 Backflow

The undesirable reversal of flow in a potable water distribution system as a result of a cross-connection.

2.5 Backpressure

A pressure, higher than the supply pressure, caused by a pump, elevated tank, boiler, or any other means that may cause backflow.

2.6 Backsiphonage

Backflow caused by negative or reduced pressure in the supply piping.

2.7 Backflow Preventer

An assembly or means designed to prevent backflow.

2.7.1 Air gap. The unobstructed vertical distance through the free atmosphere between the lowest opening from any pipe or faucet conveying water or waste to a tank, plumbing fixture, receptor, or other assembly and the flood level rim of the receptacle. These vertical, physical separations must be at least twice the diameter of the water supply outlet, never less than 1 in. (25 mm).

2.7.2 Reduced-pressure backflow-prevention assembly. The approved reduced-pressure principle backflow-prevention assembly consists of two independently acting approved check valves together with a hydraulically operating, mechanically independent pressure differential relief valve located between the check valves and below the first check valve. These units are located between two tightly closing resilient-seated shutoff valves as an assembly and equipped with properly located resilient-seated test cocks.

2.7.3 Double check valve assembly. The approved double check valve assembly consists of two internally loaded check valves, either spring-loaded or internally weighted, installed as a unit between two tightly closing resilient-seated shutoff valves and fittings with properly located resilient-seated test cocks. This assembly shall only be used to protect against a non-health hazard (that is, a pollutant).

2.8 Contamination

An impairment of a potable water supply by the introduction or admission of any foreign substance that degrades the quality and creates a health hazard.

2.9 Cross-Connection

A connection or potential connection between any part of a potable water system and any other environment containing other substances in a manner that, under any circumstances would allow such substances to enter the potable water system. Other substances may be gases, liquids, or solids, such as chemicals, waste products, steam, water from other sources (potable or nonpotable), or any matter that may change the color or add odor to the water.

2.10 Cross-Connection-Controlled

A connection between a potable water system and a nonpotable water system with an approved backflow-prevention assembly properly installed and maintained so that it will continuously afford the protection commensurate with the degree of hazard.

2.11 Cross-Connection Control by Containment

The installation of an approved backflow-prevention assembly at the water service connection to any customer's premises, where it is physically and economically unfeasible to find and permanently eliminate or control all actual or potential cross connections within the customer's water system; or it shall mean the installation of an approved backflow-prevention assembly on the service line leading to and supplying a portion of a customer's water system where there are actual or potential cross connections that cannot be effectively eliminated or controlled at the point of the cross-connection.

2.12 Hazard, Degree of

The term is derived from an evaluation of the potential risk to public health and the adverse effect of the hazard upon the potable water system.

2.12.1 Hazard-health. A cross-connection or potential cross-connection involving any substance that could, if introduced into the potable water supply, cause death or illness, spread disease, or have a high probability of causing such effects.

2.12.2 Hazard-plumbing. A plumbing-type cross-connection in a consumer's potable water system that has not been properly protected by an approved air gap or an approved backflow-prevention assembly.

2.12.3 Hazard-non-health. A cross-connection or potential cross-connection involving any substance that generally would not be a health hazard but would constitute a nuisance or be aesthetically objectionable, if introduced into the potable water supply.

2.12.4 Hazard-system. An actual or potential threat of severe damage to the physical properties of the public potable water system or the consumer's potable water system or of a pollution or contamination that would have a protracted effect on the quality of the potable water in the system.

2.13 Industrial-Fluids System

Any system containing a fluid or solution that may be chemically, biologically, or otherwise contaminated or polluted in a form or concentration, such as would constitute a health, system, pollution, or plumbing hazard, if introduced into an approved water supply. This may include, but not be limited to, polluted or contaminated waters; all types of process waters and used waters originating from the public potable water system that may have deteriorated in sanitary quality; chemicals in fluid form; plating acids and alkalies; circulating cooling waters connected to an open cooling-tower; and/or cooling towers that are chemically or biologically treated or stabilized with toxic substances; contaminated natural waters, such as wells, springs, streams, rivers, bays, harbors, seas, irrigation canals or systems, and so forth; oils, gases, glycerin, paraffins, caustic and acid solutions, and other liquid and gaseous fluids used in industrial or other purposes for fire-fighting purposes.

2.14 Pollution

The presence of any foreign substance in water that tends to degrade its quality so as to constitute a non-health hazard or impair the usefulness of the water.

2.15 Water-Potable

Water that is safe for human consumption as described by the public health authority having jurisdiction.

2.16 Water-Nonpotable

Water that is not safe for human consumption or that is of questionable quality.

2.17 Service Connection

The terminal end of a service connection from the public potable water system, that is, where the water purveyor loses jurisdiction and sanitary control over the water at its point of delivery to the customer's water system. If a meter is installed at the end of the service connection, then the service connection shall mean the downstream end of the meter. There should be no unprotected takeoffs from the service line ahead of any meter or backflow-prevention assembly located at the point of delivery to the customer's water system. Service connection shall also include water service connection from a fire hydrant and all other temporary or emergency water service connections from the public potable water system.

2.18 Water-Used

Any water supplied by a water purveyor from a public potable water system to a consumer's water system after it has passed through the point of delivery and is no longer under the sanitary control of the water purveyor.

SECTION 3: REQUIREMENTS

3.1 Water System

3.1.1 The water system shall be considered as made up of two parts: the utility system and the customer system.

3.1.2 The utility system shall consist of the source facilities and the distribution system and shall include all those facilities of the water system under the complete control of the utility, up to the point where the customer's system begins.

3.1.3 The source shall include all components of the facilities utilized in the production, treatment, storage, and delivery of water to the distribution system.

3.1.4 The distribution system shall include the network of conduits used for the delivery of water from the source to the customer's system.

3.1.5 The customer's system shall include those parts of the facilities beyond the termination of the utility distribution system that are utilized in conveying utility delivered domestic water to points of use.

3.2 Policy

3.2.1 No water service connection to any premises shall be installed or maintained by the water purveyor unless the water supply is protected as required by state laws and regulations and this Local Law. Service of water to any premises shall be discontinued by the water purveyor if a backflow-prevention assembly required by this Local Law is not installed, tested, and maintained, or if it is found that a backflow-prevention assembly has been removed, bypassed, or if an unprotected cross-connection exists on the premises. Service will not be restored until such conditions or defects are corrected.

3.2.2 The customer's system should be open for inspection at all reasonable times to authorized representatives of the Village of Angola Water Department to determine whether cross-connections or other structural or sanitary hazards, including, violations of these regulations, exist. When such a condition becomes known, the General Crew Chief shall deny or immediately discontinue service to the premises by providing for a physical break in the service line until the customer has corrected the condition(s) in conformance with state/provincial and city statutes relating to plumbing and water supplies and the regulations adopted pursuant thereto.

3.2.3 An approved backflow-prevention assembly shall be installed on each service line to a customer's water system at or near the property line or immediately inside the building being- served; but in all cases, before the first branch line leading off the service line wherever the following- conditions exist:

3.2.3a In the case of premises having an auxiliary water supply that is not or may not be of safe bacteriological or chemical quality and that is not acceptable as an additional source by the General Crew Chief, the public water system shall be protected against backflow from the premises by installing an approved backflow-prevention assembly in the service line, appropriate to the degree of hazard.

3.2.3b In the case of premises on which any industrial fluids or any other objectionable substances are handled in such a fashion as to create an actual or potential hazard to the public water system., the public system shall be protected against backflow from the premises by installing an approved backflow-prevention assembly in the service line, appropriate to the degree of hazard. This shall include the handling of process waters and waters originating from the utility system that have been subject to deterioration in quality.

3.2.3c In the case of premises having (1) internal cross-connections that cannot be permanently corrected and controlled, or (2) intricate plumbing and piping arrangements or where entry to all portions of the premises is not readily accessible for inspection purposes, making it impracticable or impossible to ascertain whether or not dangerous cross-connections exist, the public water system shall be protected against backflow from the premises by installing- an approved backflow-prevention assembly in the service line.

3.2.4. The type of protective assembly required under subsections 3.2.3a, 3.2.3b, and 3.2.3c shall depend upon the degree of hazard that exists as follows:

3.2.4a In the case of any premises where there is an auxiliary water supply as stated in subsection 3.2.3a of this section and it is not subject to any of the following rules, the public water system shall be protected by an approved air-gap separation or an approved reduced-pressure principle backflow-prevention assembly.

3.2.4b In the case of any premises where there is water or substance that would be objectionable but not hazardous to health, if introduced into the public water system, the public water system shall be protected by an approved double check valve assembly.

3.2.4c In the case of any premises where there is any material dangerous to health that is handled in such a fashion as to create an actual or potential hazard to the public water system, the public water system shall be protected by an approved air-gap separation or an approved reduced-pressure principle backflow-prevention assembly. Examples of premises where these conditions will exist include sewage treatment plants, sewage pumping stations, chemical manufacturing plants, hospitals, mortuaries, and plating plants.

3.2.4d In the case of any premises where there are "uncontrolled" cross connections, either actual or potential, the public water system shall be protected by an approved air-gap separation or an approved reduced-pressure principle backflow prevention assembly at the service connection.

3.2.4e In the case of any premises where, because of security requirements or other prohibitions or restrictions, it is impossible or impractical to make a complete in-plant cross-connection survey, the public water system shall be protected against backflow from the premises by either an approved air-gap separation or an approved reduced-pressure principle backflow-prevention assembly on each service to the premises.

3.2.4f In the case of any premises where, in the opinion of the General Crew Chief, an undue health threat is posed because of the presence of extremely toxic substances, the General Crew Chief may require an air gap at the service connection to

protect the public water system. This requirement will be at the discretion of the General Crew Chief and is dependent on the degree of hazard.

3.2.5 Any backflow-prevention assembly required herein shall be a model and size approved by the General Crew Chief. The term approved backflow-prevention assembly shall mean an assembly that has been manufactured in full conformance with the standards established by the American Water Works Association titled:

ANSI/AWWA C510-89-Standard for Double Check Valve Backflow-Prevention Assembly, and AWWA C511-89-Standard for Reduced-Pressure Principle Backflow Prevention Assembly, and have met completely the laboratory and field performance specifications of the Foundation for Cross-Connection Control and Hydraulic Research (FCCCHR) of the University of Southern California established by "Specification of Backflow-Prevention Assemblies"-See. 10 of the most current issue of the Manual of Cross-Connection Control.

Said AWWA and FCCCHR standards and specifications have been adopted by the General Crew Chief. Final approval shall be evidenced by a "Certificate of Approval" issued by an approved testing laboratory certifying full compliance with said AWWA standards and FCCCHR specifications.

The following testing laboratory has been qualified by the General Crew Chief to test and certify backflow preventers: Foundation for Cross Connection Control and Hydraulic Research, University of Southern California, University Park, Los Angeles, CA 90089.

Testing laboratories, other than the laboratory listed above, will be added to an approved list as they are qualified by the General Crew Chief.

Backflow preventers that may be subjected to backpressure or backsiphonage that have been fully tested and have been granted a certificate of approval by said qualified laboratory and are listed on the laboratory's current list of approved backflow-prevention assemblies may be used without further testing or qualification.

3.2.6 It shall be the duty of the customer-user at any premises where backflow prevention assemblies are installed to have certified inspections and operational tests made at least once per year. In those instances where the General Crew Chief deems the hazard to be great enough, certified inspections may be required at more frequent intervals. These inspections and tests shall be at the expense of the water user and shall be performed by the assembly manufacturer's representative, water department personnel, or by a certified tester approved by the General Crew Chief. It shall be the duty of the General Crew Chief to see that these tests are made in a timely manner. The customer user shall notify the General Crew Chief in advance when the tests are to be undertaken so that the customer-user may witness the tests if so desired. These assemblies shall be repaired, overhauled, or replaced at the expense of the customer-user whenever said assemblies are found to be defective. Records of such tests, repairs, and overhaul shall be kept and made available to the General Crew Chief.

3.2.7 All presently installed backflow-prevention assemblies that do not meet the requirements of this section but were approved assemblies for the purpose described herein at the time of installation and that have been properly maintained, shall, except for the inspection and maintenance requirements under subsection 3.2.6, be excluded from the requirements of these rules so long as the General Crew Chief is assured that they will satisfactorily protect the utility system. Whenever the existing assembly is moved from the present location, requires more -than minimum maintenance, or when the General Crew Chief finds that the maintenance constitutes a hazard to health, the unit shall be replaced by an approved backflow-prevention assembly meeting the requirements of this section.

3.3 Residential Dual Check

3.3.1 Effective the date of the acceptance of this Cross-Connection Control Program for the Village of Angola all new residential buildings will be required to install a residential dual check device immediately downstream of the water meter. (Ref. Figure 37 page 24.) Installation of this residential dual check device on a retrofit basis on existing service lines will be instituted at a time and at a potential cost to the homeowner as deemed necessary by the Department.

The owner must be aware that installation of a residential dual check valve results in a potential closed plumbing system within his residence. As such, provisions may have to be made by the owner to provide for thermal expansion within his closed loop system, i.e., the installation of thermal expansion devices and/or pressure relief valves.

3.3.2 Strainers

The Department strongly recommends that all new retrofit installations of reduced pressure principle devices and double check valve backflow preventers include the installation of strainers located immediately upstream of the backflow device. The installation of strainers will preclude the fouling of backflow devices due to both foreseen and unforeseen

circumstances occurring to the water supply system such as water main repairs, water main breaks, fires, periodic cleaning and flushing of mains, etc. These occurrences may "stir up" debris within the water main that will cause fouling of backflow devices installed without the benefit of strainers.

SECTION 4: FEES AND CHARGES

The Water Department will publish a list of fees and charges for the following services or permits: testing fees, retesting fees, reinspection fees, after hour inspections or tests fees.

SECTION 5: PENALTIES

Any customer who violates this Chapter or fails to comply with an order issued by the General Crew Chief shall be guilty of a violation pursuant to the penal law and shall be subject to a fine not to exceed \$250.00.

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 4

FOR THE YEAR 2008 – VILLAGE OF ANGOLA

PLEASE TAKE NOTICE, there has been introduced before the Board of Trustees of the Village of Angola on the 11th day of August, 2008, proposed Local Law No. 4 for the year 2008 adding Chapter 40 to the Village of Angola Municipal Code, entitled "Control of Backflow and Cross-Connections."

Said proposed Local Law adds Chapter 40 to the Village of Angola Municipal Code providing for the control of backflows into the public water system.

Please take further notice that pursuant to Section 20 of the New York Home Rule Law a public hearing will be held on the aforesaid proposed local law before the Board of Trustees of the Village of Angola, New York at the Village Hall, 41 Commercial Street, Angola, NY at 8:05 p.m. on the 8th day of September, 2008 at which time all interested persons will be heard.

MOVED BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

#5 APPROVE DPW EQUIPMENT SURPLUS

WHEREAS, The Village of Angola declares surplus, one 1987 FORD MODEL #954 ROTARY CUTTER, which is in need of major repairs, and it has been taken out of service,

THEREFORE, BE IT RESLOVED, that the Village of Angola, Board of Trustees hereby declares one 1987 FORD MODEL #954 ROTARY CUTTER as surplus, and will advertise for sealed bids at a minimum of \$100.00, in the Angola Penny Saver, said bids will be accepted until Friday August 22 at 2:PM and will be opened at that time. **MOVED BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

Offered by Trustee Houston

*******TABLED***** #6 BRUSH CHIPPING POLICY**

This resolution tabled until further discussion, will schedule a workshop on September 8, 2008

WHEREAS the Village Board of the Village of Angola, hereby approves the Brush Chipping Policy as, as prepared by the Village DPW Crew Chief Jeffrey Kaminski, and dated August 11, 2008 as follows

Brush Chipping will be done during the third week of the month-April-October

Brush should be put curbside no more than one week before pickup.

CUT ENDS OUT! Please leave as long as possible for one person to handle lightly, 8" diameter maximum, No stumps.

Small amounts of branches should be broken up and put in garbage cans or tied in bundles no longer than four feet, and put out with your regular garbage pickup.

PLEASE NOTE: leaves are NOT picked up except in the Fall between the months of October and the first major Snow fall (or December 1)

The DPW chipping program is in place to provide Village residents with a way to dispose of storm damaged trees and occasional trimmings. If you are cutting large trees, doing a large amount of trimming, or clearing a lot, you should retain the services of a tree contractor and have the cutting and chipping done by the contractor. Trees cut down by a contractor or tree service WILL NOT be chipping by the Village.

#7 APPROVE PROPOSAL FOR CEMENT PAD

WHEREAS, the Village of Angola received funding for the construction of a cement pad in front of the Angola Fire Hall on South Main Street to accommodate the purchased Arial Truck,

WHEREAS, the DPW Crew Chief received three (3) proposals for said work, and one being lower than the other two, at a cost of \$8,291.25 from Proline Concrete of WNY, INC out of North Collins NY

BE IT RESOLVED, the Angola Board of Trustee hereby accepts proposal from Proline Concrete, in the amount of \$8,291.25 pending references and approval of such by the DPW Crew Chief, if said references fail, the DPW Crew Chief will take the next lowest proposal from Ahrens and Wells in the amount of \$9,930.00. **MOVED BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED- BOARD REQUESUTS FIRE DEPARTMENT TO FIND LOCATION FOR THE TRUCK**

#8 APPROVE PAYMENT TO ENGINEER GALLO FOR CEMENT PAD

WHEREAS, the Village of Angola received funding for the construction of a cement pad in front of the Angola Fire Hall on South Main Street to accommodate the purchased Arial Truck,

WHEREAS, the Village Engineer performed services for the above mentioned project to prepare the site plan and specifications,

BE IT RESOLVED, the Angola Board of Trustee hereby approves payment to the Village Engineer, Donald Gallo, for services rendered for the South Main Street Fire Hall cement Pad, in the amount of \$975.70 **MOVED BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#9 APPROVE END OF YEAR BUDGET TRANSFERS TO CLOSE FY 2007-2008

BE IT RESOLVED, The Village Board of the Village of Angola hereby approves the attached Budget Line Transfers made by the Village Clerk Treasurer, Linda Giancarlo, to close out Fiscal Year 2007-2008, and as is reflected in the Annual Report.

