

1/3/07

INDEX – January 3, 2007

TRUSTEE HOUSTON: Verizon Phonebooks; Councilman Cooper; Community Caroling; Christmas Candles; Historic Homes Meeting; Southtowns Coalition; Garbage Contract; Economic Development Committee; 2007 Budget; Dale Volker letter; Childhood/Lead program; Water rates.

TRUSTEE STOCKMAN: Depot meeting; Herman Park grant money.

TRUSTEE WILSON: Water Meter readers; NYCOM Legislative meeting.

TRUSTEE DIMARTINO: Business Strategy Workshops: Southtowns Business to Business Program.

MAYOR FRAWLEY: Councilman Cooper; Christmas Decoration removal; XPAND; People, Inc/Senior Housing.

ATTORNEY: Water plant sale; Evans Bank assessment; Police issue.

POLICE: Monthly report

GENERAL CREW CHIEF: Salt budget; Hydrant schedules; Water line maps; Hydrant flushing.

FIRE COMMISSIONERS: Vehicle registrations; Fire hose tests; Siren; Monitor System; Re-inventory fire truck and hall; Installation dinner; Depot status; High school bottle drive; Garbage; Commend Comm. Kaminski.

CODE ENFORCEMENT: Monthly report; Fee schedule; Code changes; Hammond bldg; N. Main St.; CSX clean-up;

CLERK-TREASURER: Budget Workshops; Spending; Planning and Zoning training.

OLD BUSINESS: Water Plant; Thruway water; Senior Housing; Outside delinquent water; Intercontinental bldg. Repair.

NEW BUSINESS: None

RESOLUTIONS: #1 Publish Election Notice
#2 Extension of Website Contract

MINUTES
Village of Angola Regular Board Meeting
Wednesday January 3, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on January 3, 2007 at 7:30 PM, there were

PRESENT: Mayor Howard M. Frawley, Trustees: Jonica DiMartino; William G. Houston; Michael Stockman; John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Jeff Kaminski-General Crew Chief; Charles LaBarbera-Code Enforcement Officer;

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); Jill Barrett; Salvatore Mogavero.

PLEDGE OF ALLEGIANCE: was led by James Davis

CALL MEETING TO ORDER at 7:31PM

APPROVAL OF MEETING MINUTES of December 18, 2006: Motion made by Trustee Wilson, seconded by Trustee Stockman **UNANIMOUSLY CARRIED**

VISITORS: No comments.

COMMUNICATIONS: No communications

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Mentioned a large pile of Verizon Phonebooks in the Village Hall if anyone cares to take one
- Attended the swearing in of Evans Town Councilman Paul Cooper, it was nice to see his brothers Justice's Timothy Cooper and Michael Cooper, as well as his family present.
- Community Christmas caroling went well, the Gazebo Committee had to finance the Legion Band from Hamburg due to the unavailability of anyone from the Lake Shore School band.
- Christmas Eve candles/bags for the "Light the Way for Jesus" looked really beautiful. This is sponsored by the "Friends of the Village" organization.
- Announced a meeting that will be held by the "Historic Homes" society. It will be held on January 10th at the CAO Building, he plans to attend.
- The "Southtowns Community Enhancement Coalition" celebrated a small Christmas Party at the Village Inn, paid for by each attendee. It was nice to see people from Eden, North Collins, Brant and Farnham all joined with Evans and Angola for this get together, it went very well.
- New Garbage contractor Allied Waste, started yesterday. He heard good comments already from a few residents. The new workers are friendly and do a great job.
- Southtowns Coalition attended a meeting at the Board of Education Building in Tonawanda, the coalition was awarded \$25,700.00 for their program, and the money will be used by the coalition to become a 501c3 group.
- The Town of Evans Economic Development Committee met at Dan's Restaurant for a breakfast meeting on 1/3/07.

- Asked that with the preparation of the new budget, that all departments hold the line on expenses.
- Letter to Dale Volker regarding the Tri-County Hospitals and issues on the Berger Commission, went out. Waiting to hear reports.
- Forwarded some information to Grant Writer Lori Szewczyk and CEO Charles LaBarbera regarding funding opportunities for the Childhood/Lead Poisoning program.
- Asked the Deputy Clerk to copy everyone on the Erie County Water Authorities letter and water rate increase. He feels that the Village should hold back on raising any rates as of now.

TRUSTEE STOCKMAN –

- A Depot meeting is scheduled for January 10th at the First Congregational Church.
- Meeting with Noelle Kudos from NYS Office of Park and Recreation and Grant Writer Lori Szewczyk at Herman Park to discuss plans to move forward with the Grant monies awarded to the park, and what actions and steps need to be taken to get started. Trustee Houston asked if they could try to include some work on the Creek Bank located at Herman Park. It is in poor condition and is washing away.

TRUSTEE WILSON –

- Expressed a Happy Holidays to all
- Stated that he will be holding interviews next week for two new Water Meter Readers.
- Will be attending the NYCOM Legislative meeting in Albany at the end of February, with Trustees DiMartino and Stockman and Mayor Frawley.

TRUSTEE DiMARTINO –

- Announced a few scheduled business strategy workshops being planned to assist the local businesses concerned with the proposed new Walmart Store and how their business will be affected. These workshops will be held at the New Angola Theater and information can be obtained by contacting the Evans Brant Chamber of Commerce. These workshops will help local concerned businesses maintain success. These workshops are available from the assistance of the Town of Evans (Councilman Paul Cooper); Evans Brant Chamber of Commerce; Town of Evans and Village of Angola Community Development and the Friends of the Village. Trustee Wilson stated that he was asked by Trustee Houston to represent the Village on this committee.
- Trustee Stockman asked if these seminars could be taped for the business community.
- Trustee Houston also asked Trustee Wilson to contact Time Warner to have the seminars announced on the community billboard. He stated that these seminars will cost money for advertising etc. and there was a recommendation that the four involved entities should offer \$250.00 for a total of \$1,000.00 to cover expenses.

MOTION made by Trustee Houston, seconded by Trustee DiMartino to fund \$250.00 out of our Public Relations Economic Development line A6410.4 **UNANIMOUSLY CARRIED**

- Announced that the Eden Chamber of Commerce and the Evans Brant Chamber of Commerce has joined forces to create a “Southtowns Business to Business Mentoring/Education Program”. This is an interactive peer advisory program providing training, counseling and technical assistance to help local business owners.

MAYOR FRAWLEY –

- Congratulated Paul Cooper on his swearing in as Evans Town Councilman
- Reminded the DPW Crew Chief of the scheduled take down of the Christmas decorations on Sunday, January 7th we (will meet at Dan's for breakfast).
- Scheduled to meet with Legislator Bob Reynolds in regard to XPAND properties.
- Announced that he and Trustee Houston were scheduled to meet with representatives from People Inc, in regard to Senior Housing but it was cancelled due to illness, they will re-schedule for Friday January 5th at 3:30.

ATTORNEY –

- Discussed paperwork he previously sent to the board in regard to the sale of the Water Plant. The General Services Administration changed their agreement to release the Village of Angola of the obligation of maintaining the intake, he forward this correspondence to the buyers Attorney and is waiting for a response.
- He discussed another letter he sent to the board regarding the DEC portion of the Water Plant sale, he still has not heard from them, after complying with their requests.
- Trustee Houston asked if the Evans National Bank assessment issue has been resolved, Attorney had no report.
- Trustee Houston asked if we have heard anything from the hearing officer in regard to the police issue. Attorney replied that he received the transcript this afternoon. The hearing officer will report to us when ready.

POLICE –

- Read the monthly report.

GENERAL CREW CHIEF –

- Salt budget is doing great due to the good weather, he is still obligated to purchase 75% of the requested tonnage, but they will hold the salt in storage. This will help next years budget.
- Mentioned some of the Hydrant work scheduled.
- Working on the Water line map.
- Re-scheduling the Hydrant flushing for this spring, it was delayed due to the October storm.
- Also will be scheduling to work on the back-flow compliance law. Will work with the clerk on some sample laws from the company that is doing the Code Book update.