MOVED BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

BUDGET TRANSFERS TO CLOSE FISCAL YEAR 2007-2008

The following are the budget transfers done to complete
the closing of the accounting records for the **GENERAL FUND**

For the Village of Angola to close out fiscal year 2007-2008

AMOUNT	FROM	TO	AMOUNT
\$225.00	1010.1	1010.4.1	\$225.00
\$617.91	1010.4.2	1010.4.1	\$617.91
\$964.10	1010.4.3	1010.4.1	\$174.68

		1010.4.4	\$789.42
\$550.00	1110.1.3		
\$215.50	1110.2		
\$580.53	1110.4.5	1110.4	\$1,346.03
\$588.36	1325.1	1325.1.3	\$204.33
\$230.01	1325.2	1325.4.2	\$409.00
\$95.00	1325.4.1	1325.4	\$300.04
\$812.50	1110.4.3		
\$9.47	1110.4.5	1010.4.4	\$821.97
\$445.00	1420.4		
\$0.04	1420.1		
\$743.81	1620.2		
\$3,981.51	1620.4	1440.4	\$315.00
\$584.55	1620.4.2	1450.4	\$262.80
\$489.39	1620.4.4	1620.4.1	\$5,666.50
\$271.81	1670.4.1	1010.4.4	\$964.49
\$63.00	1670.4.3	1210.4.2	\$2,818.45
\$13,144.30	1910.4	1325.4	\$999.94
		1325.4.3	\$540.76
		1325.4.4	\$319.11
		1620.4.1	\$1,198.87
		1920.4	\$2,924.30
		1950.4	\$431.23
		8160.4	\$2,598.68
		3620.4	\$683.28
\$22,997.02	3120.1.3		
\$13,000.00	3120.2		
\$6,621.88	3120.1.4		
\$5,770.62	3120.1.4.1		
\$1,800.00	3120.2.2		
\$1,675.00	3120.4		
\$2,018.35	3120.4.1		
\$6,117.13	3120.1.2.1	3120.4.3	\$60,000.00
\$518.00	8010.4	8010.4.1	\$518.00
\$1,792.06	3410.4.6	3410.4	\$1,792.06
\$322.33	8020.4	8020.4.1	\$322.33
\$32,526.26	3120.1.2	3620.4	\$12,571.72
		4020.4	\$90.00
		5182.4	\$5,404.51
		5142.4.1	\$320.45
		5110.2.2	\$13,906.41
		8020.4.1	\$233.17
\$301.90	5010.1	5010.1.1	\$13.74
		5010.1.2	\$13.66

		5010.4	\$274.50
\$3,450.07	5110.1.1		
\$2,499.28	5110.1.2		
\$1,448.07	5110.2.3		
\$3,532.87	5110.4	5110.1	7144.98
\$2,209.22	5110.4.2	5110.2.1	6204.18
\$843.70	5110.4.3	5110.2.2	685.98
\$5,580.36	5110.4.4	5110.4.1	\$5,528.43
\$233.57	5142.2	5142.4.1	\$233.57
\$1,312.48	9060.8	9089.8	\$1,312.48
\$141,181.96			\$141,181.96

The following are the budget transfers done to complete
the closing of the accounting records for the **WATER FUND**
for the Village of Angola to close out fiscal year 2007-2008

AMOUNT	FROM	TO	AMOUNT
\$765.50	1910.4		
\$498.36	1440.4	1950.4	\$1,263.86
\$77.29	8310.1	8310.1.5	\$77.29
\$414.65	8320.4		
\$583.00	8310.1		
\$700.00	8310.1.1		
\$605.95	8310.1.2		
\$954.67	8310.1.3		
\$2,592.59	8310.2		
\$260.94	8310.4.1		
\$113.37	8310.4.2		
\$72.50	8310.4.3		
\$1,434.69	8340.1		
\$2,365.64	8340.1.1		
\$11,995.90	8340.2		
\$202.88	8340.2.1		
\$9,938.53	8340.4		
\$1,556.26	9060.8	8320.4.1	\$33,791.57
\$8.12	9060.8	8340.1.2	\$8.12
\$3,503.62	9060.8	8340.4.1	\$1,934.26
		8340.4.2	\$544.36
		8340.4.4	\$1,025.00
\$38,644.46			\$38,644.46

The following are the cash transfers done to complete
the closing of the accounting records for the **CAPITAL PROJECTS**
for the Village of Angola to close out fiscal year 2007-2008

AMOUNT	FROM	TO
\$942.70	GENERAL	H3 Main Street
\$13,496.83	GENERAL	H4 Newton St Waterline

\$2,820.00	GENERAL	H6 Franklin Street Subdivision
\$24,249.51	GENERAL	H16 N. Main Sidewalks
\$448.88	GENERAL	H17 CDBG Main Street Waterline
\$1,050.00	GENERAL	H13 GOYA
\$13,496.84	WATER	H4 Newton Street Waterline
\$1,526.74	FUND	H8 School/Maple Waterline
\$1,500.00		Water Plant/Oil Seperator
\$59,531.50		

Approved by the Village of Angola Board of Trustees

Date

8/11/08

Village Clerk Treasurer - Linda

Giancarlo

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED. Motion approving the following: General Fund Abstract #004, Checks #6452 to #6498 in the total amount of \$38,649.11 and plus Payroll #16 & 17; Water Fund Abstract #004 Checks #1640 to #1655 in the total amount of \$28,236.59 plus Water Payroll #16 & 17

Chuck Wilson reported that training will be starting upstairs September 25th and may be noisy.

ADJOURN to the next scheduled regular Board Meeting on Monday, September 8, 2008 at 7:00 P.M.
WORKSHOP AT 6:30 TO REVIEW BRUSH CHIPPING POLICY WITH DPW, AND CODE ENFORCMENT OFFICER

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED, MEETING ADJOURNED AT 8:40PM

Submitted By



Linda Giancarlo
Village Clerk-Treasurer

INDEX – September 8, 2008

VISITORS: Marlene Vail; Gary Bennett NFTA; Anne Hussey; Salvatore Mogavero

COMMUNICATIONS: Proclamation for Samuel DeJohn; commended Officer Bruce Green; Fire Department Blood Drive; Lead Awareness and Safety classes; North Evans Fire truck dedication; Metro Reality wants to meet with the Board

TRUSTEE HOUSTON: Rural Transit Meeting report; Eber Inman recognized for volunteer service; unveiling of Railroad Historical Memorial sign; AIM funding for Villages from Albany; check presented for replacement drinking fountain

TRUSTEE DEJOHN: Issue on Lake Street; meeting with Erie County Executive Chris Collins, congratulated Police Chief Ernest Masullo

TRUSTEE WILSON: Gowans Road meter pit reimbursement; Fire Department training; Fire Chief Dennis Allen Benefit report

TRUSTEE TUBINIS: No report

MAYOR FRAWLEY: 911 Memorial; tour of Goya with Erie County Executive Chris Collins; historic sign dedication; Erie County Governments meeting report; disappointment in NFTA "Whistle Stop" tour excluding Angola

ATTORNEY: sale of Water Plant

POLICE: 1 year report since the Town and Village combined services; requested that the house numbering law be enforced for fire and police safety

GENERAL CREW CHIEF: repair work on sink holes; Woodland Parkway pot-hole; requested an update on Herman Park project; Storm Sewer complaint; handicapped sign; paving questions; Memorial Tree maintenance

FIRE COMMISSIONERS: EMT training; Blood Drive on September 21; First Aid projector purchase; repair of the CO2 sensor; 50 year service dinner; cement pad plans discussion; repair of siren; fire department spending concerns.

CODE ENFORCEMENT: No report; commended for resolving many issues this summer

PLANNING: Absent

ZONING: No report; Gene Kauzala approved as Alternate Zoning Board member

CLERK-TREASURER: attending NYCOM Fall Training School; report on fall at Gazebo; USRDA Compliance review

OLD BUSINESS: sale of Water Plant; Thruway water; Senior Housing; Intercontinental Building; Veterans' Exemption; Boys and Girls Club; 911 Memorial; NFTA Bus Shelter; Library addition; Library contract with Town

NEW BUSINESS: Union Contract

RESOLUTIONS:

- 1) Adopt Proposed LL#4 as LL#3 of 2008 Control of Backflow/Cross Connections
- 2) Establish the Angola Park and Gazebo Committee
- 3) Authorize Assemblage Application Extending Cruise Nights
- 4) Authorize Assemblage Lake Shore High School Homecoming
- 5) Authorize Gazebo Centennial Park for 911 Memorial
- 6) Approve Public Hearing for the 2008-2009 CDBG Funds
- 7) Approve Clerk's Attendance at the NYCOM Fall Training School
- 8) Approve DPW Crew Chief Attendance at the NYCOM Public Works Fall Training School
- 9) Approve Portion of Commercial Street for Historic Development (TABLED)
- 10) Approve Public Notice for Parking for Rockefeller Memorial
- 11) Authorize Gazebo Centennial Park for Angola Library
- 12) Authorize Address for Building Lot on Joyce Lane

7

]

3

MINUTES
Village of Angola Regular Board Meeting
Monday September 8, 2008
7:00 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 September 8, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Andrew Yusick, Village Attorney; Jeffrey Kaminski- General Crew Chief; Lynne Kaminski and Mark Goodway-Fire Department Commissioners; Charles LaBarbera-Code Enforcement Officer; Paul Cooper – Zoning Board Chairman; Salvatore Mogavero-Angola Fire Department; Gene Kauzala- to be appointed alternate to zoning board; Ernest Masullo-Town of Evans Chief of Police;

GUESTS: in attendance were, Arlene Vail; Gary Bennett NFTA; Anne Hussey; Salvatore Mogavero.

PLEDGE OF ALLEGIANCE was led by Chief Ernest Masullo.

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF AUGUST 11, 2008, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED.

Mayor Frawley opened the Board meeting with a proclamation honoring former Town of Evans Police Chief, Samuel DeJohn as he celebrates his retirement:

Whereas, Samuel DeJohn has been one of the most wholehearted public servants to ever serve a community, and

Whereas, for over 36 years, the Town of Evans and the Village of Angola have been the recipients of his superior Public service, and

Whereas, in 1966, Samuel DeJohn enlisted to serve our Country as a United States Marine during the Vietnam War, and

Whereas, in 1971 he married Denise, made his home in the Village of Angola, became the proud father of Scott and Terra, and proud grandfather of Darian and Zachary, and

Whereas, we recognize Sam who has committed himself not only to his family, but to his community and to his work as he held many honorable titles in the Town of Evans and the Village of Angola Police Departments, and

Whereas, from April 1, 1972 through August 23, 2008, Sam has unselfishly dedicated his time for the security of his fellow man while serving as Patrol Officer, Detective, Lieutenant Detective and Chief of Police, and

Whereas, the commendable service of Samuel DeJohn has been a valuable asset to our community, to our country, and to his family.

Now, Therefore, Be It Resolved, that upon this occasion of the celebration of retirement from the Town of Evans Police Department as of August 23, 2008, I Howard M. Frawley, as Mayor of the Village of Angola on behalf of the Village Board of Trustees and all Village residents do hereby congratulate Samuel DeJohn as he begins a new chapter in his life and hereby proclaim Friday September 19, 2008 as: ***Samuel V. DeJohn Day***

Mayor Frawley presented the plaque to Trustee DeJohn on behalf of her husband, and wished him congratulations and complimented him for the fine job he has done for all.

Trustee DeJohn announced her gratitude towards the Village Board for honoring her husband. He has had a wonderful career. He was dedicated to his career. She spoke of his work involved in the Bike Path Rapist. She will be having a retirement party for him on September 19, 2008 at Captain Kidds restaurant and would like the board to RSVP.

VISITORS:

- **Marlene Vail – 45 School Street** – voiced a complaint regarding the Angola Moose Club on N. Main Street. They have an open dumpster, and the smell of garbage is coming into her home. There are people urinating in the back parking lot. The music and noise levels are very loud. The patrons are speeding out of the lot and honking their horns at late hours of the night. The property grounds have not been maintained and the weeds are pulling her fence down. Chief Masullo, Mayor Frawley and Code Enforcement Officer LaBarbera will tackle this issue. Chief Masullo reported that the police have already addressed this organization and will return to take it to the next level. The clerk will mail an update to Mrs. Vail when a report is available.
- **Gary Bennet-NFTA-** has been riding the NFTA Bus around the area to find a good location for a Park and Ride for the NFTA Bus, and has noticed that many people get on and off the bus, at the empty lot in front of the Village Parking Lot, and thought this may be a good location. The board will discuss this further. The board also expressed an interest in a Bus Shelter and discussed if the previous location in front of the Taste of the Midway was a good location. They will also discuss this location.
- **Anne Hussey-9 Oatman Ave-**
 - Complained at a previous meeting regarding the train noise and presented a photo of noise limitations the trains are under in Dunkirk. She is thinking of starting a petition, she has talked to CSX. Trustee Wilson reported that he was gathering information from his contacts and will call her personally on Friday.
 - Complained that the property at 95 Commercial Street has been abandoned for 4-5 years and is an eyesore. It is ruining the property values. There are old cars, high weeds and untrimmed trees. She stated that her husband has been maintaining the bushes and weeds just to keep it presentable.

Code Enforcement officer Charles LaBarbera asked them not to maintain this property, it's the responsibility of the Village and he has sent a contractor back and forth over there doing maintenance. When her husband does any kind of work, it causes confusion when he sends maintenance workers there. It is being maintained by the Village and going on the owners tax bill. The owners have been sent a violation notice.

NO OTHER COMMENTS CAME FROM THE FLOOR.

COMMUNICATIONS:

Mayor Frawley reported the following:

- Commended Evans Police Office Bruce Green for stopping crime on the Railroad Tracks that could have caused a Train Derailment.
- Fire Department is looking to hold a blood drive. September 21. Commissioner Kaminski will report.
- Erie County Dept of Health offering Lead safety and Lead Awareness classes September 16 and September 30 in Buffalo
- North Evans Fire District truck dedication September 14.

Trustee Houston reported the following

- Mentioned that Thomas Pecora from Metro Realty would like to meet with the board. The board will schedule a workshop.

DEPARTMENT HEADS COMMITTEE REPORTS:

TRUSTEE HOUSTON

- Represented the community by attending the Rural Transit Meeting-Reported that Angola resident Eber Inman from Mill Street was recognized for volunteering over 4000 hrs.
- Attended the unveiling of the Railroad Historical Memorial Sign at Mill Street & Gowans Road, September 27th. Thought the News provided good coverage.
- Called local state officials regarding state funding cuts that were to take place in Albany. He received a return call informing him that the AIM for Villages funding was not cut.
- Angola Park and Gazebo had a successful year. Trustee Houston presented a Check to the Village of Angola in the amount of \$500.00 to contribute toward a replacement drinking fountain for the park.

TRUSTEE DEJOHN –

- Discussed resolving a Lake Street issue with the DPW crew chief.
 - Reported that she and Trustee Tubinis will be attending a meeting with Erie County Executive Christopher Collins regarding direction and support to enhance the Main Street business district.
 - Congratulated the new Police Chief Ernest Masullo
- Chief Masullo** thanked the board for welcoming him, and also thanked the board for their quick response resolving a water issue he had.

TRUSTEE WILSON –

- Reported that he and Trustee Houston sent a letter to the Town of Evans on August 13th to resolve an old issue regarding money the Town of Evans owed to the Village from a meter Pit water issue on Gowans Road. He was happy to report that payment in full in the amount of \$3531.88 had been made to the Village.
 - Announced that the Fire Department training is going well. It is nice to see the Angola Fire Department as a central location for this training. Reported he was very proud of the explorers as they went around and greeted new residents in the Village.
- Commissioner Kaminski** reported that the explorers do this anytime a new resident moves in. They visit them and bring them a smoke detector.
- Reported that the benefit for Evans Center Fire Chief Dennis Allen went very well. Commended the entire community for their contribution and attendance for this event. It was nice to see that Dennis was in attendance.

TRUSTEE TUBINIS:

- **Nothing to report**

MAYOR FRAWLEY–

- Reported that the 911 Memorial is scheduled for this Thursday, September 11, 6:30 at the Gazebo. Cruise night will be cancelled for this event. Announced that all local emergency organizations were invited to attend.
- Had a meeting with County Executive Christopher Collins and Robert Drago of Goya for a tour of the new Goya distribution center and discussion of power reduction costs for Goya. Dedication of the new plant will be scheduled soon.
- Attended the historic sign dedication, for the Angola Horror and complimented the media's coverage. Received many inquiries regarding the Rockefeller memorial.
- Attended the Erie County Governments meeting, discussed the NFTA Metrolink that runs from the McKinley Mall to Gowanda.

Trustee DeJohn announced her disappointment that the NFTA will be holding a "Whistle Stop" which will tour the Southtowns from Silver Creek to Niagara Falls, next Tuesday, emphasizing Wine

trails, the Railroad, and Waterways and does not understand how Angola got left out of the loop for this event. **Paul Cooper** gave the name of John Dischullo promotions director of Channel 7. Trustee DeJohn said Diane Sawyer was airing this event nationally. **The Clerk will try to call to see if we can get included.**

- Attended the Erie County Governments Association meeting on August 28. Reported that there were people from all parts of Erie County in attendance discussing the creation of a new Erie County Planning Board. The discussion concluded not having any representation for the Southtowns community on this planning board. Executive Collins was not in favor with the planning board's presentation and wants to further review their plans before allowing them to move forward. Mayor said he reported on the Kevin Gaughan program, and the Association of Towns press conference to be held in October.

ATTORNEY –

- Sale of water plant- DEC required amendment to the Map, which was done along with mylars in tubes (not folded) along with 6 paper maps. Things should be moving forward.

POLICE- Chief Ernest Masullo-

- Reported that is coming close to the 1-year anniversary of the Town of Evans Police service to the Village and complimented how well things were going. There are some issues regarding the phone lines going properly to the police department and lieutenant Hepkins may come in to work with the Village Clerk to try to rectify this. The board commended their quick response to calls. Chief Masullo reported that this has been the busiest year in the 31 years he has been on the force, they are looking to hit at around 32000 calls for service, between the Village of Angola and the Town of Evans by the end of December. They far outweighs the larger towns.

Salvatore Mogavero-asked on behalf of the Fire Department if the police and the Village can enforce the house numbering law. They are finding it hard to find addresses.

8:00PM PUBLIC HEARING: PROPOSED LL 3 OF 2008 AMENDING THE ZONING MAP
Motion to Close Regular Board Meeting and Open Public Hearing Made by Trustee Houston,
seconded by Trustee DeJohn, unanimously Carried.

Clerk Read Announcement:

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 3 FOR THE YEAR 2008 – VILLAGE OF ANGOLA

PLEASE TAKE NOTICE, there has been introduced before the Board of Trustees of the Village of Angola on the 21st day of July, 2008, proposed Local Law No. 3 for the year 2008 amending Chapter: 30 Article: II Section: 30.22 of the Village of Angola Municipal Code.

Said proposed Law provides for the amendment of Section 30.22 Zoning Map to provide that the Zoning Map of the Village of Angola is amended so that the following described area formerly located in a R-1 (One Family Residential District) and R-3 (Multi Family Residential District) zone are reclassified and changed to B-2 (Business District) and a R-2 (Two Family Residential District) zones. 151 South Main Street and 10 Penn Avenue being SBL numbers SBL# 251.07-3-23.1 and SBL #251.07-3-24 and being further described as follows:

ALL THAT PARCEL OF LAND BEING SITUATED in the Village of Angola, Town of Evans, County of Erie and State of New York, being part of Lot #55, Township 8, Range 9, of the Holland Land Company Survey and further described as follows:

COMMENCING at the intersection of the north line of Mesi Drive and the westerly line of Main Street; thence northerly along the westerly line of Main Street 270 feet to a point; thence westerly, parallel to the south line of Lot 55, 433 feet; thence northerly, parallel to Main Street, 130 feet; thence

westerly parallel to the south line of Lot 55, 311 feet; thence southerly, parallel to Main Street, 425 feet to a point; thence easterly parallel to the south line of Lot 55, 311 feet to a point; thence continuing westerly along a line parallel with the south line of Lot 55, 175.92 feet; thence continuing westerly along the northerly line of Mesi Drive, 127 feet to the point or place of beginning.

PLEASE TAKE NOTICE, that pursuant to Sections 706 and 708 of the Village Law of the State of New York, a public hearing will be held on the aforesaid proposed Law before the Board of Trustees in the Village of Angola, New York at the Village Hall, 41 Commercial Street, Angola, NY at 8:00 p.m. on the 8th day of September at which time all interested persons will be heard.

Mayor Frawley offered any input from the floor. No comments received from the floor.

Attorney Yusick explained the details of this law, the area affected by this law, is on South Main Street where the Clark/Brant Garage is located. The board offered no resolution for this Local law, due to time (30 days) has not expired for the County to review or act on yet.

Motion to Close Public Hearing Made by Trustee Wilson, seconded by Trustee Tubinis, unanimously Carried.

8:05PM PUBLIC HEARING: PROPOSED LL 4 OF 2008 BACKFLOW PREVENTION

Motion to Open Public Hearing #2 Made by Trustee Houston, seconded by Trustee Wilson, unanimously Carried.

Clerk Read Announcement:

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAW NO. 4 FOR THE YEAR 2008 – VILLAGE OF ANGOLA

PLEASE TAKE NOTICE, there has been introduced before the Board of Trustees of the Village of Angola on the 11th day of August, 2008, proposed Local Law No. 4 for the year 2008 adding Chapter 40 to the Village of Angola Municipal Code, entitled "Control of Backflow and Cross-Connections." Said proposed Local Law adds Chapter 40 to the Village of Angola Municipal Code providing for the control of backflows into the public water system.

Please take further notice that pursuant to Section 20 of the New York Home Rule Law a public hearing will be held on the aforesaid proposed local law before the Board of Trustees of the Village of Angola, New York at the Village Hall, 41 Commercial Street, Angola, NY at 8:05 p.m. on the 8th day of September, 2008 at which time all interested persons will be heard.

Mayor Frawley offered any comments from the floor. No comments were heard from the floor.

Attorney Yusick commented on the details of this law, this local law is required as part of the Backflow and Cross connections policy involving public water systems.

Motion to Close Public Hearing Made by Trustee DeJohn, seconded by Trustee Wilson, unanimously carried.

Motion to Re-enter Regular Board meeting Made by Trustee Wilson, seconded by Trustee DeJohn, unanimously carried

GENERAL CREW CHIEF –

- He will start repair work this week on 2 big sinkhole issues and the storm tile on the 12" pipe near 139 S. Main, in back of the old canning factory, now the Clark-Brant Garage. Attorney directed the Crew Chief to contact the owner of this property for a copy of their survey and deed.

Trustee Houston asked DPW Crew Chief to look at the pot-hole on Woodland Parkway hill- DPW reported that he will repair that when they start the road work

Mayor Frawley also asked him to contact Grant writer Lori Szewczyk regarding an update on the Herman Park project.

- Crew Chief reported that he investigated the Storm Sewer complaint by Salvatore Sack and everything is running and draining properly, its okay.
- He will order the handicap Sign for Mill and orchard.

Mayor Frawley asked a couple questions of the DPW.

Why August Paving? Crew Chief reported that he cannot pave sufficiently in the other summer months because that is when the employees take their vacations, and other summer work needs to be addressed.

Memorial trees- who is responsible for weeds and maintenance? The Friends of the Village were maintaining some, the Clerk also contacted the Senior Center, and mentioned that she and Trustee DeJohn were trying to schedule an afternoon to do some. Claddagh Commission individuals did some weeding each week.

FIRE COMMISSIONERS –

Lynne Kaminski-

- Three training classes are now going on at the Fire Hall. Hazmat; EMT Classes and Emergency Vehicle Operations classes in Saturdays.
- **Motion made by Trustee Houston, seconded by Trustee Wilson, unanimously carried to approve Blood Drive** scheduled for Sunday, September 21st 11-4 at the Fire Hall.
- **Motion made by Trustee Wilson, seconded by Trustee Houston, unanimously carried to approve the First Aid Squad to purchase a projector** that connects to the computer for training purposes. The price will not exceed \$600.00.
- Repair of the CO2 sensor for Truck #2 is \$150.00, the work will be done by Charles Carlson.
- There will be a 50 year of service dinner honoring three members of the Angola Fire Company, William Houston, Richard Carlson and Jack Hienrich
- The Board discussed some issues they were having with a few members of the Fire Department wanting a change in the layout of the cement pad in front of Station 2. They wanted an additional pad in front of a planned new doorway, and they wanted the drain swale removed due to fear of the bump causing damage to the ladder truck.
- **Commissioner Kaminski** complained that this change was not discussed with either her or Commissioner Goodway, and stated that this drainage swale has been there for years and never did nor never will cause damage to a truck.
- **Trustee Wilson** Agreed with commissioner Kaminski that communication should have been open, and the drain should not be an issue at all. He states that a plan was already approved and any additional cost, if approved, should not exceed the grant.
- **Trustee Houston** complained that the plans for the Cement Pad have been moving forward for over a year, and these plans have been available at the Village Hall and in the Fire Department for anyone to review, and certain members now want a change order put in place after proposals have been approved.
- **Trustee Houston** also mentioned a workshop request from Fire Chief. Most of the questions asked in his letter can be answered without a workshop. The Clerk will reply.
- **Trustee Houston** asked if the Village received a second proposal from Commissioner Beck for the repair of the Siren, The Clerk replied that no other proposals came in, and therefore no approval has been made to repair the siren. Commissioner Kaminski has not been notified of this request and will follow up.
- **Trustee DeJohn** voiced her concern over a few members of the Fire Company spending and requesting change orders without discussing these issues with anyone else. She requested they follow the rules originally laid out for them, which would be to fill out a request form, have all three commissioners and the liaison sign before it comes to the board for approval. She wants to know why this is not being enforced.

Fire Dept (Cont'd)

Motion made by Trustee Houston, seconded by Trustee Wilson, unanimously carried to approve an amendment of the Cement Pad, because the Fire Department needed a change in the design to include a pad by a planned new front door. Motion to approve amendment according to approval of contractor and engineer, as long as it does not exceed the original \$10,000 grant.

CODE ENFORCEMENT – Charles LaBarbera stated No Report:

- The Board thanked the Code Enforcement officer for resolving many issues this summer.

PLANNING – ABSENT –

ZONING – Chairman Paul Cooper- had no report to offer.

Motion to approve Gene Kauzala as Alternate to zoning board made by Trustee Tubinis, seconded by Trustee Wilson, unanimously carried.

Trustee DeJohn thought it was important to recognize Gene Kauzala

CLERK-TREASURER –

- Will be attending the Fall Training School September 15-19th
- Fall at Gazebo pending a response from the insurance carrier.
- USRDA Compliance review is scheduled for tomorrow.

OLD BUSINESS:

1. Sale of Water Plant --Discussed
2. Thruway Water- Mayor scheduled a meeting with the NYS Thruway Director next month
3. Senior Housing- Plans are moving forward, site plan is in place for CEO to review.
4. Intercontinental Building-pending hold up from county
5. Letter to Town/Veterans Exemption-completed, waiting for response
6. Boys and Girls Club-no news-can remove
7. 911 memorial – discussed-remove
8. Consideration of a NFTA Bus Shelter- pending a meeting
9. Library addition- lost Grant opportunity
10. Library contract with Town- Paid by Town in March, Clerk will have Jonica DiMartino talk with the Town Finance Director Chuck Katra. Attorney said historically the money came to the Village of Angola.) (a subject to discuss at a joint board meeting.)

NEW BUSINESS:

1. Union Contract- not to be discussed, Trustee DeJohn requests a workshop to review.

RESOLUTIONS BEING OFFERED SEPTEMBER 8, 2008

#1 ADOPT Proposed LL#4 as LL #3 of 2008 CONTROL OF BACKFLOW/CROSS CONNECTIONS

WHEREAS, there has been presented before the Village Board, Proposed Local Law No. 4 of 2008 entitled "Control of Backflow and Cross-Connections," and

WHEREAS, a public hearing was held on September 8, 2008 and comments having been received and considered, and

WHEREAS, it has been found to be in the public interest to protect the water supply of the Village of Angola from the possibility of contamination or pollution by isolating customers' internal distribution systems.**NOW, THEREFORE, BE IT RESOLVED**, as follows:

That the Proposed Local Law #4 for the Year 2008 which is attached hereto as Exhibit A is hereby adopted as Local Law #3 for the Year 2008. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#2 ESTABLISH THE ANGOLA PARK AND GAZEBO COMMITTEE

WHEREAS, the Village of Angola owns and maintains a gazebo at High and Center Streets in the Village of Angola, and

WHEREAS, for more than 25 years the Angola Park and Gazebo Committee has performed the following functions related to the gazebo including scheduling of all summer concerts and maintaining a schedule of concerts during the summer months, planting flowers, cleaning the gazebo park area, and providing sanitary facilities for the concerts, and

WHEREAS, it is desirous to ratify and confirm the Committee's functions.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Angola Park and Gazebo Committee is hereby established and its previous actions ratified for the purposes of maintaining a schedule of concerts at the gazebo during the summer months, planting flowers and providing clean up of trash in the gazebo park area after concerts and maintaining sanitary facilities for the concerts.
2. There shall be fifteen (15) members and one chairman to be appointed on an annual basis.
3. The following persons as set forth on the attached list are hereby appointed as members of the Angola Park and Gazebo Committee for the remainder of 2008-2009 year.
4. The appointment of this Committee shall not reduce or limit in any way the authority of any officer or official of the Village of Angola or the Villages responsibility to maintain the Gazebo and approve the committees actions.

William Houston is hereby appointed as Chairman for the remainder of the 2008-2009 year.

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

#3 AUTHORIZE ASSEMBLEDGE APPLICATION EXTENDING CRUISE NIGHTS

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

Tony Troidl, Cruise Night to continue every Thursday Sept 4 through September 25th 2008 from 6:00 to 9:00 P.M. with cars parked on North Main Street between Center 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. Applicant requests that Lake Street to Center be closed for a super Cruise on Sept 25, if a large turnout of vehicles is present. The Angola DPW, Evans Police, Angola Fire Dept and the NFTA will be notified accordingly.

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

#4 AUTHORIZE ASSEMBLAGE LAKE SHORE HIGH SCHOOL HOMECOMING

RESOLVED that the Village of Angola Board of Trustees hereby approves the application from Lake Shore High School Student Government for the purpose of celebrating a Homecoming Parade. The Parade will leave from Angola Fire Hall, proceed down Main Street to the School Bus Garage. This parade will consist of 1 marching unit, 7 vehicles and 6 floats. The date will be Friday October 17th 2008 at 5:45PM. All said roads to be blocked off at 5:15; all local enforcement agencies will be notified. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON,
UNANIMOUSLY CARRIED**

#5 AUTHORIZE GAZEBO CENTENNIAL PARK FOR 911 MEMORIAL

RESOLVED that the Village of Angola Board of Trustees hereby approves the application from Mayor Frawley for the use of the William G. Houston Gazebo and Centennial Park for a 911 Memorial, on Thursday September 11, 2008 at 6:30 PM

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

#6 APPROVE PUBLIC HEARING FOR THE 2008-2009 CDBG FUNDS

RESOLVED that the Village Board does hereby authorize publication of Notice of a Community Development Block Grant Public Hearing to be held at 8:00 P.M. Monday, October 20, 2008 at the Angola Village Hall, 41 Commercial Street, Angola, New York 14006 regarding the prospective projects for use of Community Development Block Grant Funds in the Village of Angola, and further authorize the Mayor to sign the 2008/2009 CDBG agreement.

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

#7 APPROVE CLERKS ATTENDANCE AT THE NYCOM FALL TRAINING SCHOOL

RESOLVED that the Angola Village Board does hereby approve Village Clerk-Treasurer Linda Giancarlo to attend the NYCOM 2008 Fall Training School from September 15-19 in Lake Placid NY. Costs to be charged to A1325.4.2 Clerk-Treasurers schools and Travel.

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

#8 APPROVE DPW CREW CHIEF ATTENDANCE AT THE NYCOM PUBLIC WORKS TRAINING SCHOOL

RESOLVED that the Angola Village Board does hereby approve Village DPW Crew Chief Jeffrey Kaminski to attend the NYCOM 2008 PUBLIC WORKS Training School from October 20-23 in Saratoga Springs NY. Costs to be charged to A5010.4 DPW schools and Travel.

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

*****TABLED TO THE OCTOBER BOARD MEETING*****

#9 APPROVE PORTION OF COMMERCIAL STREET FOR HISTORIC DEVELOPMENT

#10 APPROVE PUBLIC NOTICE FOR PARKING FOR ROCKEFELLER MEMORIAL

WHEREAS, a resolution has been proposed to discontinue the use of a portion of Commercial Street being approximately .03 acres and more particularly described on the attached Schedule A, and

WHEREAS, such portion of Commercial Street which is now used for parking is not necessary and such discontinuance shall be beneficial to future development of said parcel as a historical site related to the "Angola Horror".

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk Treasurer is hereby directed to publish the attached notice for a public hearing to be held on such resolution on the 20 day of October, 2008 at 7:35PM.

NOTICE

PLEASE TAKE NOTICE that a resolution was proposed before the Village Board of the Village of Angola on the 8th day September, 2008 to discontinue the use of a portion of Commercial Street, being a parcel of approximately .03 acres and being approximately 45 x 17.25 feet located on the southerly side of Commercial Street and across Commercial Street from the approximate terminus of High Street for purposes of future historical development of said parcel in relation to the Village's tourism initiative and as historically relevant to the "Angola Horror" train wreck of 1867.

PLEASE TAKE FURTHER NOTICE that pursuant to Article 21 of the Village Law, a public hearing will be held on aforesaid proposed resolution before the Board of Trustees of the Village of Angola, New York, at Village Hall, 41 Commercial Street, Angola, New York, at 7:35PM on the 20th day of October, 2008.

MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

#11 AUTHORIZE GAZEBO CENTENNIAL PARK FOR ANGOLA LIBRARY

RESOLVED that the Village of Angola Board of Trustees hereby approves the application from Carole Kin for the use of the William G. Houston Gazebo and Centennial Park for a Concert Fundraiser and Bake Sale for the Angola Public Library, on Saturday, September 13, 2008 from 1-6PM (setup at noon) **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#12 AUTHORIZE ADDRESS FOR BUILDING LOT ON JOYCE LANE

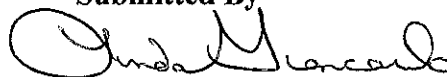
RESOLVED that the Village of Angola Board of Trustees does hereby authorize the following address for the building lot on Joyce Lane and Dellwood Avenue as follows:

SBL # 235.15-1-37 as 1 Joyce Lane, Angola, NY 14006. The water account for this address will be I-3159. Proper notification will be made to all parties involved. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED. Motion approving the following: General Fund Abstract #005, Checks #6499 to #6502 in the total amount of \$5,288.53 and General Fund Abstract #006, Checks #6503 to #6541 in the total amount of \$32,015.26 plus Payroll #18 & 19; Water Fund Abstract #005 Checks #1657 to #1661 in the total amount of \$1,718.04 plus Water Fund Abstract #006 Checks #1662 to #1669 in the total amount of \$28,579.12 Water Payroll #18 & 19

ADJOURN to the next scheduled regular Board Meeting October 20th 2008 at 7:00, with a CDBG Public Hearing at 8:00PM, Public Hearing for proposed LL#4 of 2008 amending Zoning Map at 8:15, An additional public hearing on proposed resolution for future historical development on Commercial Street at 7:35 and a CDBG and Large Business Water Taps workshop, brush chipping and union negotiations at 6:00PM. **MOTION MADE TO ADJOURN THE REGULAR BOARD MEETING BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED MEETING ADJOURNED AT 9:10PM**

Submitted By

A handwritten signature in cursive script, appearing to read "Linda Giancarlo", written over a horizontal line.

Linda Giancarlo
Village Clerk-Treasurer

VISITORS: No guests were in attendance

COMMUNICATIONS: Thank You letter from the Evans-Brant Chamber of Commerce for attendance at “Developer’s Open House”; Grant opportunities announced regarding ego-systems; Grant opportunities for Libraries from Senator Schumer; Local Government Shared Services workshop on October 28th; History of Angola, Indiana; Planting a Promise

TRUSTEE HOUSTON: Thank you to Marge Frawley and Jane Pesono for volunteering; People Inc., Senior Housing Open House report; Rural Transit Service paperwork; Southtowns Coalition farm survey; fence on National Grid property; 21 Maple Street; Railroad Avenue turn-around; request to order 4” drain frame; install Memorial stones

TRUSTEE DEJOHN: Question to Police Chief Masullo about resolving snow plowing with the General Crew Chief

TRUSTEE WILSON: Contacted CSX regarding the Quiet Zone; also contacted CSX regarding condition of bridge over Big Sister Creek; water pressure tests for Goya; informing Deputy Water Commissioner Tubinis

TRUSTEE TUBINIS: Reported on funding for Library expansion project

MAYOR FRAWLEY: Meeting with Chief Masullo regarding snow plowing; plan of action for water leak at Lake Street and Route 5; acquisition of surplus furniture from Erie County at no charge; report and thanks on 911 Memorial; report from Supervisors and Mayors meeting regarding proposed inter-municipal agreement; report from NYCOM meeting; Erie County Sewer “steam fed” pipe line program; ECSD2 offering a low-cost bond; congrats to Springville Administrator Tim Horner; “Key to the Village” program; Association of Erie County Governments meeting

ATTORNEY: Sale of Water Plant; 39 South Main Street; claim against Village for water damage not granted; no fault to the Village for the resident that fell at the Gazebo

POLICE CHIEF: Railroad Avenue turn-around; Homecoming parade; Lions Club Halloween Parade; traffic situation on Lorain and Parkside; questioned Code Book distribution

GENERAL CREW CHIEF: (EXCUSED) flower boxes away for season; leaf pick-up to start next week; chipping done

FIRE COMMISSIONERS: Christmas in the Village on December 13th; children volunteering to decorate on December 3rd; questioned when siren repair will be approved

CODE ENFORCEMENT: No report

PLANNING: Absent

ZONING: Absent

CLERK-TREASURER: Motion to pay Donald Gallo for preparation of CDBG application for South Main Street Water Lines; notice to Ms. Charity Vogel regarding tree on her property.