FIRE COMMISSIONERS –

- Commissioner Kaminski handed over vehicle registrations to the Clerk.
- Mentioned the results of the Fire Hose Tests that were done as a result of an incident reported at the last meeting where the hoses blew off the Fire Truck. The 16 couplings were all damaged and need to be replaced. The fire department is checking on prices. Also need to replace one length of hose. Contacted the insurance company to see what is covered, this is considered equipment. The cost from Sterling Refractory for testing the hose is \$480.00, which she will submit for payment. When we receive reimbursement from the Insurance Company, that budget line will be credited.
- The siren on Commercial Street is up and working, Trustee Houston asked to get the timing fixed. It has gone off at 11:10 for years. The fire department is having trouble finding anyone who could fix the problem. Trustee Wilson asked for them to contact him, he thinks he know someone who may be able to fix it.

- The county is in the process of setting up the Fire Department with the new minitor system. This will result in the eventual elimination of the scanner voice system. All calls will read across a screen on the hand held minitors and print out at the Fire Hall. The county is doing away with the voice scanner system.
- In the next two weeks all the fire trucks will be re-inventoried. The fire department will also be re-inventorying the entire fire hall, all equipment and uniforms, to get a better idea of what needs to be replaced and where we need to go with the department. Assistant Chief-Christopher Young is working on creating a three-year plan to continue these inventories.
- Installation February 3rd. The Board will receive invitations; reminded the Mayor of his donating of the stipend check.
- Asked Trustee Stockman what is the status regarding moving the Depot? Fire Department President asked due to concern of this area being used for training purposes. The board asked for patience, they are waiting to meet with XPAND for a possible location for the depot project.
- Asked for a motion from the board to allow the High School Band to use the Hall on February 10th for their bottle and can drive. The board agrees that they are disappointed with the Schools lack of participation in Village events, such as the Halloween and Christmas parade as well as the Christmas Caroling at the Gazebo. The motion to approve this function is with the understanding that the School be made aware of the boards concerns for joint participation and the Village and the Fire Department must be named **as additional insured on the schools insurance policy and a certificate stating so, be provided - not just a certificate of insurance.** Motion made by Trustee Wilson, seconded by Trustee Stockman, Board Polled-Mayor Frawley-aye; Trustee DiMartino-aye; Trustee Wilson-aye; Trustee Stockman-aye; Trustee Houston-abstained from voting.
- Trustee Houston asked that the Fire Department put the Fire Department garbage out at the appropriate times and not at noon on a Sunday for a Tuesday pickup.
- Trustee Houston asked that the Board commend Commissioner Kaminski. She deals with many issues within the Fire Department. He commends her and Commissioner Davis for the good job they do for the Village.

CODE ENFORCEMENT –

- Submitted monthly report, some corrections need to be made.
- Asked the board to review the new fee schedule for Code Enforcement in the Village. These fees will reflect all areas that the Code Enforcer enforces, (Town of Evans and the Village of Farnham). The Board asked that the Code Enforcer submit a fee schedule with just the Village Fees involved. The board agreed the fees are all justified. He will re-submit this as soon as possible for official board approval in January.
- Finished Code changes for the new codebooks. These changes are ready for adoption to replace Chapter 26 in the codebook. The fines were changed to reflect jail time. There are also changes in Chapter 27 and 28. Attorney Yusick will review and prepare these as new local laws for 2007 and prepare a resolution to schedule a public hearing at the next board meeting.
- Asked the Board if they were aware that the Hammond Building has activity in it. Trustee DiMartino stated that Pat Gresko Reality has moved his office there, the Code Enforcer thought a permit should have been acquired – he was asked to follow up on this item.
- Trustee Houston complimented the Building Department for the resolution of some long standing issues on some Main Street Property.

- Also after sending a letter to CSX regarding some old unused equipment left near the RR Tracks, a response came from CSX stating that it will be removed and cleaned up soon.
- Trustee Houston mentioned some other problem areas that were also being resolved by the inspectors.

PLANNING – Excused

ZONING – Excused

CLERK-TREASURER –

- Preparing budget sheets for the new budget workshops, waiting to get an error from Williamson Law Book Program corrected in regard to the payroll.
- Scheduling budget workshops for Saturday Feb 3 through March 1st. The board will make it at 8:00AM the Clerk stated that she couldn't get here until 9:00AM but she will have work papers on the table for them to start reviewing.
- Trustee Stockman asked that she notify all department heads to hold the line on their requests, Trustee Wilson asked that this memo come from the Mayor.
- Trustee Houston asked what the status of the member item moneys are, she will contact Lori Szewczyk to set a meeting to review the status.
- Mayor Frawley asked the clerk to remind all members of the Planning and Zoning boards about the new law that went into effect regarding required Training.
- Trustee Wilson asked for her to notify them if they are not attending a Village Board meeting to at least send a report.

OLD BUSINESS:

1. Sale of Water Plant- discussed
2. Thruway Water – scheduling a meeting in Buffalo for some time next week to review status with CRA Engineers.
3. Senior Housing- discussed
4. Outside delinquent water accounts- no report.
5. Emergency repair of Intercontinental Building Commercial St.- no report

NEW BUSINESS:

- No new business to report.

RESOLUTIONS BEING OFFERED JANUARY 3, 2007

#1 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 20th, 2007, 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. **Offered by Trustee Stockman. Seconded by Trustee Wilson, UNANIMOUSLY CARRIED**

#2 APPROVE EXTENSION OF WEBSITE CONTRACT

WHEREAS, the Village of Angola received a State Archives grant in 2005-2006 fiscal year to build a website, and

WHEREAS, the Village approved a one year contract with "Weaving a Website" and said contract allowed the option of purchasing additional years at one-thousand-four-hundred dollars (\$1,400.00) per year, and

WHEREAS, the original contract expired on November 1, 2006 with tract for the website designer expired on November 1, 2006,

Now therefore be it

RESOLVED that the Village of Angola Board of Trustees does hereby approve to extend said contract for one-year with "Weaving a Website" to continue the website updates and service, at a cost of one thousand four hundred dollars (\$1,400.00) as per original contract agreement for recurring years. **Motion made by Trustee Wilson, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Wilson regarding the following: **General Fund Abstract #16 and #17, Checks #5183 to 5213 in the amount of \$18,791.55 plus Payroll #26; Water Fund Abstract; #16 and #17, Checks #1311 to 1319 in the amount of \$3,468.00 plus Payroll #26; UNANIMOUSLY CARRIED**

MEETING ADJOURN In RESPECT TO THE LIFE AND SERVICE OF FORMER PRESIDENT GERALD FORD, to the next scheduled regular Board Meeting Tuesday January 16th 2007 at 7:30 with a workshop at 7:00PM. **Motion made by Trustee Houston, seconded by Trustee Stockman UNANIMOUSLY CARRIED** meeting adjourned at 8:30PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

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1/16/07

INDEX – January 16, 2007

TRUSTEE HOUSTON: NEST Meeting; Garbage contract; Senior Housing; National Grid; Garbage issues; Business seminars; Whistle Stop Ribbon cutting; Goya Expansion

TRUSTEE STOCKMAN: Grant money workshop; Herman Park Grant; Lakeshore Ed.

TRUSTEE WILSON: NEST Meeting; CSX Bridge; Commended Fire Comm.; Waterline replacement

TRUSTEE DIMARTINO: Waterline replacement; “Rachel’s Challenge”

MAYOR FRAWLEY: XPAND Properties; State of the County address; Tri-board meeting; Erie County Village Assoc. meeting; Erie County Assoc of Towns Mtg.