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building; Letter to Town on Veterans Exemption; NFTA Bus Shelter; Library addition; Library Contract with Town

NEW BUSINESS: letter to National Grid for a survey on Railroad Avenue

RESOLUTIONS:

- 1) Environmental Review for Proposed LL#3 – 2008 Amend Zoning Map
- 2) Adopt Proposed LL#3 as LL#4 of 2008 Amending Zoning Map
- 3) Establish Ranking for the 2009 CDBG Application
- 4) Approve Sign onto the Rural Transit Van Service
- 5) Authorize Notice of Unpaid Taxes
- 6) Authorize Winter Ban Notice
- 7) Authorize Date for Celebration of Halloween
- 8) Approve Additional Public Hearing for the 2009-2010 CDBG Funds
- 9) Approve Water Shut-Offs
- 10) Approve Public Notice for Parking for Rockefeller Memorial
- 11) Approve Gallo Engineering Proposal South Main Street Waterline CDBG
- 12) Approve Payment to Repair Damage at 51 North Main Street
- 13) Authorize Assemblage Application for Halloween Parade
- 14) Authorize County of Erie to Continue Support of NEST

7

7

7

MINUTES
Village of Angola Regular Board Meeting
Monday October 20, 2008
7:00 P.M
and CDBG PUBLIC HEARING 8:00PM

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 October 20, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Andrew Yusick, Village Attorney; Lynne Kaminski and Robert Beck-Fire Department Commissioners; Todd Dybdahl-Fire Chief; Charles LaBarbera-Code Enforcement Officer; Ernest Masullo-Evans Chief of Police;

GUESTS: No guests were in attendance.

PLEDGE OF ALLEGIANCE was led by Chief Ernest Masullo.

MEETING CALLED TO ORDER AT 7:02PM:

APPROVAL OF MEETING MINUTES OF SEPTEMBER 9, 2008, MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

VISITORS: no visitors

COMMUNICATIONS:

Mayor Frawley reported the following:

- Read a thank-you from the Evans Brant Chamber of Commerce for his attendance at the “Developers Open House” at the Sturgeon Point Marina.

Trustee DeJohn commented on her disappointment that the whole board was not invited to this open house, which honored Robert Drago of Goya, being that this is a big Village Business and the whole board should have been there to show their appreciation.

- Mayor Frawley announced grant opportunities regarding ego-systems offered by New York State Department of Environmental Conservation, Governor Patterson.
- Read correspondence from Senator Schumer’s office regarding grant opportunities for Library projects. Gave information to Trustee Tubinis to review.
- Division of Local Government Shared Serviced scheduled local workshops for shared services, one is scheduled for Buffalo on October 28th

Trustee Houston reported on an article he received from out of Town from a travel book, which mentioned **Angola, Indiana** and the history states that their pioneers named their town “after a city in New York”. (meaning us, Angola)!

Clerk-Treasurer Linda Giancarlo reported that students from the “Planting a Promise” program will be planting red Tulip bulbs in the 11 new Memorial Tree Boxes on North Main Street this Thursday, October 23.

DEPARTMENT HEADS COMMITTEE REPORTS:

TRUSTEE HOUSTON

- Publicly thanked the Mayor’s wife, Marge Frawley and her friend Jane Pesono for volunteering their time by pulling weeds from the flowerbeds around the trees on

- Attended the Senior Housing open house in Hamburg. Was honored that we were recognized, and to hear the top officials speak of their successful 15 senior housing projects, next project being in Angola. Toured the apartments, they were very nice.
- Rural Transit services report paperwork for the year, filed with the clerk.
- Announced that the Southtowns Coalition will be doing a survey of farms in the 7 communities.
- Reported that he contacted National Grid to fix the fence on their property. They needed and received support from the neighbor to erect a fence.
- Reported that the family who purchased 21 Maple Street have been cleaning the property up, but had issues following the local code. Everything has been taken care of now.
- New Build on Franklin Street has been sold; there will now be some new owners taking care of this vacant property.
- Received papers for survey for the Railroad Ave turnaround. Will work with Attorney Yusick in obtaining part of the Bartha property and working on an agreement. The school has offered to help; they may be contacted to start clearing the area at the end of Railroad Avenue.
- Asked Crew Chief Kaminski to order the 4" drain frame to use when Erie County repaves Lake Street or N. Main Street by Shultz and Company.
- Asked the crew chief to install the memorial stones and the new trees on North Main Street.

Mayor Frawley- asked the Clerk if she can call the Hamburg Sun and make sure they put some kind of article in regarding the Memorial Stones.

TRUSTEE DEJOHN –

- Asked Chief Masullo if he had resolved the DPW snow plowing with the Crew Chief.

Chief Masullo responded that he has met with Mayor Frawley and Streets Commissioner Trustee Bill Houston; the regular procedures will continue to be in effect. When a patrol Officer feels the roads are dangerous, the patrol officer will contact Evans Dispatch. Evans Dispatch will then Contact Crew Chief Jeff Kaminski, then it is up to Jeff if he wants to call his crew out, or not. That's the way it has always been established.

TRUSTEE WILSON –

- Reported that he contacted CSX regarding the Quiet Zone, as per resident's complaint. They told him they have turned this over to the federal government, and gave him the website.
- Also contacted the engineer of CSX regarding the condition of the trestle/bridge over Big Sister Creek that is falling to pieces. He is waiting to find a contact that has not left the area that will seriously help this situation before another tragedy occurs.

Trustee Houston reported that he asked Trustee Wilson if he could handle an issue Bob Drago had regarding the Goya construction sites. He and Jeff Kaminski met with Bob Drago, and have scheduled a simulation of a major water draw, as if the plant was in full force, to see what kind of water pressure can be obtained and if any issues arise. They will be conducting this trial at the end of the month.

Trustee DeJohn commented that it is important to let Trustee Tubinis know about these things, and what's going on regarding water because she is the deputy water commissioner and she should know what's going on to better understand her role.

TRUSTEE TUBINIS:

- Reported that the Library is still working on finding funding for an expansion project.

Reported that as of now, Jerry Ruhl drew up the plans, and Donald Gallo estimated the price according to those plans.

MAYOR FRAWLEY--

- Reported that he and Trustee Houston met with Chief Masullo regarding the snowplowing in the Village. He asked that the public be aware that even though it may look like no snow on the streets, there still can be black ice, so we leave the decision of snowplowing up to the Crew Chief and the Police
- Announced that he has been concerned regarding the water leak on Route 5 at Lake Street. He has contacted Town of Evans DPW to use one of their crew, he also contacted Fran Pordum, Jeff Kaminski and Jack Krajacic and both water commissioners. Mayor Frawley explained that this is a perfect example of sharing of municipal services. He asked the boards opinion.

The board discussed the options of performing the work now, or waiting for the original planned date of Sunday night as per the Crew Chief Kaminski. Trustees DeJohn and Tubinis wondered if we can have 2 of our crew and 2 of the Towns crew do the work to save money. Trustee Wilson and Trustee Houston explained the union contract and how we may suffer the expense of litigation, which will supercede any overtime our crew encounters. Trustee Tubinis and DeJohn wondered why the project couldn't be completed in the daytime.

Chief Masullo responded that the area is very busy during the daytime, and suggested the repair be done, at night, say between the hours of 10pm-6am for the safety of all concerned.

Mayor Frawley agrees that shared municipal services need to be utilized whenever necessary and he is concerned over the phone calls coming in and the news being in that area for over a month. He has no problem waiting until the scheduled Sunday night to repair this waterline, but he insists that it is done Sunday, or he will move towards other options. The Board approved to let the Crew Chief go through with his plans to repair the waterline/valve Sunday Night.

- Erie County Executive Collins approved a request for some surplus furniture that the Village asked for at no cost; some conference tables, filing cabinets etc. The DPW will pick them up this week.
- Reported that the 911 Memorial at Centennial Park went very well. Thanked the Clerk for putting the brochures together and providing the sound system. Also thanked the, Police; Fire Dept; MC and chairperson Nino LaRusso; and all involved with making it a success. Thanked Donald Arcara for video of the Memorial, the Clerk has been given a CD to copy for the board.
- Attended a Supervisors and Mayor meeting at ECC City Campus. Discussed the county vehicle inventory, and an inter-municipal agreement the county is offering to the municipalities. They will provide a vehicle (dump, street sweepers, bucket truck etc.) and a driver for free.
- Attended a NYCOM meeting in Sagamore NY, discussed fiscal budgets, AIM, CHIPS funding and also discussed the 100-year celebration of NYCOM next year.
- Will be attending a legislative meeting in Albany with NYCOM in November.

- Reported that the Erie County Sewer Department has a new “steam fed” pipe line program going on, that reduces the need to take out lines. And is half the cost of line replacements. Information will be sent to the Village.
- Mentioned an Erie County Sewer District 2 has a bond program offering low cost bond. Information will be sent to the Clerk.
- Congratulated Springville Administrator Timothy Horner on his appointment to NYCOM.
- Commented on getting a “Key to the Village” program started.
- Announced the Association of Erie County Governments dinner will be this Thursday in Sloan.

ATTORNEY –

- Sale of water plant- All DEC requirements were sent in, waiting for final approvals.
- 39 South Main- XSPAND has agreed to offer the property to the Village for \$5,000 and pay all outstanding taxes. He will confirm title process with the County.

Mayor Frawley mentioned 33 Commercial- we have a buyer interested in this property, but the county has to release the liens. Working with Joe Maciejewski from EC Property Tax Division.

- The claim against the Village for a Commercial Street residence for water damage was not granted by the Justice due to lack of meeting the requirements of the statute. It was found not to be the fault of the Village.
- This is the same situation for the resident who fell at the Gazebo. The insurance company investigated the claim, and found no fault to the Village.

POLICE- Chief Ernest Masullo-

- Railroad Avenue situation with the turnaround issue should be resolved. The Village and the Lake Shore School District have agreed to work together on this issue.
- The Homecoming parade went without any issues. Thanked the Fire Department, fire police and the Village DPW.
- Will be working on handling the Lions Club Halloween parade as well.
- Working with Trustee Houston on a traffic situation on Lorain Street and Parkside.

Attorney Yusick suggested that we get the new Code Books moving forward- **The Clerk-Treasurer and the Code Enforcement Officer Chuck LaBarbera** reported that they have sent the corrections to General Code, and the supplements will be arriving soon. Once we get these supplements, we can add them to the books, and start moving forward with adopting and using the new books.

Trustee Houston- asked Attorney Yusick if he had any follow up on the Erie County Water Authority regarding the town water history they questioned. Attorney Yusick said the Authority was unaware of the History they had questioned, and felt it was between the Village and Town.

Motion to close regular meeting and open public hearing made by Trustee DeJohn, seconded by Trustee Wilson, Unanimously carried.

8:00 Public Hearing- CDBG (Community Development Block Grant)

PLEASE TAKE NOTICE that a Public Hearing will be held on Monday, October 20, 2008 at 8:00 P.M. in the Village Hall, 41 Commercial Street regarding the use of the Federal Community Development Block Grant funds in the Village of Angola. The Village of Angola is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects, which would benefit low and moderate-income persons in the Village of Angola.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Village of Angola's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair assessable. Those needing special arrangements should call (716) 549-1126 by October 17, 2008.

Notice was not published in paper until the October 22 edition, will continue with public hearing as scheduled and schedule an additional Public Hearing as per Erie County, for November 3rd 2008, see resolutions:

Trustee DeJohn took time to explain to Trustee Tubinis because as a new Trustee she is unfamiliar with the CDBG Program. She explained the Community Block Grant Program and the qualifications for this grant being that only parts of the Village are considered for this program because they are considered low to moderate income, the areas are the East Side of Main Street and all of South Main Street. Mayor Frawley thanked Trustee DeJohn.

Trustee Houston explained to all in attendance the projects that have been done and what is needed to be done. The proposed project is a 2-phase waterline replacement for South Main Street. The current line is a 1910 line. There are new lines on Friend Street and Newton Street, and we are having no problems with the ones on Railroad Ave, York Street and Mesi Drive. But South Main is the area we are concerned about, there was already a break there this year and we want to avoid any more. We would like to do a portion of South Main between Newton and Friend to connect to the two new lines. Another area of high concern is Penn Avenue at Mesi, this is an old line that needs replacement to avoid any issues when the new Goya expansion project gets up and running to full force. The old existing line may not handle the pressure and will become a concern. We would like to connect the new 12" line on Mesi to a new 8" on Penn.

The Board mentioned support to the Town of Evans via a letter for their Community Concern expansion project but not to include it as a Village CDBG selection.

The board would like to offer the number two selection on the CDBG list to be in support the Rural Transit Van Services, as in the past.

No other comments came from the floor.

MOTION TO CLOSE PUBLIC HEARING and re-enter REGULAR BOARD MEETING at 8:10PM MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

GENERAL CREW CHIEF – (EXCUSED-PUBLIC WORKS TRAINING SCHOOL)

Trustee Houston reported as Streets Commissioner

1. DPW Crew has completed the paving throughout the Village. Flower Boxes taken in for the winter; leaf pickup will start next week and chipping will end for the season, the board discussed making sure an ad was put in the Penny Saver to let residents know. The clerk will put in ad.

Mayor Frawley thanked the DPW for keeping the Village looking nice. Heard some complaints regarding the roads that are ripped up.

Trustee DeJohn said she heard complaints regarding the smell of the paving!

FIRE COMMISSIONERS –

Lynne Kaminski-

- Reported that “Christmas in the Village” will be celebrated on Saturday, December 13 starting with a 9am Breakfast with Santa. There will be no parade.
- Wednesday, December 3rd children from the middle school will be volunteering for decorating the village for “Christmas in the Village”.

Mayor Frawley-announced December 7th starting at 8am meet at Dan’s Restaurant for breakfast. Looking for volunteers. Lynne Kaminski suggests the Mayor call Diane Wolfrum at Lake Shore High, Honor Society, or Marla Shifano for the Future Business leaders program at the high school, or Frank Vail for a Boy Scout troop. These children are to do so many hours of community service.

Robert Beck-

- Asked when the board will approve the siren repair. The Clerk said her office never saw the second proposed quote. He will try to get another copy.

Trustee Tubinis worried that residents will complain about the siren!

Mayor Frawley and Trustee Houston explained that there is a need to have this siren to act as a warning to the residents, and the commissioners stated that the firemen need the siren too.

CODE ENFORCEMENT – Charles LaBarbera - No Report:

- Mayor reported that the Bed and Breakfast has been in contact with their architect and will be moving forward.

PLANNING – ABSENT –

ZONING – ABSENT

CLERK-TREASURER –

- **MOTION TO PAY DONALD GALLO VILLAGE ENGINEER**, the amount of \$900.75 for his work preparing the plans for the South Main Street Waterline Project for the CDBG Application. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**
- The Clerk will send a notice to Ms. Charity Vogel to inform her that the tree in front of her home may be taken down, due to her not following through with the agreement that was prepared at her request for her to sign.

OLD BUSINESS:

1. Sale of Water Plant –Discussed
2. Thruway Water- Mayor scheduled a meeting with the NYS Thruway Director next month
3. Senior Housing- Plans are moving forward for early spring.
4. Intercontinental Building-pending hold up from county
5. Letter to Town on Veterans Exemption-completed, waiting for response from Assessor.
6. Consideration of a NFTA Bus Shelter- agreement made by board for N. Main in Front of K&L site. The Clerk will contact NFTA to move forward.
7. Library addition- looking at Grant opportunities for expansion.
8. Library contract with Town- Paid by Town in March, Clerk will have Jonica DiMartino talk with the Town Finance Director Chuck Katra. Attorney said Historically the money came to the Village of Angola. A subject to discuss at a joint Town-Village board meeting.

NEW BUSINESS:

1. Trustee Houston asked for the board's permission to allow him to send a letter to National Grid to request a survey be done for street lighting on Railroad Ave. The board had no objection.

RESOLUTIONS FOR OCTOBER 20, 2008

#1 ENVIRONMENTAL REVIEW for Proposed LL#3 -2008 AMEND ZONING MAP

WHEREAS, proposed Local Law #3 for the year 2008 has been presented to the Board for the Amendment of the Zoning Map to re-zone and re-classify premises commonly known as 10 Penn Avenue and 151 South Main street, Angola, New York as more particularly described in the proposed Local Law from an R-1 and an R-3 zone to a B-2 and an R-2 zone, and

WHEREAS, short form environmental assessment form has been filed with the Village Board of the Village of Angola, and in the Village Board it has been declared as lead agency, and

WHEREAS, the Village Board has fully explored the environmental impacts pursuant to The State

Environmental Quality Review Act.

NOW, THEREFORE BE IT RESOLVED, that it has been determined that the proposed action described above will not have a significant environmental impact and a draft statement is not required

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

#2 ADOPT PROPOSED LL#3 as LL #4 of 2008 AMENDING ZONING MAP

WHEREAS, proposed Local Law #3 for the year 2008 has been presented to the Board for the amendment of the zoning map to re-zone and re-classify premises commonly known as 10 Penn Avenue and 151 South Main street, Angola New York as more particularly described in the proposed Local law from an R-1 and an R-3 zone to a B-2 and an R-2 zone, and

WHEREAS, the proposed Local law was referred to the Erie County Division of Planning and more than 30 days has passed and the Village has received no response, and

WHEREAS, the Proposed Local Law has been referred to the Planning Board of the Village of Angola for review and comment and has been advised that the Board had reviewed said proposed Local laws in conjunction with the review of the zone classification of B-2, and

WHEREAS, a public hearing was held and comments having been received and considered, and

WHEREAS, the area to be re-zoned is a mix use area of commercial and residential, and

WHEREAS, a negative declaration has been made under the provisions of SEQR.

NOW, THEREFORE, BE IT RESOLVED, the proposed Local law #3 for the Year 2008 amending Chapter 30, Article 2, section 30.22 "zoning map" which is attached hereto as exhibit A, is hereby adopted as Local law #4 for the Year 2008, together with the amended zoning map which is attached hereto as Exhibit B.