ATTORNEY: None

POLICE: None

GENERAL CREW CHIEF: Sander maintenance

FIRE COMMISSIONERS: Fire hose repair; Lake Shore Bottle and Can drive; Sirens Alarm Clock; Replacement of light bars; Fireman’s Installation Dinner;

CODE ENFORCEMENT: CSX rubbish removed

PLANNING: Goya Expansion workshop

ZONING: Business Seminars

CLERK-TREASURER: Budget requests; Code Book updates; Medical Insurance Information

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Outside Delinquent Water accounts; Intercontinental Bldg. repair

NEW BUSINESS: None

RESOLUTIONS:

- #1 Resignation of Thomas Crupe
- #2 Mathew Stonitsch from Part-time to Full-time
- #3 NEST Representatives
- #4 Appointments of 2 Water Meter Readers
- #5 Negative Declaration change to Long Form, SEQRA
- #6 Contract for Police Vehicle
- #7 Code Enforcement Fee Schedule

MINUTES
Village of Angola Regular Board Meeting
Wednesday January 16, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on January 16, 2007 at 7:30 PM, there were **PRESENT:** Mayor Howard M. Frawley, Trustees: Jonica DiMartino; William G. Houston; Michael Stockman; John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski -Fire Commissioner; Jeff Kaminski-General Crew Chief; Charles LaBarbera-Code Enforcement Officer; Paul Cooper-Zoning Board Chairman; Bill Herold-Planning Board Chairman; Matthew Stonitsch-Police Officer and Mike Zuccala-Police Officer; Patrick Puckhaber-Police Chief.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); Paulette Grabowski; Lisa O'Connor; Teresa Cybulski; Renee Stonitsch and Barbara Ahrens.

PLEDGE OF ALLEGIANCE: was led by Matthew Stonitsch

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES of January 3, 2007: Motion made by Trustee Wilson, seconded by Trustee Houston **UNANIMOUSLY CARRIED**

VISITORS:

- Lisa O'Connor- of Woodward Ave. Member of the Parent Teacher Group at the William T Hoag Elementary School asked if the Board was aware and how they stand in regard to Lake Shore Central School Board talking of closing the William T. Hoag Elementary School in 2008-2009. The board fully supported the parents concerns. Trustee Houston gave some advise on what to ask of the School Board, and some possibilities they can advise the School Board to look into before making this decision, if attendance is an issue, one would be redistributing which school the children attend. Both Ms. O'Connor and Trustee Houston were aware of 2.8 million dollars just put into the Hoag School. Trustees also advise the concerned parents to investigate 6 years back on the Waugh School. The parents seemed please with the guidance of the Board. The Board thanked the parents for showing their commitment and attending tonight's board meeting.
- No other comments came from the floor

COMMUNICATIONS:

- Mayor Frawley announced the association of Erie County Governments meeting on January 25th at Michaels Banquet Facilities, any Trustees interested in going should contact the clerk.
- Mayor Frawley announced the scheduled Village Official Association Meeting this Thursday January 18th at the Holiday Inn, asked the Board to RSVP with the Clerk Treasurer if attending
- Mayor Frawley read correspondence from the New York State Department of Environment and Conservation regarding our application for a Tree Planting Grant- The Village application was not selected for funding.

(Communications Cont'd)

- Mayor Frawley received a letter from Erie County Department of Environment and Planning, in regard to the CDBG (Community development Block Grant Application) the Village was denied funding for the N. Main Street Sidewalk in the requested amount of \$43,890, But the Village was awarded the Application for funding for the School Street Water System Improvements in the amount of \$90,000.00. Rural Transit Van Service has been awarded \$234,633.
- Trustee Houston read correspondence from Alice Escott informing the Village Clerk that she has filed an application with the NYS Liquor Authority for 159 N. Main Street known as the Village Inn.
- Trustee Houston also announced a fundraising event sponsored by the Buffalo Aqua Club on Tuesday January 23, 5-10PM called Band Aid. This event features live entertainment by "Underground Stampede" and will be held at the Evans Center Fire Hall, the proceeds from this fundraiser will benefit the Claddagh Commission's Day Habilitation Volunteer Program.
- Asked for continued support and letters to be sent in to Governor Spitzer in regard to the Tri-County Hospitals, TLC closing issues.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON -

- Attended the NEST (Northeast Southtowns Waste Management) annual meeting last week with Trustee Wilson, received reports at the meeting which he found interesting, he handed reports in to the Village Clerk for filing. See resolution to designating Village representatives to sit on NEST Board. Mentioned it was nice to see representation from the Town of Evans. New councilman Paul Cooper was in attendance.
- Mentioned very few complaints regarding the New Garbage contractor, new recycling bins will be distributed soon. The contractor will also be publishing a "Helpful Hints" article in the local paper regarding the garbage pick-up rules and recycling guidelines.
- Attended a meeting with Mayor Frawley and two representatives from People Inc. to review the Senior Housing application. The representatives highlighted areas that needed improvement on the previous application and encouraged the Village to resubmit application for this project year. Attorney Yusick reported that he had completed one of the requirements.
- Contacted the National Grid representative to remove a pole on Mill Street that has been neglected for 2 years. While there, National Grid found an issue with the electric service for the CAO Building, Trustee Houston called and wrote a letter to the site manager, to inform her of this dangerous issue.
- Received a complaint from a Village Taxpayer regarding a neighbor's garbage storage. Trustee Houston contacted the owner and sent him a letter and a copy of the Village Law to get this issue resolved.
- Mentioned that there will be a business seminar this Thursday at the New Angola Theater.
- Announced that Saturday January 22, at 10:00 there will be a ribbon cutting at the "Whistle Stop Bake Shop".
- Mentioned an article on the front page of Business First issue this week reporting on the Goya expansion project and the great impact for the company and the community.

TRUSTEE STOCKMAN –

- Planning to attend a workshop at Woodlawn Park on January 23, regarding the Grant monies for the Depot Project.
- Was not able to attend the meeting with Noelle Kardos of NYS Department of Parks and Recreation in regard to the Herman Park Grant, but outlines have been set and the plans to complete this fall are in place.
- Lakeshore Community education will be hosting some youth and parent programs at the library, advertisements will soon be out.

TRUSTEE WILSON –

- Mentioned the NEST meeting he attended with Trustee Houston, was very informative. Mentioned that the area was one of the first to start the recycling program and how well it has expanded to other areas.
- Mentioned a dangerous situation at the old CSX Bridge over Big Sister Creek. While there large pieces of concrete were sliding down the bank. He contacted CSX and they did some testing and are continuing to review this crumbling cement issue.
- Commended Fire Commissioner Lynn Kaminski and Jim Davis for their commitment to their jobs as Fire Commissioners and their honesty and hard work.
- Announced his excitement for the CDBG approval for the Waterline replacement for an old 1910 water line for School and Maple Street area and the great improvement this will be for the water quality in this area. Thanked the board for working together for the betterment of the Village

TRUSTEE DiMARTINO –

- Thanked the residents who issued support letters for the Water-line replacement project.
- Met with Principal of the Middle School, Mr. Smith in regard to the “Rachel’s Challenge” and coordinating Community and School involvement. There will be a meeting tomorrow night. Will hang a poster and flyers in the Village Hall. Asked for any interested parties to come to meeting.

MAYOR FRAWLEY –

- Still waiting to set a date with Legislator Bob Reynolds to meet with County Attorney’s in regard to obtaining XPAND properties.
- Will be attending the State of the County Address on February 15th.
- Angola Historic Homes society met last week, information regarding insuring banners was discussed.
- Will be attending the scheduled January 30th Tri-Board meeting at Lake Shore Central School’s Media Center.
- Will be attending the Erie County Village Association meeting with Trustee DiMartino, Thursday at the Holiday Inn in Hamburg.
- Mayor stated he also will be attending the Erie County Association of Towns meeting at Michaels Banquet Facility next Thursday.

ATTORNEY –

- Motion to adjourn into executive session at 7:55PM to discuss disciplinary matter regarding one of the employees. Motion made by Trustee Wilson, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED

- Motion to re-enter the regular board meeting at 8:10PM made by Trustee Stockman, seconded by Trustee Wilson, UNANIMOUSLY CARRIED.
- No further report from Attorney Yusick.