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

#3 ESTABLISH RANKING FOR THE 2009 CDBG APPLICATION

RESOLVED that Mayor Howard Frawley is hereby authorized to sign, submit and execute a contract with Erie County CDBG Program for the following 2009-2010 Projects upon approval of Erie County CDBG:

1. South Main Street Waterline Project
2. Rural Transit Van Service, Inc

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

#4 APPROVE SIGN ONTO THE RURAL TRANSIT VAN SERVICE

WHEREAS, the Village of Angola Board of Trustees hereby recognizes the vital service that the Rural Transit Van Service provides for residents in our community, and

WHEREAS, the Rural Transit Van Service has been an important part in the quality of life for many of our less fortunate, homebound and/or disabled seniors, now

THEREFORE BE IT RESOLVED, the Village of Angola Board of Trustees, hereby authorizes the Village to sign onto to Rural Transit Service Van Program and hereby ranks the Rural Transit Service as #3 for the Community Development Block Grant Funds 2009-2010 program year.

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

#5 AUTHORIZE NOTICE OF UNPAID TAXES

BE IT RESOLVED, the Village of Angola Board of Trustees, hereby authorizes the Village Clerk to publish a "Notice of Unpaid Taxes" and mailing of said notice to individuals, that states that any Village property taxes not paid by November 1, 2008 will be sent to Erie County Department of Taxation and Finance for collection

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

#6 AUTHORIZE WINTER BAN NOTICE

BE IT RESOLVED, the Village of Angola Board of Trustees, hereby authorizes the Village Clerk to publish a "Winter Ban" notice to go into effect November 1 2008 through April 1 2009, there will be no street parking from 3:00 AM to 7:00 AM everyday including Sundays and Holidays

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

#7 AUTHORIZE DATE FOR CELEBRATION OF HALLOWEEN

BE IT RESOLVED, the Village of Angola Board of Trustees, hereby declares Friday October 31st 2008 from 6:00 PM to 8:00 PM as the day for celebration of Halloween for Tricks and Treats, and authorized the Village Clerk to publish said notice in the Penny Saver.

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

#8 APPROVE ADDITIONAL PUBLIC HEARING FOR THE 2009-2010 CDBG FUNDS

RESOLVED that the Village Board does hereby authorize publication of Notice of a Community Development Block Grant Public Hearing to be held at 5:00 PM. Monday, November 3, 2008 at the Angola Village Hall, 41 Commercial Street, Angola, New York 14006 regarding the prospective projects and any additions or amendments from the October 20th Public Hearing, for use of Community Development Block Grant Funds in the Village of Angola, and further authorize the Mayor to sign the 2009/2010 CDBG agreement.

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

#9 APPROVE WATER SHUT-OFFS

RESOLVED that the Village of Angola Board of Trustees hereby authorizes the Water Clerk to issue water shut offs per the attached list of delinquent water accounts unless paid in full by

October 30, 2008 by 10:00AM. 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 \$6,217.80

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

**#10 APPROVE PUBLIC NOTICE FOR PARKING FOR ROCKEFELLER
MEMORIAL**

WHEREAS, a resolution has been proposed to discontinue the use of a portion of Commercial Street being approximately .03 acres and more particularly described on the attached Schedule A, and

WHEREAS, such portion of Commercial Street which is now used for parking is not necessary and such discontinuance shall be beneficial to future development of said parcel as a historical site related to the "Angola Horror".

NOW, THEREFORE, BE IT RESOLVED that the Village Clerk Treasurer is hereby directed to publish the attached notice for a public hearing to be held on such resolution on the 10th day of November 2008 at 7:35PM.

NOTICE

PLEASE TAKE NOTICE that a resolution was proposed before the Village Board of the Village of Angola on the 20th day October, 2008 to discontinue the use of a portion of Commercial Street, being a parcel of approximately .03 acres and being approximately 45 x 17.25 feet located on the southerly side of Commercial Street and across Commercial Street from the approximate terminus of High Street for purposes of future historical development of said parcel in relation to the Village's tourism initiative and as historically relevant to the "Angola Horror" train wreck of 1867.

PLEASE TAKE FURTHER NOTICE that pursuant to Article 21 of the Village Law, a public hearing will be held on aforesaid proposed resolution before the Board of Trustees of the Village of Angola, New York, at Village Hall, 41 Commercial Street, Angola, New York, at 7:35PM on the 10th day of November, 2008.

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

#11 APPROVE GALLO ENGINEERING PROPOSAL S. MAIN WATERLINE CDBG
RESOLVED that the Village of Angola Board of Trustees hereby approves the Village Clerk to pay the Village Engineer Donald Gallo to perform all engineering services related to bidding and construction for the South Main Street Waterline Project, a CDBG project for the replacement of waterlines on South Main Street from Friend to Newton Streets, and the area of Penn & Mesi Drive. Total cost for said services is not to exceed ten-thousand (\$10,000.00).

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

#12 APPROVE PAYMENT TO REPAIR DAMAGE AT 51 N.MAIN

WHEREAS the Village Board agrees that the Village DPW Snow Plow backed into a local business and caused considerable damage to the lower front of the building at 51 North Main Street.

NOW BE IT RESOLVED that the Village Board hereby approves payment as obtained on contractors invoice, in the amount of six-hundred dollars (\$600.00) to Marylyn Hasenpusch for damage at said location and the amount is to be charged to DPW BLDG AND GROUNDS.

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

#13 AUTHORIZE ASSEMBLAGE APPLICATION FOR HALLOWEEN PARADE

RESOLVED that the Village Board hereby Approves the application from Evans Township Lions Club to assemble a Parade for the Halloween celebration on Saturday October 25, 2007 at 2:00 PM, to start on Commercial St. at the Angola Fire Hall, to proceed through the Village via, N. Main St.-School St – High St.- Center St. – N. Main and End at Commercial St. the Angola Fire Hall, this parade will consist of 2 marching units, 8 vehicles and 2 floats. All said roads to be blocked off at 1:30; all local enforcement agencies will be notified

MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

#14 AUTHORIZE COUNTY OF ERIE TO CONTINUE SUPPORT OF NEST

WHEREAS, the State of New York Solid Waste Management Act of 1988, listed in Part 371 of the NYS Codes, Rules and Regulations (6 NYCRR) prepared in accordance with 6 NYCRR Part 360, established a statewide goal to maximize solid waste reduction and recovery to the extent economically and technically feasible; and

WHEREAS, the Act calls for all municipalities of New York to be part of a solid waste management unit and to develop, and have the State approve, a Solid Waste Management Plan; and

WHEREAS, consistent with this plan, the Northeast Southtowns Solid Waste Management Board (NEST) is to achieve a 50 percent or more recycling rate by 2012, the end of the ten-year planning period; and

WHEREAS, NEST, a designated Solid Waste Planning Unit recognized by the New York State Department of Environmental Conservation (NYSDEC), consisting of municipal representatives and serving a region that includes 37 municipalities (22 towns, 14 villages, and one city) in Erie County, New York; and

WHEREAS, NEST is required to address the solid waste management needs of the municipalities within its borders; and

WHEREAS, the NEST Solid Waste Management Plan identifies Erie County as the administrator of the plan; and

WHEREAS, the State of New York and the local solid waste management boards have provided financial aid to Erie County to support a Recycling Coordinator position to serve Erie County municipalities; and

WHEREAS, the Recycling Coordinator for Erie County acts as the staff for NEST and has provided the administrative support for the implementation of the Solid Waste Management Plan; and

WHEREAS, Erie County, with the support of NEST, has prepared and submitted a grant application to the NYSDEC for the Recycling Coordinator position for 2009-2011; and

WHEREAS, the State of New York has delayed funding of the Recycling Coordinator position; and

WHEREAS, the local solid waste boards intend to continue to contribute financial support to offset costs associated with the Recycling Coordinator position; and

WHEREAS, the local solid waste boards are concerned with the possible loss of the of the position of Recycling Coordinator from the 2009 budget;

NOW, THEREFORE, BE IT

RESOLVED that the Village of Angola, a member of NEST, urges the County Executive of Erie County to continue to provide support to assist in implementing the mandatory requirements of the Solid Waste Management Plan; and be it further

RESOLVED that the Village board of the Village of Angola requests that the County Executive of Erie County utilize its funding support to convert the position of Recycling Coordinator to a county-line position until grant funding is reinstated.

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

**AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE
WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED.** Motion
approving the following: General Fund Abstract #007, Checks #6542 to #6556 in the total
amount of \$14,384.37 and General Fund Abstract #008, Checks #6557 to #6626 in the total
amount of \$80,432.22 and plus Payroll #20 & #21; Water Fund Abstract #007 Checks #1670
to #1675 in the total amount of \$1,280.78 and Water Fund Abstract #008, Checks #1676 to
#1693 in the total amount of \$30,619.57 plus Water Payroll #20 & #21.

ADJOURN to the CDBG Public Hearing November 3, 2008 at 5:00PM, The next regularly
scheduled Board meeting November 10th 2008 at 7:00 with a NYMIR Workshop at 6:00PM
and a public hearing on proposed resolution for future historical development on Commercial
Street at 7:35PM. **MOTION TO ADJOURN MADE BY TRUSTEE WILSON,
SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED MEETING
ADJOURNED AT 9:20PM**

Submitted By



**Linda Giancarlo
Village Clerk-Treasurer**

7

]

VISITORS: No Guests were in Attendance

COMMUNICATIONS: Commendation to Officer Zcora; request for a 3-way stop; State budget correspondence from Assemblyman Jack Quinn; Hamilton Ward Water Plant; Cold War Veterans Exemption article; VFW annual food donations; cyber security workshop correspondence from Senator Schumer; Holiday decoration inventory; 50 year Award dinner

TRUSTEE HOUSTON: NYCOM 100th Anniversary photo project with Accounts Clerk; National Grid survey request; Railroad Avenue turn-around; Goya water-line test report; painting of lines on Evans-Center Road; proposed neighborhood revitalization project

TRUSTEE DEJOHN: EXCUSED

TRUSTEE WILSON: follow-up with CSX representatives

TRUSTEE TUBINIS: No report

MAYOR FRAWLEY: EXCUSED TO ATTEND NYCOM and LEGISLATIVE MTG-ALBANY

ATTORNEY: No report

POLICE CHIEF: Halloween report; asked public to keep their cars locked due to reported illegal entrances

GENERAL CREW CHIEF: Railroad Avenue turn-around; leaf pick-up

FIRE COMMISSIONERS: 50 year Award dinner; follow-up on siren repair

CODE ENFORCEMENT: EXCUSED; request for South Main homes follow-up

PLANNING: ABSENT

ZONING: Meeting on November 18th for Senior Housing; suggested contacts for Cold War Veteran's Exemptions

CLERK-TREASURER: reported on "Stop the Tax Shift" web-site; Aflac insurance; Code Books ready for adoption; CDBG tour soon underway

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building; Veteran's Exemption; NFTA Bus Shelter; Library addition; RR Avenue streetlight study; RR Avenue turn-around

NEW BUSINESS: Parking by Post Office

RESOLUTIONS:

- 1) NOT APPROVED – Transfer of Unforeseen Balance in Capital Projects to General Fund to Use for Unexpected Expenses Not Budgeted For
- 2) Approve Herman Park Equipment Order for Park Project
- 3) Approve Molnar for Installation of an Oil/Water Separator
- 4) Publication of Election Notices
- 5) Publication of Election, Vacancies to be Filled
- 6) Williamson Law Book Software Support Contract
- 7) Approve NFTA Agreement for a Bus Shelter
- 8) Unpaid Property Taxes to the County
- 9) SEQRA Lead Agency – Senior Housing
- 10) Set Public Hearing for Special Use Permit, Senior Housing
- 11) Approval of Engineer Donald Gallo, Streambank Stabilization

MINUTES
Village of Angola Regular Board Meeting
Monday November 10, 2008 7:00 P.M
and Rockefeller PUBLIC HEARING 7:35PM

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 10, 2008 at 7:00 PM, there were

PRESENT: Deputy Mayor William Houston; Trustees – Anne Marie Tubinis and John Wilson.

EXCUSED: Mayor Frawley and Trustee DeJohn

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Andrew Yusick, Village Attorney; Jeffrey Kaminski-DPW Crew Chief; Lynne Kaminski-Fire Department Commissioner; Paul Cooper- Zoning Board Chairman; Ernest Masullo-Evans Chief of Police; Donald Gallo-Village Engineer.

GUESTS: Brian Campbell-Hamburg Sun. No other guests were in attendance.

PLEDGE OF ALLEGIANCE was led by DPW Crew Chief Jeffrey Kaminski.

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF OCTOBER 20th and NOVEMBER 3rd 2008, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED.

VISITORS: no visitors

COMMUNICATIONS:

Deputy Mayor Houston reported: Mayor Frawley is in Albany for a Board of Directors Meeting for NYCOM as an executive member, and Legislative meeting with State Leaders:

Deputy Mayor Houston Reported the Following:

- Read a commendation that was presented to Evans Police Officer Zcora by Chief Masullo.
- Received a letter from resident Jonica DiMartino requesting a 3-way stop on Franklin Drive and Mark Lane area due to safety concerns of the large number of children in the area. Trustee Houston referred her request to the safety committee for follow up.
- Read a letter from Assemblyman Jack Quinn voicing his views and concerns over the State Budget and its impact on municipalities.
- American Waterworks advertisement shows a large photo of the Hamilton Ward Water Plant in Buffalo. They sometimes hold tours of the Water Plant that are very interesting.
- Announced an article on the “Cold War Veterans Exemption,” the Clerk will be meeting with Assessor Ebersole to discuss what impact this would have on the village.
- VFW is holding their annual food (Christmas) basket giveaway and are looking for donations, the clerk will set up a collection at the Village Hall.

- Announced a letter from Senator Schumer regarding a cyber security workshop.
- Reported that Mayor Frawley is planning an inventory check of the Holiday decorations at the Rickert Building. The Mayor has scheduled Holiday decorating of the Village for December 7th and he is looking for volunteers. A free Breakfast starts at 8AM at Dan's Restaurant.
- Announced a 50-year award dinner for 3 Life members of the Angola Fire Department, Jack Heinrich, Richard Carlson and William Houston, Sunday December 14th at the Colony House in Irving.
- Welcomed the Hamburg Sun reporter that was present at the meeting.

DEPARTMENT HEADS COMMITTEE REPORTS: Trustee Houston will report last

TRUSTEE DEJOHN – Excused

TRUSTEE WILSON –

- Following up with CSX, having a hard time maintaining a good contact with CSX, all have been out of state representatives.

TRUSTEE TUBINIS: NO REPORT

DEPUTY MAYOR HOUSTON–

- Reported on the work he and Account Clerk Christine Mittner did to put together some pictures and descriptions on the History of Angola to send to NYCOM for their 100th anniversary as requested by the NYCOM committee for a special booklet they are putting together to honor their 100 years.
- Contacted National Grid regarding a survey of Railroad Avenue for added street lighting.
- DPW is working on the Turnaround on Railroad Ave.
- Reported that the water-line testing for the Goya area lines went well last week, a report will be put together from Engineer Donald Gallo.
- Contacted Legislator Reynolds regarding his previous letter, requesting the County paint the yellow lines on Eden-Evans Center Road, the work has not been done and it is dangerous.
- The Town of Evans Economic Development Advisory Committee maybe coming forth with a proposal offering a neighborhood revitalization program. He will report as things progress

ATTORNEY – Nothing new to report since last week.

POLICE- Chief Ernest Masullo-

- Halloween went well without any incidents.
- Reported illegal car entrances throughout the Town and Village. Asked the public to keep their vehicles locked. Suspects are walking the streets checking doors and removing CD's money, GPS, anything available.

DEPUTY MAYOR HOUSTON asked if the police can watch the short term parking at the Post office, some people are complaining that the limited parking (15 min) is being ignored. **CHIEF Masullo** will look into this, but wants to avoid discouraging people visiting local businesses.

GENERAL CREW CHIEF –

- Working on the Turn around on Railroad Avenue. Cleared brush and waiting to hear from the school to see what help they will offer. Chief Masullo reported that the school offered their help. Crew chief will give them a direct request.
- Have been busy with leaf pickup

FIRE COMMISSIONERS –

Lynne Kaminski-

- Already reported the honorees of 50 years dinner.

Deputy Mayor Houston asked her, to check on the broken down grill in back of the fire hall and a few barrels under the fire escape!

Deputy Mayor Houston asked for a follow up of the needed Siren repair.

Trustee Wilson will follow up with Commissioner Beck.

Trustee Tubinis expressed her concern of the noise complaints of the residents. She wondered if the Village really needed this siren, when the Firemen should all have pagers.

Trustee Wilson stated that it is a given in every community and is needed to serve the public.

Deputy Mayor Houston stated that this siren is also used to warn the residents if an emergency should arise.

Commissioner Kaminski- reported that the Firemen do use pagers, but as of right now, the whole county system is down, and how are we to react, serve or communicate if the system is down. A siren is needed for many things throughout the Village for emergency purposes within the fire department and as a public warning device.

Motion to open PUBLIC HEARING 7:35PM Rockefeller Parking made by Trustee Wilson, Seconded by Trustee Tubinis, Unanimously Carried

Clerk read notice: PLEASE TAKE NOTICE that a resolution was proposed before the Village Board of the Village of Angola on the 20th day October, 2008 to discontinue the use of a portion of Commercial Street, being a parcel of approximately .03 acres and being approximately 45 x 17.25 feet located on the southerly side of Commercial Street and across Commercial Street from the approximate terminus of High Street for purposes of future historical development of said parcel in relation to the Village's tourism initiative and as historically relevant to the "Angola Horror" train wreck of 1867.

PLEASE TAKE FURTHER NOTICE that pursuant to Article 21 of the Village Law, a public hearing will be held on aforesaid proposed resolution before the Board of Trustees of the Village of Angola, New York, at Village Hall, 41 Commercial St, Angola, NY, at 7:35PM on the 10th day of November, 2008.

Deputy Mayor Houston gave a brief explanation of the purpose of the hearing and offered the floor for any comments, no public present. No comments

Motion to close PUBLIC HEARING 7:40 made by Trustee Wilson, Seconded by Trustee Tubinis, Unanimously Carried

CODE ENFORCEMENT – Excused

- Deputy Mayor Houston asked the Clerk to contact the Code enforcement officer for a follow up on 2 houses on South Main Street. 1-old brown house and 1-abandoned one near the street, a few doors North of the South Main Street Fire Hall.

PLANNING – ABSENT –

ZONING – CHAIRMAN PAUL COOPER reported

- Announced that the Zoning Board will be meeting on Tuesday November 18th at 7PM for a variance in reference to Senior Housing, which is open to the public.

- Also not related to Zoning, suggested regarding Deputy Mayors Houston's earlier report regarding Cold War Vet Exemption, the Village contact Neno LaRusso, head of the Veterans Affair Committee in the Town. Deputy Mayor Houston said that it was Mr. LaRusso's letter that triggered the Village to contact the Town assessor in hopes of finding out how this will effect the Village's budget. The clerk is meeting with the assessor for that purpose.

CLERK-TREASURER –

- Reported that Mayor Frawley wanted her to report on a NYCOM website just introduced called "Stopthetaxshift" to assist the public in decisions being made in Albany.
- Aflac Insurance, has been in to talk to employees, a resolution will prepared for next meeting
- Code books are ready for adoption, Attorney suggests to wait for LL#4 to be included
- CDBG tour should soon be underway, clerk will inform the board of the date.

OLD BUSINESS:

1. Sale of Water Plant –moving forward
2. Thruway Water- Mayor excused
3. Senior Housing- see resolution
4. Intercontinental Building-pending
5. Letter to Town on Veterans Exemption-discussed.
6. Consideration of a NFTA Bus Shelter- see resolutions.
7. Library addition- pending
8. RR Ave. streetlight study- discussed
9. RR Ave. turn-around- discussed

NEW BUSINESS:

1. Parking by Post Office- discussed

RESOLUTIONS BEING OFFERED NOVEMBER 10th 2008

NOT APPROVED-LACK OF VOTES NEEDED

#1 TRANSFER OF UNFORSEEN BALANCE IN CAPITAL PROJECTS TO GENERAL FUND TO USE FOR UNEXPECTED EXPENSES NOT BUDGETED FOR

WHEREAS, the Village has received a report of the status of capital projects from accountant Elmar Keifer and Clerk Linda Giancarlo and

WHEREAS, this report indicates that after the closing and completion of several projects and after budget transfers of last fiscal year, there is an unforeseen balance in the capital fund of **\$15,000**, and

WHEREAS, there is a shortage in the expenditure line for the removal and trimming of dangerous trees throughout the Village, of **\$1,400**, and additional funds are needed to complete the tree project, in the amount of **\$2,600** for a total of **\$4,000**, and

WHEREAS, there was gas leaking from the furnace in the Village Hall which therefore needed replacing, in the amount of **\$3,600**, and

WHEREAS, there has been a request from the Village Clerk and the Mayor, to replace the carpets in the Village Hall which have exceeded their quality and have caused a safety hazard for the Village employees and visitors, at a cost of **\$5,600** under state bid price.

NOW THEREFORE BE IT RESOLVED,

In order to keep in line with a balanced budget, the village board hereby approves to transfer the unforeseen capital money of **\$15,000** to the General Fund and use this to cover the shortages and purchases as stated above, for a total amount **\$13,200** and the remaining **\$1,800** will go toward General fund balance. **MOTION MADE BY TRUSTEE WILSON,**

SECONDED BY TRUSTEE HOUSTON, DISCUSSION:

The board members discussed the details of these expenditures, Trustee Tubinis stated that she does not approve because the Village needs to watch their budget, Trustee Wilson and Trustee Houston both agree that the above expenditure is not budget related as explained in the resolution, the funds to cover these expenses will come from the reported leftover money in the capital fund that was an original expense from the general fund, paid out to close last fiscal year. Trustee Houston stated that this was an opportune time to cover unexpected expenses that the Village otherwise could not afford to do and does not touch the previously reported fund balance.

Trustee Tubinis said that it just cost the Village \$30,000 to take care of the water leak on Route 5 and Lake Street. The board asked her where she got that figure from because she was completely wrong. Trustee Tubinis said she was told this amount by somebody she trusted. The Board asked DPW Crew Chief to explain the details of the hours worked for this water line, as he explained, there was a brief confrontation between Trustee Tubinis and DPW Crew Chief Jeffrey Kaminski. Trustee Houston again asked the DPW Crew Chief to explain the hours worked on this project to the Board to get a better understanding of what the cost of this project was. Chief Kaminski explained that 5 people worked 7 hours overtime, and why it was necessary to work at the times they did. It was a safety hazard to work daytime hours according to Police Chief Masullo, plus an inconvenience to the area businesses to shut their water down during the day. Trustee Wilson re-explained to Trustee Tubinis the importance of working the hours they worked. Trustee Houston figured the details and hours as reported by the DPW Crew Chief, and reported that the total came out to be \$1,150.00 and doesn't understand where Trustee Tubinis got, \$30,000, \$13,000 or even \$18,000 from and asked her to please get her figures straight before publicly reporting such figures. Trustee Tubinis stated her concern over any spending. Trustee Wilson explained that there is no way of knowing what costs will be associated with a break like this, but either way it is something that had to be done. Trustee Houston again explained the details of the above resolution. Trustee Tubinis stated that she would like to look at some financial reports and where the budget is before she can make a decision.

The Clerk polled the board for the above resolution: **Trustee Wilson- yes; Trustee Houston- yes; Trustee Tubinis-no**

TRUSTEE TUBINIS VOTED NO, THEREFORE SAID RESOLUTION WAS NOT APPROVED THEREFORE TRUSTEE HOUSTON ASKED THAT ORIGINAL MOTION OF NOVEMBER that covered the TREES and the FURNACE Portion of the transfer be used.

The Clerk Linda Giancarlo explained to Trustee Tubinis that all monthly reports are kept in the office, and she will print them out for her at her request at anytime, she also offered to show Trustee Tubinis the status of any certain budget line whenever she has any concerns or is looking for figures prior to a board meeting. The Clerk stated that the Village is paying for an accountant to help us understand the status of the capital projects and the status and condition of our finances, and we are not considering his recommendations as per the resolution.

#2 APPROVE HERMAN PARK EQUIPMENT ORDER FOR PARK PROJECT

WHEREAS, the Village of Angola received a Grant from the New York State Office of Parks, Recreation and Historic Preservation in the amount of \$30,000, and

WHEREAS said grant application calls for the project to be underway by December 2008.

NOW, BE IT RESOLVED, the Village of Angola Board of Trustees hereby authorizes the DPW Crew Chief Jeff Kaminski to order 1 bathroom and 2 shelters as applied for in the grant application in an effort to move forward on the Herman Park Enhancement Project.

MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

#3 APPROVE MOLNAR FOR INSTALLATION OF AN OIL/WATER OIL SEPERATOR

WHEREAS, the Village received member item money of \$5,000 for the purchase and installation of an Oil/Water Separator.

BE IT RESOLVED the Village Board approves the DPW Crew Chief to hire Molnar Construction at a cost of \$1050.00 to install the Oil/Water Separator unit. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 PUBLICATION OF 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 Wednesday March 18th, 2009 Village election commencing with the November notice designating offices to be filled.

MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED

#5 PUBLICATION OF ELECTION, VACANCIES TO BE FILLED

RESOLVED, pursuant to Section 15-104 Subdivision 3(a) of the Election Law, the following offices will be vacant and are to be filled at the Wednesday March 18th 2009 election in the Village of Angola.

VILLAGE JUSTICE - Four-Year Term

VILLAGE MAYOR -Four Year Term

TRUSTEE - Four-Year Term

TRUSTEE - Four-Year Term

TRUSTEE - Two-Year unexpired Term

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

#6 WILLAIMSON LAW BOOK SOFTWARE SUPPORT CONTRACT

WHEREAS, the Village has received an Annual Software Support Contract from Williamson Law-Books in the amount of \$605.00 for payroll and \$770.00 for Municipal accounting, now **THEREFORE, BE IT RESOLVED**, the Village Board of the Village of Angola hereby authorizes the Mayor to sign and approve said software contracts in a total amount of \$1375.00 for the dates of 11/1/2008 through 10/31/2009 **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#7 APPROVE NFTA AGREEMENT FOR A BUS SHELTER

WHEREAS, the Village Board has met with representatives from the NFTA and have worked together to establish a reasonable location for the installation of an NFTA Bus Shelter in the Village of Angola, and

WHEREAS the Board approved a location on North Main Street at the southeast corner of Center Street, across from the Post Office and in front of the vacant lot where the sidewalk is wide enough to accommodate said shelter without interfering with the walking area or sidewalk plowing.

NOW BE IT RESOLVED, that the Village Board hereby approves the Mayor to sign and execute a Park and Ride License agreement with the NFTA **MOTION MADE subject to changes of contract language by Attorney Yusick, Motion made BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#08 UNPAID PROPERTY TAXES TO THE COUNTY

BE IT RESOLVED that the Village of Angola Board of Trustees have certified that the attached statement of the year 2008 unpaid taxes are true and eighty-six (86) parcels are to be forwarded to the Erie County Department of Finance for collection of sixty-one-thousand-two-hundred-twenty-dollars and forty-six-cents (\$61,220.46) **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#9 SEQRA LEAD AGENCY-SENIOR HOUSING

WHEREAS, People Inc. has requested the site plan and special use permit approval for a 30 unit senior independent living facility located on 2.25± acre parcel located at 174 N. Main St, Angola. **WHEREAS**, People Inc. submitted an application for site plan and special use permit and for area variance approval with a full Environmental Assessment Form ("FEAF") and, **WHEREAS**, The Village of Angola Board of Trustees (the "Board of Trustees") must comply with the State Environmental Quality Review Act, ECL Article 8 and its implementing regulations at 6 NYCRR Part 617 (collectively, "SEQRA") in the review of these applications; and

WHEREAS, the Board of Trustees desires to be assume Lead Agency status to allow them to conduct a coordinated environmental review of the Project.

NOW, THEREFORE, BE IT RESOLVED,

1. that the Project is subject to SEQRA;
2. that the proposed action is classified as an unlisted action under SEQRA;
3. that the following other agencies are SEQRA involved and/or interested agencies:
 - a) The Village of Angola Planning Board;
 - b) The NYS Dept. of Environmental Conservation ("NYSDEC");
 - c) Erie County Department of Environment and Planning;
 - d) ~~Erie County Industrial Development Agency; and (remove)~~
 - e) Town of Evans;
 - f) Village of Angola Zoning Board of Appeal.
4. that the Board of Trustees of the Village of Angola hereby states its intent to be Lead Agency for the Project pursuant to SEQRA regulations 6 NYCRR Part 617; and
5. that the Board of Trustees hereby authorizes and directs the Mayor to immediately circulate a Lead Agency Coordination Notice together with the FEAF and application forms to all SEQRA involved and interested agencies and request their consent or objections. **MOTION MADE after removal of letter "D" BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

#10 SET PUBLIC HEARING FOR SPECIAL USE PERMIT, SENIOR HOUSING

BE IT RESOLVED that the Village Clerk Treasurer is hereby directed to publish the attached notice for a public hearing to be held on December 8th 2008 at 7:30 PM.

PLEASE TAKE NOTICE that an application was presented to the Village Board of the Village of Angola on the 10th day November, 2008 to approve a site plan and special use permit from People Incorporated, for construction of a 30-unit Senior Housing Facility on 2.25+ acres at 174 North Main Street, in the Village of Angola.

PLEASE TAKE FURTHER NOTICE that pursuant to Article 21 of the Village Law, a public hearing will be held on aforesaid application before the Board of Trustees of the Village of Angola, New York, at Village Hall, 41 Commercial Street, Angola, New York, at 7:30PM on the 8th day of December, 2008. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

#11 APPROVAL OF ENGINEER DONALD GALLO, STREAMBANK

STABILIZATION

WHEREAS, The Village of Angola has received a Stream Bank Stabilization Grant, from the Department of Environmental Conservation, (DEC) in the amount of \$30,000 contract #TM07001 for the study and design for the Big Sister Creek Stream Bank stabilization at Herman Park, and

WHEREAS, bid specifications were prepared and distributed with Donald Gallo, PE being the only respondent,

WHEREAS, the Village has received a proposal from Village Engineer, Donald Gallo, PE for such planning and design engineering services, and

WHEREAS, the Village Board has received the proposal and has determined that such proposal is fair and reasonable, Now

THEREFORE BE IT RESOLVED, that Donald Gallo, PE is hereby retained to provide planning and design engineering services for the Herman Park Big Sister Creek Bank Stabilization project to conform to the Grant requirements for an amount not to exceed \$30,000 and the Mayor is authorized to execute an agreement for such services subject to the Village Attorney's approval of such agreement. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

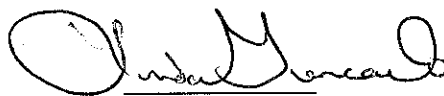
AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

Motion approving the following: General Fund Abstract #009, Checks #6627 to #6629 in the total amount of \$60.35 and General Fund Abstract #010, Checks #6630 to #6648 in the total amount of \$6,177.17 plus Payroll #22 & #23; Water Fund Abstract #009 Checks #1694 to #1695 in the total amount of \$355.25 and Water Fund Abstract #010, Checks #1696 to #1703 in the total amount of \$24,893.87 plus Water Payroll #22 & #23.

ADJOURN to next scheduled Board meeting December 8th 2008 at 7:00PM, a Senior Housing Public Hearing at 7:30PM and a workshop at 6:00PM with F. Thomas Pecora of Metro Ken-Ton Realty.

MOTION TO ADJOURN MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED, MEETING ADJOURNED AT 8:35PM

Submitted By



Linda Giancarlo
Village Clerk-Treasurer

MINUTES
Village of Angola Special Board Meeting
Monday November 24, 2008 6:00 P.M

At a Special 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 24, 2008 at 6:00 PM, there were

PRESENT: Mayor Frawley; Trustees William Houston; Anne Marie Tubinis; Denise DeJohn and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer.

GUESTS: No guests in attendance.

**CALL MEETING TO ORDER MOTION MADE BY TRUSTEE WILSON,
SECONDED BY TRUSTEE HOUSTON UNANIMOUSLY CARRIED-**

Resolution #1 Approve Notice of Public Hearing for Special Use Permit

RESOLVED, that the Village Board of the Village of Angola hereby approves the Clerk-Treasurer to publish a notice of Public Hearing for December 8th 2008 at 7:45PM for the purpose of hearing the public's input regarding an application filed with the Village of Angola for approval for a special use permit and site plan, as follows and further ratifies any action taken by the Clerk Treasurer to notice said meeting.

PLEASE TAKE NOTICE that An application for a special use permit was presented to the Village Board of the Village of Angola on the 24th day of November, 2008 to approve a site plan and special use permit from Rebecca Baxter and Marcy MacLeod to open a Bed and Breakfast facility at 311 North Main Street in the Village of Angola.

PLEASE TAKE FURTHER NOTICE that a public hearing will be held on aforesaid application before the Board of Trustees of the Village of Angola, New York at Village Hall, 41 Commercial Street, Angola, New York, at 7:45 PM on the 8th day of December, 2008,
**MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON
UNANIMOUSLY CARRIED-**

MAYOR FRAWLEY: Reported that he received a call from Crew Chief Kaminski today and called NYCOM, He just got off the phone with John Gallivan from NYCOM and was told he could approve overtime for the DPW as long as he considered it an emergency, so he is authorizing 3 hours Tuesday and 3 hours Wednesday to pick up the rest of the leaves before the snow falls. He stated that the news is predicting a snow-storm and the residents have been calling the hall and complaining that they want their leaves picked up.

TRUSTEE DEJOHN – stated that you need board approval for this, Mayor Frawley said he was told he did not but he will do it anyways.

MAYOR FRAWLEY- asked for board approval anyways, **MOTION MADE BY
TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON TO APPROVE
OVERTIME OF 6 HOURS FOR THE DPW CREW,** discussion made

Trustee DeJohn concerned that we have to watch our budget, we are told by the state to watch our budgets. **Mayor Frawley** believes this is an emergency, **Trustees DeJohn and Tubinis** disagree with this overtime. **Trustee DeJohn** we are in an economic crisis and wants it on the record that people will understand this if they do not get their leaves picked up.

Trustee DeJohn also requested a record of all overtime and a record of all the complaints. **Mayor Frawley** stated that he respects their concern, but has made this decision based on the weather reports and the need to get the rest of the leaves before the snow hits, and the DPW said they can get it done in these two days with the overtime. **Trustee Wilson** stated that there is a line item in the budget for overtime, and the emergencies that have been popping up such as water breaks sets the crew back, which results in a need to get this done.

Trustee DeJohn and Trustee Tubinis mentioned their concern over what is and what is not an emergency, and complained about the guys working Veterans day as well to work on the leaves.

Trustee Tubinis stated that the crew should have been picking up leaves over the past two months on regular time, and wondered what they have been doing. After continued discussion

Mayor asked the Clerk to poll the board for this vote: Trustee Tubinis-no; Trustee Wilson-yes; Trustee DeJohn-no; Trustee Houston-yes; Mayor Frawley-yes.

3 yes 2 no Overtime Approved

Trustee DeJohn stated that she called the Clerk to ask if anything else was going to be put on and she told her no.

The Clerk stated that the Mayor just reported he talked to NYCOM on hour ago.

Trustee DeJohn- announced her resignation as Budget Director, and asked that overtime get's put onto the December agenda.