POLICE –

- Nothing to report.
- Trustee Houston asked that they check Police Car gas tanks for any indication of tampering. Chief Puckhaber stated that the issue of the Police vehicles filter clog and fuel pump issues has been going on for years, the cars are used more than the DPW vehicles, and he has contacted another Police Department and they have the same issues. It's due to the high volume of gas being used in the patrol cars.

GENERAL CREW CHIEF –

- Having trouble with the older sander, it has a computer control that has been nothing but problems, he received an estimate to have it switched to a manual control, for \$1,800.00. This expense could come out of available monies in his snow equipment repair budget line to cover this. To replace this computer would cost approx. \$3,000.00

MOTION made by Trustee Wilson, seconded by Trustee Houston to convert the equipment to a manual control as per the recommendation of the DPW Crew Chief. UNANIMOUSLY CARRIED.

FIRE COMMISSIONERS –

- Commissioner Kaminski stated that Commissioner Davis asked to be excused tonight due to eye surgery.
- Waiting for a quote to come in from Dival Safety for the Fire Hose that was destroyed when it flew off the truck last month.
- Announced that the Lake Shore School Band will be holding their Bottle and Can Drive on February 10th at the Angola Fire Hall and stated that she met with Superintendent Rabey and Music Director Mr. Blodget in regard to the issues the Village Board wanted discussed regarding their efforts in cooperating with Village Function.
- Stated that Trustee Wilson has contacted an electrician to repair the Siren's alarm clock, this should cost around \$200.00. Waiting for more information.
- Asked for the Boards approval, to replace the Chief's Vehicle and assistant Chief's Vehicle's light bars. They are 9 years old. Brand new would cost \$1300.00 each, however John McEvoy from FM Communications has two used ones from the Town of Tonawanda that are only 2 years old, complete and in very good condition at \$500.00 each. Stated that the Fire Department has enough money in their budget line for this purchase.

MOTION made by Trustee Houston, seconded by Trustee DiMartino, to replace light bars in each vehicle with the \$500.00 used, with the provision that she looks into a warranty on these light bars. UNANIMOUSLY CARRIED

- Asked for the Mayor to supply the centerpiece for the Firemen's Installation dinner, this is an annual contribution from the Mayor. Mayor approves.
- Reminded the Mayor of the \$1,000.00 stipend check that he presents to the Angola Fire Department annually during the Installation dinner.

CODE ENFORCEMENT –

- Excused Trustee Houston mentioned that CSX has removed the old rubbish near the tracks. He thanks the Code Enforcer for taking care of this issue.

PLANNING –

- Chairman, Bill Herold announced a workshop session scheduled for Thursday in regard to the Goya expansion project

ZONING –

- Chairman Paul Cooper reported on the business seminars that are scheduled at the New Angola Theater at 7:00PM on Thursdays, these are educational based seminars to help local businesses with ideas on how to market themselves when a larger retail business comes in the area.

CLERK-TREASURER –

- All budget request paperwork has been submitted to Department Heads.
- Working with Code Publishers on the Code Book updates.
- Submitted medical insurance information she received from Tom Gilmore, our insurance representative.

OLD BUSINESS:

1. Sale of Water Plant- nothing to report
2. Thruway Water – re-sent the fax that their Engineer lost, meeting pending.
3. Senior Housing- had a meeting with People Inc. and starting the process of resubmitting the application after some minor issues get resolved.
4. Outside delinquent water accounts- no report.
5. Emergency repair of Intercontinental Building Commercial St.- nothing new to report
Attorney Yusick has been attempting resolution and contacting the owners son.

NEW BUSINESS:

- No new business to report.

RESOLUTIONS BEING OFFERED JANUARY 16, 2007

Offered by Mayor Frawley

#1 APPROVE RESIGNATION OF THOMAS CRUPE FROM THE VILLAGE OF ANGOLA POLICE DEPARTMENT

WHEREAS, on January 6th 2007, the Village of Angola Police Chief Patrick Puckhaber received a letter of resignation from Police Lieutenant Thomas J. Crupe effective January 20th 2007, as he accepted a Full-Time position as a Town of Evans Police Officer,

THEREFORE BE IT RESOLVED, the Angola Village Board does hereby regretfully approve said resignation to be effective January 20, 2007, MOTION MADE by Trustee Wilson, Seconded by Trustee DiMartino, UNANIMOUSLY CARRIED

Offered by Mayor Frawley

#2 APPROVE POLICE OFFICER MATHEW STONITSCH FROM PART-TIME TO FULL-TIME POSTION

WHEREAS, the Angola Police department has received a letter of resignation from Thomas J. Crupe effective January 20th 2007 which results in a loss of a full-time position, and

WHEREAS, after receiving the Civil Service list of eligible Full-Time Police Officers for the Village, and upon recommendation of the Chief of Police, Patrick Puckhaber, **THEREFORE BE IT RESOLVED** that the Angola Village Board does hereby approve the appointment of Mathew Stonitsch from a Part-Time Police Officer to Full-Time Police Officer for the Village of Angola, effective February 3rd 2007. MOTION MADE by Trustee DiMartino, seconded by Trustee Wilson, UNANIMOUSLY CARRIED

Offered by Mayor Frawley

#3-APPROVE NEST. REPRESENTATIVES FOR 2007

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 Bill Houston as said representative. The Village also appoints Trustee John Wilson as an alternative representative for the Year 2007. MOTION MADE by Trustee DiMartino, seconded by Trustee Stockman UNANIMOUSLY CARRIED

#4 APPROVE APPOINTMENTS OF TWO (2) WATER METER READERS

BE IT RESOLVED that the Village of Angola Board of Trustees does hereby appoint David Skoczylas of 940 Lake Street and Michael Hehir of 115 Grove Street as part-time meter readers for the Village of Angola effective January 16th 2007. MOTION MADE by Trustee Wilson, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED

#5 APPROVE NEGATIVE DECLARATION Change to LONG FORM, SEQRA

WHEREAS, on September 18th a Board Resolution was passed indicating a SHORT form environmental assessment statement has been filed for a RESTORE NY GRANT, and

WHEREAS, after being approved from the RESTORE NY program, to secure funding for the Demolition of the vacant K&L Building located at 83-87 North Main Street (SBL#235.20-1-4) in the Village of Angola, it has now been required to provide a LONG form Environmental assessment statement, and

WHEREAS, a long form environmental assessment statement has been filed, and

WHEREAS, the Village Board is the lead agency pursuant to the Angola Village Code, and

WHEREAS, said Environmental Assessment statement has been reviewed by the Village board, now

NOW THEREFORE, BE IT RESOLVED, that the Village of Angola Board determines that the project will not have a significant effect on the environment, and therefore issues a negative declaration for the purposes of SEQRA. MOTION MADE by Trustee Stockman, seconded by Trustee Wilson, UNANIMOUSLY CARRIED

#6 APPROVE MAYOR TO SIGN CONTRACT WITH FORD MOTOR/DELACY FORD for THE FINANCING OF ONE POLICE VEHICLE

WHEREAS, Chief Patrick Puckhaber has received three (3) proposals for a replacement Patrol Car on December 18th 2006 at which time presented information to the Board for review and approval, and

WHEREAS, the Board approved the Chief to gather further paperwork to lease one Crown Victoria from Delacy Ford, Inc,

NOW, THEREFORE BE IT RESOLVED, the Village of Angola Board of Trustees hereby approves the Lease/Purchasing agreement with Delacy Ford for one 2006 Crown Victoria, in the amount twenty-four-thousand-three-hundred-thirty-six-dollars (\$24,336.00) to be paid in semi-annual payments over a two-year period of \$6,381.17 at 6.55%, and

BE IT FURTHER RESOLVED, that the Village of Angola Board of Trustees hereby authorizes Mayor Howard Frawley to sign and execute said contract. MOTION MADE by Trustee Houston, seconded by Trustee Stockman UNANIMOUSLY CARRIED