Motion to ADJOURN to next scheduled Board meeting December 8th 2008 at 7:00, a Senior Housing Public Hearing at 7:30PM and a workshop at 6:00PM with F. Thomas Pecora of Metro Ken-Ton Realty. **MOTION TO ADJOURN MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED MEETING ADJOURNED AT 6:15PM**

Submitted By



Linda Giancarlo
Village Clerk-Treasurer

VISITORS: Brian Campbell – Hamburg Sun; Bob and Pat Catalino; Tim and Frances Dybdahl; Rebecca Baxter and Marcy MacLeod; Barbara Catalano

COMMUNICATIONS: Support request from Lake Shore Senior High Band for National Music Competition; Friends of the Village “Christmas in the Village”; Thank You’s to all who helped decorate the Village for Christmas; Letter of support for Bed and Breakfast; Chamber of Commerce Poinsettia Sale; Donation to Fire Department from VFW; NYCOM recognition of Mayor Frawley; Community Christmas Caroling at Gazebo; Ribbon cutting at Hamburg Senior Housing; NYCOM “Tough Fiscal Times” article

TRUSTEE HOUSTON: Tree agreement between Village and Vogel; Memorial Tree and Stone article in Hamburg Sun; National Grid study on Railroad Ave.; Proposed assessment incentive program from Town of Evans Economic Advisory Group; Agri-Business program; NEST recycling program for plastic; Listing of all previous Mayors and Trustees researched by Christine Mittner; Friends of the Village quilt raffle

TRUSTEE DEJOHN: Letter request to Governor Patterson for AIM and state aid; Personal note regarding the poor decisions and financial challenges of the current Board

TRUSTEE WILSON: Thanked Fire Department for great job on the use of the ladder truck at a barn fire in Brant

TRUSTEE TUBINIS: Requested an amendment to November 10th minutes; Lake Street/Erie Road repair finances; Concerns on employee overtime; Thanked by Mayor for work on NFTA Park and Ride;

MAYOR FRAWLEY: Façade program extension request; Distressed Property Tax Task Force in four sub-committees; NYCOM’s “Stop the Tax Shift”; spoke with Power Authority regarding a reduction for Goya; starting a quarterly Newsletter beginning this winter; Congratulated Trustee Houston for his work on obtaining a green arrow light; Letter of Thanks to Allied Waste

ATTORNEY: 39 South Main; Sale of Water Plant

POLICE: Excused

GENERAL CREW CHIEF: railroad Avenue turn-around completed; concerns from Trustee Tubinis on asphalt funds; Storm drain plans

FIRE COMMISSIONERS: High School Band can and bottle drive; Christmas in the Village; 50-year Member dinner; Ladder truck performance report

CODE ENFORCEMENT: Thanked for hard work on Bed and Breakfast and his service to all residents; vacant Franklin Street home follow-up request

CLERK TREASURER: No Report

PLANNING: Absent

ZONING: Thanked those involved for the variance process on Senior Housing project

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Intercontinental Building; Veterans Exemption; NFTA Bus Shelter; Library Addition; Railroad Ave Streetlight Study; Railroad Ave turn-around

NEW BUSINESS: Overtime concerns;

RESOLUTIONS:

- 1) Approve Bed and Breakfast
- 2) Approve Water Shut Off
- 3) Approve Buyback of Sick Days
- 4) Approve Assemblage Application for Centennial Park
- 5) Approve PENFLEX Service Fee and Agreement
- 6) Accept Rate Increase for Senior Blue
- 7) Approve AFLAC Insurance Option for Village Employees
- 8) Approve Transfer from Contingency for Code Book Updates
- 9) Approve Local Government Efficiency Grant

MEETING MINUTES
Village of Angola Board Meeting
& Public Hearings for Senior Housing and Bed & Breakfast
Monday December 8, 2008 – 7:00 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 December 8, 2008 at 7:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Jeffrey Kaminski-DPW Crew Chief; Andrew Yusick, Village Attorney; Lynne Kaminski; Mark Goodway and Robert Beck-Fire Department Commissioners; Charles LaBarbera-Code Enforcement Officer; Paul Cooper-Zoning Board Chairman.

GUESTS: Brian Campbell-Hamburg Sun; Bob and Pat Catalino; Tim and Frances Dybdahl; Rebecca Baxter and Marcy MacLeod; Barbara Catalano.

PLEDGE OF ALLEGIANCE: was led by Barbara Catalano.

MEETING CALLED TO ORDER AT 7:00PM:

APPROVAL OF MEETING MINUTES OF NOVEMBER 10, 2008, MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON,

**Trustee Tubinis-nay Trustee Wilson -yes Trustee DeJohn-nay Trustee Houston-yes
Mayor Frawley-yes 3 yes-2 nay**

SO APPROVED

VISITORS: no comments

COMMUNICATIONS:

Mayor Frawley reported the following:

- Read a letter from Lake Shore Central Senior High School looking for financial support and sponsorship for the Senior High Band as they participate in a National Music Competition in April 2009. Anyone wishing to donate can contact the school.
- Friends of the Village are holding their 9th annual “Christmas in the Village” Saturday, December 13th. A schedule of activities has been posted and published in the Penny Saver.
- Mayor Frawley thanked Jim Backert and the girl scouts for their help in preparing the lights for decorating the Village. Mayor Frawley also thanked the OFAC (Old Ford Athletic Club) committee, Mark Parker; Ron Lehning and the whole OFAC committee for putting up the lights in very cold weather conditions, Sunday morning, after breakfast at Dan’s Restaurant. Mayor Frawley reported that the OFAC group has been decorating the Village of Angola for the Christmas holiday, annually for 42 years.
- Read a letter of support from Barbera Ahrens and Carmella Barone for the proposed, 311 North Main Street, Bed and Breakfast, and later read another Letter of Support from Barbera Burris Beers for said Bed and Breakfast.
- Read a letter from the Evans Brant Chamber of Commerce announcing their “Poinsettia Sale” at \$9.00 each through Bella Terra Greenhouse. The letter also asks for nominees for the “Citizen of the Year” program.

- Read a press release from Joseph Catalano of the VFW Post 928 awarding a donation to the Angola Volunteer Fire Department in the amount of \$1,000 to aid the fire department for maintenance of their equipment. This donation was money raised through their Friday night fish fry dinners at the Post.

Trustee Houston reported the following:

- The Village received a copy of the State Wide Publication of a NYCOM bulletin that has a picture of Mayor Frawley as the title reads "NYCOM SUPPORTS ERIE COUNTY VILLAGES" and congratulated the Mayor for his efforts.
- Read a flyer received from Most Precious Blood Church announcing a Christmas Concert on December 14 at 3:00.
- The Park and Gazebo Committee and the Lakeshore Association of Christian Churches is hosting Community Christmas Caroling at the gazebo on Tuesday December 16 at 7:00PM. There will be a brass band group from the High School lead by band instructor Mr. Blodget, to perform for this event.
- Announced the ribbon cutting for the Senior Housing on Sowles Road in Hamburg that was in a recent brochure from People Inc..

Trustee DeJohn reported the following:

- Reported on an article posted by Barbera Vanepps, Deputy Director in the NYCOM Bulletin regarding Tough Fiscal Times and things a local government can do to improve their fiscal stability while still providing essentials services to the residents. Mentioned some of the ideas reported such as *shared services; eliminating ineffective services; adjusting fines; sell/rent surplus property; reduce workforce costs; electronic banking; reduce energy costs, improve efficiency of water system; eliminate discretionary spending*. Commented that this is why last month happened. She has been calling NYCOM and keeping up on this. This was part of the fall training school.

DEPARTMENT HEADS COMMITTEE REPORTS:

TRUSTEE HOUSTON

- Reported that he finalized and notarized the "Tree Agreement" between the Village and Charity Vogel/Todd Pingitore, and it is on file.
- Said that he and Account Clerk Christine Mittner have supplied information to the Hamburg Sun as per their request regarding the Memorial Trees and Marker Stones that was added along Main Street this year. The Sun will soon be putting in an article regarding this project.
- Followed up with National Grid regarding a study for additional street lights on Railroad Avenue.
- The Town of Evans Economic Advisory Group has discussed some sort of an incentive program regarding assessment value on the homes of people who do needed improvements. Filed a copy of the minutes to the clerk.
- The Southowns Community Enhancement Coalition meets each month and is working on an Agri-Business program.
- Reported he attended the NEST meeting in Orchard Park, they discussed a recycling program for plastic. Also, stated that NEST's report on finances noted that the Town of Orchard Park is handling their finances through their Trust and Agency Fund.
- Reported that Mayor Frawley asked the Account Clerk Christine Mittner to research past Board members for a project he is working on for the Village. Trustee Houston stated that he found it interesting to see that his grandfather, who he never had the chance to meet, (passed away prior to his birth) George Seeley, was a Village of Angola Trustee in 1917 and 1918.

- Announced a fundraiser the "Friends of the Village" is having. They are holding a raffle for a lap quilt that was made and donated by the Lake Shore School Teachers.

TRUSTEE DEJOHN -

- Reported that all are aware of President Bush and President- Elect Obama declaring that we are in a recession, and reported that after reading through the NYCOM book she reported that NYCOM is requesting all to send a letter to the Governor regarding AIM and to fight for our state aid.
- Read something that she wrote in regard to the poor decisions the board has been making regarding meeting actions and spending. She announced how all are effected by today's financial challenges. She stated that she and Trustee Tubinis worked hard with Mayor Frawley to cut taxes in the last budget by \$6.02. Stated that she and Trustee Tubinis have voted against spending several times and have been out-voted. We have to define what an emergency is. We need to build up our reserve fund. She also stated that because of the mixed age group of the Board, there is so much to offer as a whole, yet some are not heard. She said that when she listened to the tape of the last board meeting, she was shocked at the way a department head spoke to one of the Trustees. She stated that she as well as others can make mistakes and she publicly apologizes when she does. She also stated that she feels this board has to put differences aside and work together, by listening and calling NYCOM when we need to, and also work together in being the lawmakers and decision makers that our constituents expect from us.

TRUSTEE WILSON -

- Reported that the Fire Department had a call Saturday night with the ladder truck. It was a barn fire in the Town of Brant, one of our past part-time police officers. Some cows were lost, but the Fire Department did a great job in very cold weather and the Ladder Truck was used for the first time and proved its worth.

Mayor Frawley thanked the fire department as well.

TRUSTEE TUBINIS:

- Reported that she would like an amendment to the November 10th board meeting. She said she wanted to have some of her concerns at the last board meeting put into the minutes.
- The Clerk-Treasurer Linda Giancarlo informed Trustee Tubinis that the meeting minutes were already approved at the beginning of the meeting, but she could include her concerns in the minutes pertaining to this meeting.
- Trustee Tubinis stated that she was told a \$30,000 figure for the Lake Street/Erie Road water repair project and stated that on the tape of the meeting, someone else on the board said he heard the same thing.
- Trustee Wilson stated that he never said that he also heard it was \$30,000 and what he was trying to do was explain to Trustee Tubinis that it was not possible that this project would be \$30,000. They agreed to listen to the tape together after the meeting.
- Trustee Tubinis stated that she wants the following included for this meeting:
 1. She was concerned on the overtime for the water break project
 2. She stated her concern that if it was such a safety hazard why did the crew work from 7-1 the next day anyways.
- The Clerk reported that she was asked by Trustee Tubinis to amend the minutes a few days prior to the board meeting, but the Clerk requested that Trustee Tubinis read the NYCOM handbook in regards to "minutes" and she can address it at the board meeting when we ask for approval of the minutes.

Mayor Frawley thanked Trustee Tubinis for her work in getting the NFTA Park and Ride here in the Village and thanked DPW Crew Chief Kaminski for meeting with NFTA Officials.

Trustee DeJohn reported that for the first time, that she is aware of, in the history of the "Association of Erie County Governments" a Mayor has been elected as president. That Mayor being Mayor Frawley. The Board and attendees congratulated Mayor Frawley. Mayor Frawley thanked all in attendance and reported that he will be sworn in on January 22, 2009 at Romanellos.

7:30 PUBLIC HEARING-SENIOR HOUSING

CLERK READ NOTICE: PLEASE TAKE NOTICE that an application was presented to the Village Board of the Village of Angola on the 10th day November, 2008 to approve a site plan and special use permit from People Incorporated, for construction of a 30-unit Senior Housing Facility on 2.25+ acres at 174 North Main Street, in the Village of Angola.

PLEASE TAKE FURTHER NOTICE that pursuant to Article 21 of the Village Law, a public hearing will be held on aforesaid application before the Board of Trustees of the Village of Angola, New York, at the Village Hall, 41 Commercial Street, Angola, New York, at 7:30PM on the 8th day of December, 2008.

Mayor Frawley opened the floor for discussion.

Attorney Yusick explained: this matter has been before both the Planning Board and the Zoning Board of Appeals, the Zoning Board approved requisite variances as to the size of the parcel. The Planning Board held 2 meetings. They had some issues and wanted it brought to the attention of the Village Engineer. The engineer reviewed and commented on the site plan. Also some public matters were addressed, such as a sidewalk and lighting and all have been taken care of. With all of these issues taken care of, the Planning Board approved the site plan and recommended the approval of the Village Board for the special use permit for senior housing, as local law requires. It is the Village Boards authority to approve the special use permit and the site plan and by law a public hearing is required, and the public hearing also satisfies the SEQRA requirements as to input. However, the County has been notified and the 30 days the county has to respond is not up until the 15th so the Board cannot vote until this time has expired. The Village recently received a letter from the County raising 2 issues, which apparently have already been/or will be addressed. Attorney Yusick recommends a meeting on December 17th to vote on this.

Mr. William Long - Architect for People Inc. introduced a display of the layout of the site and a picture of the unit to the attendees. He described the layout features and the concerns that were addressed regarding screening, the lighting and a walkway. It will be a 2-story building of brick and vinyl siding.

Mayor Frawley: reported the similarity to the Senior Housing unit on Sowles Road in Hamburg.

Trustee DeJohn: reported her gratitude that the senior housing is finally happening, it was a promise she made to her father, years ago, who has since passed.

Trustee Tubinis asked about maintenance of the property- People Inc reported they take care of all maintenance of their property as well as sidewalks,

Barbara Catalano- asked how many parking spaces are available. - People Inc reported there are 30 parking spaces available.

Attorney Yusick stated that someone raised an issue regarding the parking spaces.

Barbara Catalano-asked if there was a community room- People Inc reported yes and that the site is locked and usually it is used by residents or their family, to keep the safety of the residents in mind at all times.

Rhonda Fredericks - People Inc. reported the income guidelines as \$21,300 annually (1 person). She also stated that they have over 30 people on the preliminary waiting list already for this site. Rhonda then explained the application process. They are hoping to break ground in January, it is a 10-month project, and hopes to be renting out the units 1-year from today. They will have a live in caretaker who is responsible for the site. A local resident is preferred and they get an apartment and utilities in exchange for their caretaker services.

A manager will also be hired part-time to take care of all activities and renting the building, doing paperwork, maintaining the building and being a part of the community. There may be a chance that HUD will not be funding a vehicle for the site for social activities. They also encourage units to come

together for activities. It is an independent living arrangement and all activities are available if you want to get involved. Rhonda also supplied some paperwork with income guidelines and a small brochure to hand out.

The board commented the wonderful work of People Inc.

Trustee Houston reported on his visit to a few of the sites and the nice comments from the tenants.

MOTION TO CLOSE PUBLIC HEARING FOR SENIOR HOUSING AND OPEN PUBLIC HEARING # 2 FOR THE BED AND BREAKFAST MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE DEJOHN

7:45 PUBLIC HEARING SPECIAL USE PERMIT, BED AND BREAKFAST

CLERK READ NOTICE: PLEASE TAKE NOTICE that An application for a special use permit was presented to the Village Board of the Village of Angola on the 24th day of November, 2008 to approve a site plan and special use permit from Rebecca Baxter and Marcy MacLeod to open a Bed and Breakfast facility at 311 North Main Street in the Village of Angola.

PLEASE TAKE FURTHER NOTICE that a public hearing will be held on aforesaid application before the Board of Trustees of the Village of Angola, New York at Village Hall, 41 Commercial Street, Angola, New York, at 7:45 PM on the 8th day of December, 2008,

Mayor Frawley opened the floor for discussion:

Tim Dybdahl- asked how the rental occupancy law applies for the Bed and Breakfast?

Code Enforcement Officer Chuck LaBarbera and Trustee Houston – replied it applies, and there has been a new local law adopted last year that specifically applies to Bed and Breakfast which references the rental law.

Tim Dybdahl reported that he is all for the Bed and Breakfast but asked that they be friendly neighbors and clean up the back of their property.

Ms MacLeod and Ms Baxter stated that they were unaware of any debris in their yard.

Mrs. Frances Dybdahl- stated they have tires and junk in the back of their property which backs up to their yard and also wanted to know what they plan on doing with the pool.

The board interrupted their dispute and asked that they direct their discussion to the board and not to each other.

Mrs. Dybdahl asked if they were going to be inspected for fire prevention such as smoke detectors.

CEO LaBarbera reported that they have been in compliance and up to code requirements with all.

Trustee DeJohn commended Ms. Baxter and Ms. MacLeod for their hard work and determination on the bed and breakfast project.

Mayor Frawley stated that he has already received responses from area business that plan on making use of the Bed and Breakfast facility. He wished Ms MacLeod and Ms Baxter the best of luck.

Trustee Houston agreed that this is something that has been needed for a long time in the community and commended their efforts.

No more comments were made.

MOTION TO CLOSE PUBLIC HEARING AND OPEN REGULAR BOARD MEETING MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN UNANIMOUSLY CARRIED

Resolution #1 APPROVE BED AND BREAKFAST

RESOLVED that the application for a special use permit and site plan approval for use of 311 North Main Street in the Village of Angola as a Bed and Breakfast is hereby approved.

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

DEPARTMENT HEADS COMMITTEE REPORTS CONTINUED:

MAYOR FRAWLEY – reported the following

- The Façade program, offered through Economic Development of Erie County, has been started in the Village, but because of the recession issues and timing issues, he is going to ask the County for an Extension. Currently the interested owners need \$750.00 to deposit towards this program by December 15, and he has heard from those interested business owners, of the tough financial issues they are currently facing. He will follow up with the County for an extension.

Trustee DeJohn reported that during our workshop with the businesses and the county there was a discussion regarding working out a payment plan for this deposit.

MAYOR FRAWLEY Continued

- Distressed property task force has broken into four groups, working together with Assemblyman Hoyt regarding land banking. Also working on a plan where municipalities can purchase and sell the distressed properties and working on a resolution to Restore Erie County, to reclaim properties. These plans will include working with the assessors in assessing properties for their current worth. Asking Buffalo Mayor Byron Brown to get involved
- Stop the Tax Shift, a program through NYCOM has been up and running online to involve residents and public officials on mandates and legislative decisions happening in Albany.
- While at the executive session with NYCOM, he received a good response from downstate Mayors regarding the Task Force. They also discussed many other programs that NYCOM is offering.
- Was able to speak to the Niagara Power Authority in regards to the Goya expansion, hoping to get some per kilowatt power savings for Goya, because of the money they are putting in the State, and in the Village.
- Announced a quarterly newsletter he is getting started in January 2009 for the Village.
- Congratulated Trustee William Houston for his hard work on obtaining a green arrow at the traffic light on the corner of Eden-Evans Center Road and Rt. 20. It was suggested that the Village and the Town of Evans request an arrow for the other (east) side of the signal and ask that the arrows be active all the time, not just in the morning.

ATTORNEY YUSICK-

- 39 South Main- working on deed stamp issues.

- Sale of Water Plant- DEC Attorney for the sale of the water plant is waiting for approval from the Attorney General's office. Talked with the buyer, Paul Erickson, and he is ready to close.

POLICE- excused

Trustee DeJohn- asked for permission to take the time out to thank Allied Waste for the tremendous job they are doing in the Village.

Mayor Frawley mentioned some problems with Allied Waste as well, which have been resolved, and laughed that he was called out in his PJ's to investigate an issue as to the weight of a rubbish container.

After discussion- the Board agreed to send Allied Waste a letter of thanks, **MOTION OFFERED BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.**

GENERAL CREW CHIEF -

- Completed the Railroad Avenue turn around, but was informed by a resident that the school has not been using it. He has contacted the school to inform them that the turnaround is done.

Trustee DeJohn - suggested to contact the Chief of Police and ask them to contact the school. She is concerned for the safety of the children that are being made to walk in an area where a sex offender resides.