#7 APPROVE FEE SCHEDULE FOR CODE ENFORCEMENT

WHEREAS, the Village Board has received a schedule of fees from the Code Enforcer Supervisor Charles LaBarbera reflecting a change in fees, and

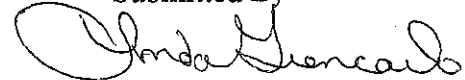
WHEREAS, the Town of Evans and the Village of Farnham have agreed to said fees as a means to stay consistent area wide, in regard to Code Enforcement,

NOW THEREFORE BE IT RESOLVED, that the Village Board does hereby approve the new fee schedule proposed by the Code Enforcement department effective January 18th 2007. **MOTION MADE** by Trustee DiMartino, seconded by Trustee Houston, **UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Houston regarding the following: **General Fund Abstract #18, Checks #5214 to 5247 and #5250 in the amount of \$20,774.44 plus Payroll #27; Water Fund Abstract; #18, Checks #1320 to 1332 in the amount of \$25,899.67 plus Payroll #27; UNANIMOUSLY CARRIED**

MEETING ADJOURN, to the next scheduled regular Board Meeting Monday February 5, 2007 at 7:30 with a workshop at 7:00PM if needed. **MEETING ADJORNED IN RESPECT OF THE PASSING OF ANNA MARTORANA**, a Former Mayor for the Village of Farnham. **Motion made by Trustee Houston, seconded by Trustee DiMartino UNANIMOUSLY CARRIED** meeting adjourned at 8:37PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

2/5/07

INDEX – February 5, 2007

TRUSTEE HOUSTON: Angola Fire Dept. Dinner; Whistle Stop ribbon cutting; Southtowns Enhancement Coalition Mtg; Lake Shore Hosp.; Erie County Water Mtg; Angola business seminars; Rescheduled garbage PU; XPAND Mtg.

TRUSTEE STOCKMAN: Depot Meeting

TRUSTEE WILSON: CSX Railroad Bridge

TRUSTEE DIMARTINO: Angola Fire Dept. Dinner; Thanked DPW; Library Board Meeting.

MAYOR FRAWLEY: Angola Fire Dept. Dinner; Thanked DPW; Goya project; XPAND Meeting; Village Officials Assoc. Meeting; Assoc. of Erie County Gov. Meeting

ATTORNEY: Water Plant transfer; Intercontinental Building

POLICE: Monthly report

GENERAL CREW CHIEF: Excused

FIRE COMMISSIONERS: Lake Shore Can and Bottle drive; Fire Dept. Dinner.

CODE ENFORCEMENT: N. Main St. vacant lot; CSX Railroad; Penn Ave. Property.

PLANNING: Goya Expansion property

ZONING: Goya expansion hearing; William Farkus resignation; Rick Bartlett appointment.

CLERK-TREASURER: Budget workshops; Village assessments; Occupational Safety check.

OLD BUSINESS: Sale of Water plant; Thruway water; Senior Housing; Outside delinquent Water accounts; Intercontinental Building repair.

NEW BUSINESS: No new business

- RESOLUTIONS:**
- #1 Appoint Election Inspectors
 - #2 Approve Water Shut-Offs
 - #3 Approve Engineers Proposal, Donald Gallo, School/Maple Street Waterline
 - #4 Approve Gazebo Use, Kim Sunday Wedding
 - #5 Approve Appointment 2 P/T Police, Crupe, Tubinis
 - #6 Authorize New Address, 27 Mesi
 - #7 Appoint, Richard Bartlett to Zoning Board
 - #8 Appoint Clerk-Treasurer Linda Giancarlo as Affirmative Action Officer
 - #9 Approve Public Hearing, Feb 20, 8:00 LL-1-2007 "Zoning Map"
 - #10 Approve Public Hearing, Feb 20, 8:05 LL-2-2007

"Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code"
(THESE PUBLIC HEARINGS HAVE BEEN CHANGED TO WEDNESDAY FEBRUARY 28th AT 5pm DUE TO THE OFFICIAL NEWSPAPER NOT BEING ABLE TO POST LEGAL NOTICE FOR THE REQUIRED 10 DAYS. NEW BOARD RESOLUTIONS AMENDING THE DATES WERE PASSED DURING WORKSHOP MEETING ON SATURDAY FEBRUARY 10th)

MINUTES
Village of Angola Regular Board Meeting
Monday February 5, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on February 5, 2007 at 7:30 PM, there were **PRESENT:** Mayor Howard M. Frawley, Trustees: Jonica DiMartino; William G. Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski -Fire Commissioner; Charles LaBarbera-Code Enforcement Officer; Paul Cooper-Zoning Board Chairman; Richard Bartlett- To Be Appointed Zoning Board Member; Patrick Puckhaber-Police Chief.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); and as a visitor Ron McPeek (Village Inn, Town Crier).

PLEDGE OF ALLEGIANCE: was led by Chief Patrick Puckhaber

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES of January 16, 2007: Motion made by Trustee Wilson, seconded by Trustee Houston **UNANIMOUSLY CARRIED**

VISITORS:

- Ron McPeek of 48 N. Main addressed the board on several issues.
 1. He asked why there was a manger scene sitting in the Middle of the Village still. (this is on the property owned by "Twisters Café"). The Board had not had a problem with the manger, but will address the complaint via the Building Inspector.
 2. Stated his complaint regarding the Police Chief Patrick Puckhaber. He stated that the Crier never received a press release that was sent to the Hamburg Sun, The Chief stated that his stamp was on the paperwork indicating it was sent. Stated he told Mr. McPeek there may have been an error, he wasn't sure what happened. Mayor Frawley stated that he discussed the issue with Chief Puckhaber when it was brought to his attention, and agrees with the Chief, that this was just an error, and somehow the fax did not get to him. Mr. McPeek insisted that Chief review his fax records, Chief refused to put that kind of time into one press release that wasn't mandatory to send in the first place. Offered Mr. McPeek to FOIL the information. Mr. McPeek complained that the Chief's attitude towards him is not acceptable. Chief Puckhaber stated that Mr. McPeek was not accepting any explanation he offered on the issue of the possible error, and therefore resulted in Mr. McPeek calling him a liar. Chief Puckhaber stated he takes offense to being called a liar.
 3. Mr. McPeek asked why the Mayor was not in attendance for the local business-Whistle Stop Bake Shop ribbon cutting ceremony, Mayor Frawley stated he was ill and needed to stay home.
 4. Mr. McPeek asked what the status was on XPAND properties that the Mayor promised he would go after if he got elected. The Mayor responded that he has this in his report tonight, Mr. McPeek stated his approval and will wait for the Mayors report.
- No other comments came from the floor

COMMUNICATIONS:

- Mayor Frawley reported on a letter he received from Senator Dale Volker. The letter indicated that the Village of Angola has been approved for a \$20,000.00 State Grant for Emergency Preparation Equipment (natural Gas Generator), due to circumstances incurred during the October Storm. He thanked Crew Chief Jeff Kaminski (not in attendance due to a water line break) for getting this paperwork together and the board suggested that Senator Volker be sent a thank you letter.
- Announced the Village Association Directors meeting February 15th, Trustee DiMartino will represent the Village.
- Will be attending the State of the County Address on February 15th (Joel Giambra) at the Buffalo Convention Center.
- Trustee Houston mentioned an ISO Letter, Code Officer stated he already took care of it this afternoon.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Attended the Village of Angola Fire Department Installation Dinner and presented a nice Trophy to the Village for the Fire Departments celebration of 125 years of service. Dinner was nicely done and commissioners received special recognition.
- Attended the Ribbon Cutting for the Whistle Stop Bake Shop, went very well.
- Stated that he and Trustee Wilson were scheduled to attend the Southtowns Planning and Development meeting scheduled for last week but it was cancelled due to weather, they will not be re-scheduled, but will hold a meeting in 3 months.
- Southtowns Community Enhancement Coalition met on January 19th at the Evans Town Hall. and next meeting is scheduled this Friday, February 9th in Eden, he will be attending.
- Attended a program sponsored by the Lakeshore Hospital, in regard to the possible closing issues. They had a nice presentation supporting the need of the Lakeshore Hospital to remain open. They invited Governor Spitzer to visit our Hospital and community. Three Members from the area, that are on the advisory board on this issue, visited Lake Shore Hospital and voted positive on keeping the Hospital running as it is.
- Attended a meeting with Mayor Frawley that the Mayor arranged with Thomas Wik from the Erie County Water Authority, held at the Village Hall. Erie County Water Authority has issued a 5% increase. Mr. Wik mentioned some ideas the Authority had. Trustee Houston also, mentioned a newspaper article regarding this issue, the need for Emergency power, the use of Bonds to cover large cost projects and the Village of East Aurora.
- Attended the Business Seminars being held at the Angola Theater, not many business owners have been attending, but there are interested residents attending. Thanked Paul Cooper for organizing these seminars. Distributed a handout representing the breakdown of what kinds of people shop at Wal-Mart. Next meeting will be February 8th. Eden and Evans Chamber are also sponsoring some Business owner workshops but the turnout hasn't been great.
- Garbage pickup, scheduled for the Village on Mondays was rescheduled for tomorrow (Tuesday) due to the bad weather. There were a few concerns with the new contract but all were addressed and corrected.
- Attended the XPAND meeting with Mayor Frawley, mentioned that the County has indicated that they will be having an auction on XPAND properties in April of 2007. Any interested party is suppose to contact Lori Szewczyk. She will forward information to the county.

TRUSTEE STOCKMAN –

- Depot meeting went well, starting to work on some raffles to raise money. Saber's and the Buffalo Bills will be donating items. Next meeting is Monday Feb 19, at 7:00PM

TRUSTEE WILSON –

- After mentioning the issues and meeting engineers from CSX railroad regarding a dangerous situation at the CSX Bridge over Big Sister Creek, the issues are being addressed by CSX. He will continue to report on the clean-up/repair work on the bridge.

TRUSTEE DiMARTINO –

- Attended the Angola Fire Dept. installation dinner, commended the Commissioners for the outstanding job they have done.
- Received many phones calls thanking the DPW Department for the great snow clean-up they have done throughout the Village.
- Library board meeting went well, they are relieved to have some hours reinstated. Programs are being planned to continue fund raising projects.
- Trustee Houston also received a Thanks he relayed to the DPW.

MAYOR FRAWLEY –

- Attended the Angola Fire Departments installation, went very well. Congratulated Commissioner Kaminski.
- Received many thanks in regard to the DPW and their hard work, the DPW Crew Chief is excused from tonight's meeting while he and his crew are handling a water break on Woodland Park new Terrylynn.
- Meeting with Senator Volker and Congressman Quinn in regard to power for Goya. Hoping to get something going with the State Legislator.
- Met with XPAND to review and overtake some of the Village properties that are sitting in their hands. He is hoping they will consider releasing liens. Seems like many roadblocks are being put in front of the Village Officials to get these properties moving. Anyone interested in any of these properties was told to contact Lori Szewczyk and make an offer. She will forward information to the county, and they will review. Many municipalities are dealing with the same issues. Anyone interested in the Old Town Hall should contact the owner Julie Roach. Mr. McPeck expressed his interest.
- Attended the Village Officials Association meeting in Hamburg with Trustee DiMartino. Discussed efforts to move Village Elections to June.
- Mentioned that he attended the Association of Erie County Governments meeting on January 25th and it went well. In attendance was Joel Giambra, who was questioned on the control of the Erie County Water Association and their rate increases.

ATTORNEY –

- Left message with the DEC Superintendent regarding the status of the Water Plant transfer. The last issue regarding the intake has been resolved. Ready to move forward to complete the sale.
- Wrote a letter to the son of the owner of the Intercontinental Building, still waiting for a response.

Mr. McPeck mentioned that he viewed Reid Petroleum removing the gas pump from the Yellow Goose property. DEC was also there. He stated that he had interested parties contact them with no response.

POLICE –

- Read the monthly report.

GENERAL CREW CHIEF –

- Excused-working on a waterline break

FIRE COMMISSIONERS –

- Commissioner Kaminski handed the board a certificate of insurance from Lake Shore Schools for the can and bottle drive, as requested by the Board. The drive is scheduled for Saturday February 10th at the Angola Fire Hall.
- Handed in the bill for the flowers that the Mayor purchased for the Fire Department Installation dinner.

Trustee Houston asked for the details on the purchase of the tires for the Chief's Vehicle. The department found the best price possible for this purchase.

CODE ENFORCEMENT –

- Checked on issues of the vacant lot on N. Main at the Village line – being cleaned up.
- Trustee Houston mentioned some more work to be done on the CSX Railroad property, an old pole is still there next to the Carpet Mill.
- Trustee Houston asked of the status of the Penn Ave, property. Still waiting for a response from the out of town owners.

PLANNING –

- Excused
- Chairman, Bill Herold called the Clerk to report that they are moving forward on the Goya Expansion project, the Planning Board is meeting on February 28th in regard to SEQRA
- Trustee Houston thanked the Attorney and others involved with this project and keeping it running smoothly.

ZONING –

- Chairman Paul Cooper reported that the Zoning Board will meet on Tuesday February 13, for a Variance Hearing in regard to the Goya expansion.
- Received a call from one of his Board Members, William Farkus, announcing his resignation from the Board due to schedule conflicts with work and school.
- Asked for the Board to appoint Rick Bartlett to fill this position.(see resolution)

CLERK-TREASURER –

- Preparing budget paperwork for the scheduled workshops.
- Scheduling a meeting with the Town of Evans Assessor regarding the Village assessment and to get a taxable valuation figure for the Village, to work with in preparing the budget, and to make sure we better understand.
- Trustee Houston mentioned that the Clerk reported a check the Village received from the Occupational Safety Health Hazard Abatement Board in the amount of \$24,750. promised to us as their share or portion, from the installation of the Fire Department stairway from 1996, Attorney Yusick has followed up with correspondence over the years to resolve this concern.

OLD BUSINESS:

1. Sale of Water Plant- already reported
2. Thruway Water – meeting next Monday at headquarters in Buffalo. Will discuss maybe using the Pontiac Road Booster station to help with the resolution of this issue.
3. Senior Housing- had a meeting with People Inc. The board wants to move forward in resubmitting the application.
4. Outside delinquent water accounts- no report.
5. Emergency repair of Intercontinental Building Commercial St.- discussed

NEW BUSINESS:

- No new business to report.

RESOLUTIONS BEING OFFERED FEBRUARY 5, 2007**#1 APPOINT ELECTION INSPECTORS**

Be It Resolved that the Following persons be appointed inspectors for the March 20, 2007 Village Election:

Theresa Jerozal	18 Lerczak Drive, Angola NY 14006
Susan Peterson	89 Center Street, Angola NY 14006 as CHAIRMAN
Diane Volker	20 Loraine Street, Angola NY 14006
Gary Tribula	47 Maple Street, Angola NY 14006

Be it Further Resolved that said election inspectors will be compensated at a rate of \$7.15 per hour. With an additional compensation paid to the Chairman. **MOTION made by Trustee Wilson, seconded by Trustee DiMartino, 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 Thursday February 8, 2007. 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 fourteen-thousand-forty-eight-dollars-and-ten-cents (\$14,048.10) **MOTION made by Trustee DiMartino, seconded by Trustee Wilson, UNANIMOUSLY CARRIED**

#3 APPROVE ENGINEERS PROPOSAL FOR MAPLE STREET WATER LINE

WHEREAS the Village of Angola has been awarded an Erie County Community Development Block Grant in the amount of ninety-thousand-dollars (\$90,000.00) for the 2007-2008 consortium year to replace the School Street Waterline and School Street to Maple Street Waterline loop, and

WHEREAS that the Angola Village Board hereby received a proposal for engineering services from the Village Engineer Donald D. Gallo as per the Boards request, for the above mentioned project, and