Trustee Tubinis- reported a concern in the DPW line for asphalt, and asked for an explanation of the two lines that are in question. The DPW Crew Chief and the Village Clerk informed her that one is the regular asphalt line and one is the CHIPS line. The DPW will apply for CHIPS funding to cover the CHIPS line, as he does annually.

- Planning on storm drain projects on Lake Street and one on Henry & N. Main. Waiting for the weather to be clear for about 2-3 days.

FIRE COMMISSIONERS -

Lynne Kaminski-

- Reported that the High School Band would like to move the can and bottle drive to January 10th 2009. **MOTION TO APPROVE THE CAN AND BOTTLE DRIVE FOR THE LAKE SHORE CENTRAL HIGH SCHOOL BAND MADE BY TRUSTEE HOUSTON, WITH THE UNDERSTANDING THAT THE SCHOOL BE CONTACTED AND HAVE A N INSURANCE CERTIFICATE NAMING THE VILLAGE AS AN ADDITIONAL INSURED, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**
- Mentioned "Christmas in the Village" will be celebrated on Saturday, December 13 and feels the board should commend Debi Wilson and Joanne Houston for their hard work putting the festivities together. The board will see that the helpers all get thank you letters, they asked the clerk to send a thank you to the following.

Joanne Houston, Debi Wilson, OFAC, Jim Bachert and the girl scouts, Becky Leone, Lee Widmer Wick, Dan's Restaurant and Whistle Stop.

- Announced the 50-year member dinner this Sunday, Dec 14, at the Colony House Restaurant. Honoring three 50-year members of the Angola Volunteer Fire Department; William Houston, Jack Heinrich and Richard Carlson.

Robert Beck-

Reported that the ladder truck was called out Saturday and everything went well. They lost a couple of pieces of equipment and he will get a report to the clerk, all were very pleased with the performance of the ladder truck.

CODE ENFORCEMENT – Charles LaBarbera - No Report:

- Trustee Houston thanked Charles LaBarbera for his hard work with the Bed and Breakfast and the Senior Housing projects.
- Trustee DeJohn also thanked him for his service to the residents.
- Trustee Houston asked for a follow up the vacant Franklin Street house. Mr. LaBarbera reported that the house has been sold and is again being worked on by the new owners.

PLANNING – ABSENT –

ZONING – Chairman Paul Cooper reported

- Thanked Trustee Houston and Chuck LaBarbera for their assistance and advise during the variance process for People Inc. for the senior housing project.

CLERK-TREASURER – No Report

OLD BUSINESS:

1. Sale of Water Plant-discussed
2. Thruway Water- discussed
3. Senior Housing-discussed
4. Intercontinental Building-discussed
5. Letter to Town/Veterans Exemption-still waiting to hear from the Town Assessors Office in regard to what effect the exemptions will have on the village. The Clerk reported that she met with the assessor and was able to clear up a few things, but the Assessor was going to send her the exemption amounts of the Town. The clerk has not received them yet. The Board shared their disappointment on the lengthy responses from the Assessor regarding these figures. The Clerk stated that it is hard for the Assessor to give us exact figures because things change constantly.
6. NFTA Bus Shelter-Mayor Frawley again thanked Trustee Tubinis for her work on this project.
REMOVE
7. Library addition-Trustee Tubinis reported that they are researching grant opportunities
8. Railroad Ave Streetlight Study-pending a report from National Grid.
9. Railroad Ave Turn around-discussed finished- REMOVE

NEW BUSINESS:

1. Overtime - Trustee DeJohn reported that she is concerned with the status of the coming state budget, and expressed her concerns of finding ways to save the budget lines. Addressing DPW overtime, she feels that we need to either work with the Town, hire seasonal employees, and use better judgment where emergencies are concerned. We need to make the budget work and just because its there does not mean we have to spend it.
2. Trustee Tubinis shared Trustee DeJohn's concerns.
3. Trustee Houston mentioned that we started moving in the right direction when negotiating the DPW union contract to include a share of medical expenses be covered by the employees.

MAYOR FRAWLEY reported that Lori Szewczyk, of the Town of Evans, is looking for the support of the Village Board in applying for an environmental study on some of the vacant and abandoned properties located in the Town and Village. This would be a phase 1 and phase 2, site assessment study, and the Town would act as lead agency in applying for the study grant. This will be a first step in removing the obstacles that are keeping these properties from potential buyers. The Emblem and the Duriron properties are under consideration for this project.

Attorney Yusick- reported that Lori Szewczyk is not ready for the resolution yet. He will review the legalities, talk with the town, and inform the board.

RESOLUTIONS OFFERED DECEMBER 8, 2008

#2 APPROVE WATER SHUT OFF

RESOLVED that the Angola Village Board does hereby authorize the water clerk to issue water shut-offs per the attached list of delinquent water accounts unless paid in full by Monday December 15th, by 10AM. 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 \$13,158.39. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#3 APPROVE BUYBACK OF SICK DAYS

RESOLVED that the Village of Angola Board of Trustees does hereby authorize the following Sick Day Buy-Backs for sick days in excess of 150 days at ½ time as per union contract:

A5010.1.2 \$1,837.60 or 19.25 days over 150 @ 50%

A5110.1.2 \$1,138.20 or 15 days over 150 @ 50%

For a total amount of: \$2,975.80 MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

#4 APPROVE ASSEMBLAGE APPLICATION FOR CENTENNIAL PARK

RESOLVED that the Village Board hereby approves the application from the "Angola Parks and Gazebo Committee" to assemble a "Community Christmas Carol Singing" for Tuesday, December 16, 2008 at 7:00-8PM, all local enforcement agencies will be notified. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

#5 APPROVE PENFLEX SERVICE FEE and AGREEMENT

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

WHEREAS there is an annual contract based on service hours earned by each member,

THEREFORE, BE IT RESOLVED that the Village of Angola authorizes the Mayor to sign the 2008/2009 Penflex Service Fee Agreement and approve payment to Penflex in the amount of \$1,850.00. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

PRIOR TO NEXT RESOLUTION: Trustee Tubinis questioned this increase-she stated that the Clerk sent a memo to the board on this increase and the board was suppose to discuss this at tonight's workshop and said that this is the practice of this board and she would like to be informed to review and discuss these things well before the decision is to be made. Took offense that she is not made aware of these expenses prior to resolutions being put on the agenda.

Clerk Giancarlo informed her that the board was given the memo and all the figures a month ago, and if she had any concerns or questions she could have asked during the workshop, there was 20 minutes left, or open for discussion now. She said that 3 Trustees have already informed her that they do not want any changes to the senior coverage.

#6 ACCEPT RATE INCREASE FOR SENIOR BLUE

BE IT RESOLVED that the Village Board hereby approves the monthly rate increase from \$159.30 to \$197.90 for the Senior Blue medical coverage for 11 senior retirees and authorizes the Village Clerk-Treasurer to sign and accept said rate increase with no changes to current coverage for said retirees.

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

#7 APPROVE AFLAC INSURANCE OPTION FOR VILLAGE EMPLOYEES

WHEREAS the Village Board has been notified that some Village employees would like the option of purchasing insurance coverage through AFLAC Insurance through payroll deductions starting in December 2008, and

WHEREAS the purchasing of said insurance is strictly on a volunteer bases of said employee and has no effect other than an additional administration duty, now

THEREFORE BE IT RESOLVED, the Village Board hereby authorizes all employees to have the option of purchasing ALFAC Insurance through a payroll deduction, and requests that any employee wishing to decline purchasing said AFLAC Insurance is required to fill out a waiver offered through AFLAC. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#8 APPROVE TRANSFER FROM CONTINGENCY FOR CODE BOOK UPDATES

WHEREAS the Village of Angola has updated the new Code Book for the Village through General Code and has since filed several new laws to be included in to the new code book, now

THEREFORE BE IT RESOLVED, that the Village Board approves the Village Clerk to create account A1670.4.4 CODE BOOK UPDATES, and transfer \$3,500.00 from the contingency account #A1990.4 to A1670.4.4 Code Book Updates. **MOTION MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#9 APPROVE LOCAL GOVERNMENT EFFICIENCY GRANT

WHEREAS, the Erie County Department of Environment and Planning (ECDEP) coordinates the activities of the Western New York Stormwater Coalition (WNYSC); and

WHEREAS, the ECDEP has assumed the role of lead agency and has pursued grant funding to support the work of the WNYSC since its inception; and

WHEREAS, the Village of Angola is a member of the WNYSC; and

WHEREAS, the New York State Department of State solicited applications for projects that target shared services through it 2008-2009 Local Government Efficiency Grant Program; and

WHEREAS, the ECDEP, in cooperation with the WNYSC, has prepared a grant application for an Outfall Inspection and Illicit Discharge Track Down Project Proposal; and

WHEREAS, the required local match of 10% will be provided by the WNYSC members' annual membership fees; and

WHEREAS, the Co-Applicants to this application are the members of the WNYSC: Village of Alden, Town of Alden, Town of Amherst, Village of Angola, Town of Aurora, Village of Blasdell, Town of Boston, Buffalo Sewer Authority, Town of Cheektowaga, Town of Clarence, Village of Depew, Village of East Aurora, Town of Eden, Town of

Elma, Town of Evans, Town of Grand Island, Town of Hamburg, Village of Hamburg, Village of Kenmore, City of Lackawanna, Village of Lancaster, Town of Lancaster, Village of Orchard Park, Town of Orchard Park, Village of Sloan, City of Tonawanda, Town of Tonawanda, Town of West Seneca, Village of Williamsville, Town of Cambria, Village of Lewiston, Town of Lewiston, Town of Niagara, Niagara Falls Water Board, City of North Tonawanda, Town of Pendleton, Town of Porter, Town of Wheatfield, Village of Youngstown, County of Erie, County of Erie - Sewer District #6, County of Niagara, Buffalo and Fort Erie Peace Bridge Authority, State University of New York at Buffalo; and

NOW, THEREFORE BE IT RESOLVED, the Village of Angola authorizes the ECDEP to submit an application to the Local Government Efficiency Grant Program for the 2008-2009 funding year; and be it further

RESOLVED, that Chris Collins, Erie County Executive is the Lead Applicant Contact Person and is authorized to execute all financial and/or administrative processes relating to the grant program; and be it further

RESOLVED, that the required local match of 10% to be provided by the Village of Angola will come from its membership in the WNYSC and the annual membership fee it pays; and

RESOLVED, that upon approval of said grant request, the Village of Angola will enter into an Inter-municipal Agreement, where the shared services of the proposed project are listed in detail, with the co-applicants. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**


Mayor Frawley asked Attorney Yusick to prepare a resolution for the Rockefeller Parking area. Attorney Yusick reported that he has minor adjustments to make on the description, it is a technical issue, he will work on it.

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED
MOTION APPROVING THE FOLLOWING: General Fund Abstract #011, Checks #6649 to #6661 in the total amount of \$21,623.17 and General Fund Abstract #012, Checks #6662 to #6723 in the total amount of \$88,852.92 and plus Payroll #24 & #25; Water Fund Abstract #011, Checks #1704 to #1708 in the total amount of \$1,253.51 and Water Fund Abstract #012, Checks #1709 to #1724 in the total amount of \$54,975.46 plus Water Payroll #24 & #25.

ADJOURN to December 17 special meeting at 6:00PM and the next regularly scheduled Board meeting January 12, 2009 at 7:00PM.

MOTION TO ADJOURN MADE BY TRUSTEE TUBINIS, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED, MEETING ADJOURNED AT 9:20PM

Mayor Frawley extended a Happy Holidays to all and Trustee Houston stated that the December 7 was the 67th anniversary of Pearl Harbour

Submitted By

Linda Giancarlo
Village Clerk-Treasurer

1

2

3

MEETING MINUTES
Village of Angola Board Meeting
Special Meeting
Wednesday, December 17, 2008 – 6:00 P.M

At a Special 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 December 17, 2008 at 6:00 PM, there were

PRESENT: Mayor – Howard Frawley; Trustees – Denise DeJohn; William Houston; Anne Marie Tubinis; and John Wilson.

ALSO PRESENT: Linda Giancarlo – Clerk-Treasurer; Andrew Yusick, Village Attorney; Rhonda Frederick of People Inc..

GUESTS: No Guests

CALL MEETING TO ORDER at 6:02 MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON UNANIMOUSLY CARRIED

Resolution #1 Approve negative Declaration for Senior Housing

WHEREAS, the Village Board of Trustees of the Village of Angola previously stated its intention to act as lead agency pursuant to the State Environmental Quality Review Act (SEQRA) in conducting a review of the proposed construction of a 30 Unit Senior Living Facility in the Village (the "Project");

WHEREAS, the Village Board of Trustees of the Village of Angola previously provided notices to other interested agencies regarding its intention to so act as lead agency and no such agencies objected;

WHEREAS, the Village Board of Trustees 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 Full Environmental Assessment Form, the proposed Project in its entirety, and the criteria for determining significance set forth in 6NYCRR § 617.7(c) of the SEQRA regulations, the comments made at the public hearing, and such other information deemed appropriate; 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 the lead agency pursuant to SEQRA in conducting a review of the Project
2. The Village Board declares that the Project will not result in any large and important impacts, and therefore, the approval of the Project does not include the potential for any significant adverse environmental impacts. Accordingly, the Village Board issues the attached negative declaration under SEQRA for the Project
3. The reasons for the decision are stated in the attached negative declaration,
4. This resolution shall be effective immediately.

Attorney Yusick reviewed the negative declaration pertaining to this project, and a change in the drainage plans for the senior housing, this is at the expense of People Inc. The original plans showed there was an existing 12" line, instead the county has informed them it is an 8" line, so the drainage plans will go from an above ground retention system to an underground

drainage system, which is actually better for the Village because there will be no standing water.

Trustee DeJohn asked if this was supposed to be approved by the planning board. She does not want anything to come back on the board.

Attorney Yusick stated that this was an engineering issue not a site plan issue. He also stated that the Planning Board already approved a less sophisticated drainage system. It is actually an improvement. The layout will even be better.

Trustee Wilson stated that these underground drainage systems are more efficient, and will not allow standing water which could cause mosquito issues.

Mayor Frawley reported on a letter from Code Enforcement Officer Chuck LaBarbera regarding this change in drainage, requesting the senior housing not be stalled, stated that this is a win win situation for the Village.

MOTION TO APPROVE NEGATIVE DECLARATION FOR SENIOR HOUSING MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

Resolution #2 Approve Special Use Permit For Senior Housing

WHEREAS, People's Inc./Holly Housing Corp. has filed an application for site plan approval and special use permit approval for approximately 2.25 Acres at 174 N. Main Street, and

WHEREAS, the Village of Angola Zoning Board of Appeals has approved all variances necessary for said project, and

WHEREAS, the Village of Angola Planning Board has approved the site plan and has approved the application for special use permit, and

WHEREAS, the Village Board has been designated lead agency pursuant to SEQR, and

WHEREAS, as part of the SEQR process, the Department of Environment and Planning and the State DEC has been notified, and

WHEREAS, the Department of Environment and Planning of the County of Erie has made comments which have been addressed by the applicant, and

WHEREAS, a negative declaration has been issued by the Village Board, and

WHEREAS, public hearing has been held regarding said applications, and

WHEREAS, public comment has been noted and received.

NOW, THEREFORE, BE IT RESOLVED that the site plan as approved by the Village of Angola Planning Board is hereby approved. That the application for a special use permit to use said Premises for the purposes of a 30 Unit Senior Independent Housing facility is approved. That such approvals are subject to the Applicant's compliance with all State and County requirements. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

Rhonda Frederick stated that People Inc is applying for additional money from Erie County and asked if Mayor Frawley could offer a support letter from the Village. Mayor Frawley had no objection, and will put one together tomorrow.

Resolution #3 Approve Parking for Rockefeller

WHEREAS, the Village of Angola has engaged in a tourism initiative to enhance the economy of the village, and

WHEREAS, the Village of Angola was the site of a historically significant train accident in 1867 known as the "Angola Horror", and

WHEREAS, John D. Rockefeller was scheduled to be on the train which wrecked, and

WHEREAS, he issued a historically significant wire from the Village of Angola regarding the train mishap, and

WHEREAS, the Village of Angola railroad passenger depot at the time of the accident was located on Commercial Street in the Village of Angola, and

WHEREAS, it is in the interest of the community to discontinue the use of that portion of Commercial St. as a street and parking area, for future development as a historical site, and

WHEREAS, a Public Hearing has been held.

NOW, THEREFORE, BE IT RESOLVED:

That a .03 acre portion of Commercial Street which is presently used for parking and is more particularly described by the attached Schedule A, is no longer needed as a public thoroughfare and that portion of Commercial Street described by the attached Schedule A is hereby discontinued as a public street. **MOTION MADE BY TRUSTEE DEJOHN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 Approve letter to Assessor for Garbage Unit Count

WHEREAS, it has come to the Board's attention that the Assessor has made determinations regarding the addition or removal of garbage units, and

WHEREAS, such determination is the sole responsibility of the Village of Angola Board,

NOW BE IT RESOLVED that Mayor Howard Frawley is hereby directed to execute and forward the attached letter to the Assessor affirming that the Village Board has the sole authority to make such determinations and

BE IT FURTHER RESOLVED, that the Village Board advises the Assessor to remove Time Warner SBL #555.00-13-1 from the Village Tax Roll, and

BE IT FURTHER RESOLVED the Village Board requests the advise of the Assessor as to the effect of Cold War Exemptions if approved by the Board. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE TUBINIS, UNANIMOUSLY CARRIED**

The Clerk asked the Board if something can be done to notify residents about the house numbering law-as per Samuel Mogavero's request at a recent board meeting, such as an ad in the pennysaver. The Board suggested the explorers perform a survey and we can follow up with a letter or see if we can add a one-line info on the water cards.

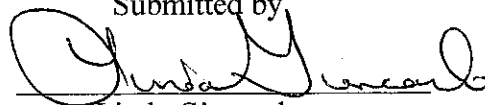
Mayor Frawley reported there will be a meeting with Mr. Drago from Goya tomorrow at 9:30 regarding the water-line testing

Trustee Wilson requested the clerk make a Walmart file for the office, as he distributed a Walmart CD and paperwork from Bergmann Associates to the Clerk.

Trustee DeJohn question whether the Engineer would be responsible for the South Main Street waterline break because it was part of the waterline project 2 years ago. Trustee Houston mentioned that the break was at a different spot near where they connected, but it would be worth looking into.

Motion to Adjourn to the next regular board meeting on January 12 at 7:00 PM with a workshop at 6:30PM **MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED MEETING ADJOURNED AT 6:40**

Submitted by



Linda Giancarlo

Village Clerk-Treasurer

7

7

7