WHEREAS, said proposal includes all engineering services at a cost not to exceed nineteen - thousand-six-hundred-dollars (\$19,600.00) and projected construction costs for above mentioned water line at a total of ninety-four-thousand-one-hundred-eighty-dollars (\$94,180.00) for a grand total of one-hundred-thirteen-thousand-seven-hundred-eighty-dollars (\$113,780.00), **NOW THEREFORE BE IT RESOLVED**, the Village Board of the Village of Angola accepts proposal from Village Engineer Donald D. Gallo and hereby authorizes Mayor Howard Frawley to execute said contract. **MOTION made by Trustee Wilson, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED**

#4 APPROVE USE OF GAZEBO AND CENTENIAL PARK FACILITIES

RESOLVED that the Village Board hereby approves the application from Kim Sunday to use the Centennial Park facilities and the William G. Houston Gazebo on Saturday August 4, 2007 at 2:00 PM for the purpose of a Wedding Ceremony and Photo taking. **MOTION made by Trustee Houston, seconded by Trustee Wilson, UNANIMOUSLY CARRIED**

#5 APPROVE APPOINTMENT OF 2 PART-TIME POLICE OFFICERS

WHEREAS, upon recommendation of the Chief of Police, Patrick Puckhaber, **BE IT RESOLVED** that the Angola Village Board does hereby approve the hiring two part-time police officers, Thomas J. Crupe Jr. and Douglas M. Tubinis, with a starting date of February 6, 2007. **MOTION made by Trustee Wilson, seconded by Trustee Stockman, UNANIMOUSLY CARRIED**

#6 AUTHORIZE NEW ADDRESS FOR MESI DRIVE

BE IT RESOLVED that the Board of Trustees of the Village of Angola does hereby, authorize the request made Donald W. Cotter, to appoint an address for his new built home SBL#251.07-3-28, New Address to be 27 Mesi Drive, notification will be made to all parties involved. **MOTION made by Trustee Houston, seconded by Trustee Stockman, UNANIMOUSLY CARRIED**

#7 APPOINT ZONING BOARD MEMBER

WHEREAS the Chairman of the Angola Zoning Board received notification of a resignation from zoning board member William Farkas effective February 5, 2007, **NOW THEREFORE BE IT RESOLVED** the Mayor of the Village of Angola hereby appoints Richard Bartlett of 61 Lake Street Angola as a Zoning Board Member as recommended by Zoning Board Chairman Paul Cooper. **MOTION made by Trustee DiMartino, seconded by Trustee Houston, UNANIMOUSLY CARRIED**

#8 APPOINT AFFIRMATIVE ACTION OFFICER

WHEREAS, Mayor Frawley of the Village of Angola received a letter from Erie County Department of Environment and Planning requesting that the Mayors appointment of an Affirmative Action Officer for the Village of Angola, **NOW BE IT RESOLVED**, Mayor Frawley hereby appoints Village Clerk-Treasurer Linda Giancarlo as Affirmative Action Officer for the Village of Angola, this is an appointment usually made at the organizational meeting. It will be an item on the organizational meeting in April. **MOTION made by Trustee Houston, seconded by Trustee Wilson, UNANIMOUSLY CARRIED**

#9 APPROVE NOTICE OF PUBLIC HEARING FOR PROPOSED LL #1-2007 "Zoning Map"

BE IT RESOLVED THAT, the Clerk Treasurer is hereby directed to publish pursuant to local law the attached Notice of Public Hearing on Proposed Local Law #1 for the Year 2007, entitled "Zoning Map". Said hearing will be held on the 20th day of February 2007 at 9:00PM at which time all interested parties will be heard. A copy of the Proposed Local Law #1 for the Year 2007 is attached hereto. **MOTION made by Trustee Stockman, seconded by Trustee Wilson, UNANIMOUSLY CARRIED AMENDED ON FEBRUARY 10 2007 TO FEBRUARY 28 5:00pm**

#10 APPROVE NOTICE OF PUBLIC HEARING FOR PROPOSED LL#2-2007
"ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM
FIRE PREVENTION AND BUILDING CODE"

BE IT RESOLVED, The Clerk Treasurer is hereby directed to publish pursuant to local law the attached Notice of Public Hearing on Proposed Local Law #2 for the Year 2007, entitled "Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code" Said hearing will be held on the 20th day of February 2007, at 8:05PM at which time all interested persons will be heard. A copy of the Proposed Local Law #2 for the year 2007 is attached hereto. **MOTION made by Trustee Stockman, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED amended FEBRUARY 10, 2007 TO FEBRUARY 28 AT 5:05pm**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Wilson regarding the following: **General Fund Abstract #19 & #20, Checks #5248, #5249 and #5251 to #5304 in the amount of \$46,505.26 plus Payroll #2 & 3; Water Fund Abstract; #19 & #20, Checks #1333 to 1346 in the amount of \$27,546.86 plus Payroll #2 & #3; UNANIMOUSLY CARRIED**

MEETING ADJOURN to Budget workshop on Saturday February 10 at 8:00AM and a potential joint work session February 12 at 7:30 at the Town Hall, and the next scheduled regular Board Meeting Tuesday February 20th 2007 at 7:30 **Motion made by Trustee Stockman, seconded by Trustee Wilson UNANIMOUSLY CARRIED** meeting adjourned at 8:40PM

Submitted By



Linda D. Giancarlo
 Village Clerk-Treasurer

MINUTES
Village of Angola Workshop Meeting
Saturday February 10, 2007 – 8:00 A.M

At a workshop 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 10, 2007 at 8:00 AM, there were

PRESENT: Mayor Howard M. Frawley, Trustees: Jonica DiMartino; William G. Houston; Michael Stockman and John Wilson **ALSO PRESENT:** were; Linda Giancarlo-Clerk-Treasurer

GUESTS: none in attendance

SPECIAL MEETING CALLED TO ORDER at 8:00AM, Trustee Houston, Seconded by Trustee DiMartino, UNANIMOUSLY CARRIED

The Board received notification from the Paper of Record, the Town Crier, that the noticed approved at the February 5th Board meeting couldn't be included in the paper until the February 14th edition due to timing. All notices need to be received the Friday (or very early Monday) prior to the next edition, to be included. Therefore the board will re-write the resolutions to amend dates as follows:

THIS IS TO AMEND DATES OF RESOLUTIONS of February 5th 2007

#1 APPROVE NOTICE OF PUBLIC HEARING FOR PROPOSED LL #1-2007 "Zoning Map"

BE IT RESOLVED THAT, the Clerk Treasurer is hereby directed to publish pursuant to local law the attached Notice of Public Hearing on Proposed Local Law #1 for the Year 2007, entitled "Zoning Map". Said hearing will be held on the 28th day of February 2007 at 5:00PM at which time all interested parties will be heard. A copy of the Proposed Local Law #1 for the Year 2007 is attached hereto. **MOTION made by Trustee Stockman, seconded by Trustee DiMartino, UNANIMOUSLY CARRIED**

**NOTICE OF PUBLIC HEARING ON
 PROPOSED LOCAL LAW NO. 1
 FOR THE YEAR 2007 – VILLAGE OF ANGOLA**

PLEASE TAKE NOTICE, there has been introduced before the Board of Trustees of the Village of Angola on the 5th day of February, 2007, proposed Local Law No. 1 for the year 2007 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 the R-1 (One- Family Residential District) is reclassified and changed to I (Industrial):

Being SBL numbers 251.07-5-8, -9, -10, -11, -12, -13, -14.1, -15 and an approximately 120' x 214' portion of tax parcel 251.07-5-16.1, totaling approximately 380,280 square feet, less that portion of parcels -15 and -16.1 already zoned Industrial and being further described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Village of Angola, Town of Evans, County of Erie and State of New York, being Part of Lot 54, Township 8, Range 9 of the Holland Land Company's Survey and further described as follows:-

BEGINNING at the intersection of the centerline of South Main Street and the centerline of Hardpan Road; thence westerly along the centerline of Hardpan Road a distance of 710.04' to the east line of Timothy & Diane Cooke under Liber 10938 of Deeds at Page 9202; thence northerly at an interior angle of $90^{\circ} 12' 23''$ (ninety degrees twelve minutes and twenty-three seconds) a distance of 217.29' (two hundred seventeen and twenty-nine hundredths feet) to the south line of Deanna Zoda under Liber 10928 of Deeds at Page 2683; thence westerly along the southerly line of Zoda by aforesaid deed a distance of 247.64' (two hundred forty-seven and sixty-four feet) to the southwest corner of Zoda by aforesaid deed on the easterly line of the Western New York and Pennsylvania Railway; thence northeasterly along the Western New York and Pennsylvania Railway a distance of 477.31' (four hundred seventy-seven and thirty-one hundredths feet) to the northwest line of David M. Michels under Liber 11058 of Deeds at Page 9990; thence easterly along the northerly line of Michels by aforesaid deed a distance of 538.65' (five hundred thirty-eight and sixty-five hundredths feet) to the northeast corner of Michels by aforesaid deed in the centerline of South Main Street; thence southerly along the centerline of South Main Street a distance of 353.17 (three hundred fifty-three and seventeen hundredths feet) to the southeast line of Goya Foods, Inc. under Liber 11005 of Deeds at Page 6585; thence at an interior angle of $182^{\circ} 46' 08''$ (one hundred eighty-two degrees, forty-six minutes and eight seconds) and continuing along the centerline of South Main Street a distance of 261.36' (two hundred sixty-one and thirty-six hundredths feet) to the point or place of beginning.

PLEASE TAKE NOTICE that a full environmental assessment form is on file with the Village Clerk and may be viewed at the Village Clerk's Office.

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, New York at 5:00 p.m. on the 28th day of February, 2007 at which time all interested persons will be heard.

#2 APPROVE NOTICE OF PUBLIC HEARING FOR PROPOSED LL#2-2007
"ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM
FIRE PREVENTION AND BUILDING CODE"

BE IT RESOLVED, The Clerk Treasurer is hereby directed to publish pursuant to local law the attached Notice of Public Hearing on Proposed Local Law #2 for the Year 2007, entitled "Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code" Said hearing will be held on the 28th day of February 2007, at 5:05PM at which time all interested persons will be heard. A copy of the Proposed Local Law #2 for the year 2007 is attached hereto. **MOTION made by Trustee Stockman, seconded by Trustee Wilson, UNANIMOUSLY CARRIED**

NOTICE OF PUBLIC HEARING

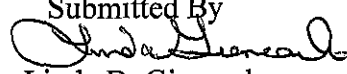
Proposed Local Law #2 for the Year 2007
Village of Angola

PLEASE TAKE NOTICE there has been introduced before the Board of Trustees of the Village of Angola on February 5, 2007, Proposed Local Law #2 for the Year 2007 repealing Chapter 26 of the Village of Angola Municipal Code and replacing it with a new Chapter 26 entitled "Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code".

Said Proposed Local Law provides for the administration and enforcement of the New York State Fire Prevention and Building Code and repeals the present Chapter 26 of the Village of Angola Municipal Code entitled Uniform Code Enforcement.

PLEASE TAKE FURTHER NOTICE that pursuant to Section 20 of the New York State 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 Village Hall, 41 Commercial Street, Angola, New York 14006 at 5:05 p.m. on the 28th day of February, 2007 at which time all interested persons will be heard.

SPECIAL MEETING ADJOURN Motion made by Trustee Wilson, seconded by Trustee Stockman UNANIMOUSLY CARRIED meeting adjourned at 8:05AM

Submitted By

 Linda D. Giancarlo
 Village Clerk-Treasurer

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10

2/20/07

INDEX – February 20, 2007

TRUSTEE HOUSTON: Business Workshops; Southtowns Business Mentoring Education Program; Economic Dev. Advisory Meeting; ECIDA Hearing; Southtowns Community Enhancement Coalition; Lake Shore TLC Network; Allied Waste; "NEW" XPAND System; Mill Street Park wall; Village Officials Assoc Dinner.

TRUSTEE STOCKMAN: NO REPORT

TRUSTEE WILSON: CSX Railroad Bridge; Village Officials Assoc. Dinner

TRUSTEE DIMARTINO: Village Officials Directors Meeting; Village Officials Dinner in Angola; NYCOM Winter Legislative Meeting.

MAYOR FRAWLEY: NFTA Tourism buses; Village Officials Assoc. Dinner

ATTORNEY: NO REPORT

POLICE: EXCUSED

GENERAL CREW CHIEF: EXCUSED

FIRE COMMISSIONERS: EXCUSED

CODE ENFORCEMENT: PAUL RYERSE-NO REPORT

PLANNING: Goya variance application

ZONING: EXCUSED

CLERK-TREASURER: Budget preparation; WLB.

OLD BUSINESS: Sale of Water Plant; Thruway water; Senior Housing; Outside Delinquent Water accounts; Intercontinental Building repair

NEW BUSINESS: No new business

RESOLUTIONS: #1 Approve Proposal from Engineer of Oil Separator Project
#2 Approve Commendation of Police Officer Scott DeJohn
#3 School Street Waterline
#4 Authorize Clerk to publish Election notice

MINUTES
Village of Angola Regular Board Meeting
Tuesday February 20, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on February 20, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard M. Frawley; Trustees - Jonica DiMartino; William G. Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Paul Ryerse-Code Enforcement Officer; William Herold-Planning Board Chairman; Donald Gallo-Village Engineer.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); James Carlson and Jill Barrett.

PLEDGE OF ALLEGIANCE: was led by James Carlson

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES: of February 5 and 17th 2007: Motion made by Trustee Wilson, seconded by Trustee Houston **UNANIMOUSLY CARRIED**

VISITORS: no comments

COMMUNICATIONS:

- Mayor Frawley mentioned a Village Officials Association Dinner Meeting will be held Thursday Night February 22, the Board will be attending to express their concerns on the ECWA issues.
- Mayor Frawley read a thank you letter from New Full-Time Police Officer Matthew Stonitsch expressing his gratitude for his appointment as a full-time Angola Police Officer.
- Trustee Houston mentioned a letter received from an Attorney for Kenneth Herman regarding water damage at his home due to the waterline break on Woodland Parkway that the Village was repairing. The letter has been forwarded to the Village insurance Company.
- Trustee Houston mentioned that the Village received a letter from Dewberry and Company via contract with the Federal Government, regarding the updating of the Flood Plain Map. He will work with the Building Inspector on this project. This was a project the Village worked on 6-8 years ago but the Federal Government never printed a new map. They are now updating the information to be able to print a new map.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- The Evans Brant Chamber; Town of Evans; Village of Angola and the Friends of the Village under the leadership of Evans Councilman Paul Cooper completed the four section Business Workshop seminars held at the Angola Theater. Trustee Houston commented how the well planned-out workshops were put together and how they provided good information and ideas for the business community in regard to large new businesses coming into the area.
- The Evans Brant and Eden Chambers of Commerce recently planned a Southtowns Business Mentoring Education Program, and it is underway.

- Economic Development Advisory Committee met on February 7th at Calas. They are moving forward with plans.
- ECIDA Hearing was held on February 8th at the Village Hall, in regard to the GOYA expansion project. No residents or neighbors were in attendance, but he and Lori Szewczyk spoke on behalf of the Village with no objections to move forward with the project. ECIDA faxed projected tax collection information to the Village.
- The Southtowns Community Enhancement Coalition met on February 9th in Eden. They have received money from New York State for planning through the University at Buffalo and are moving forward with projects.
- Mentioned the Lakeshore TLC Network update, and how the Governor is now looking at the Prisons and may use an outside committee for the work.
- No major complaints regarding the New Garbage contractor, Allied Waste. Everything seems to be going well.
- Mentioned Buffalo News Articles regarding the "NEW" Xpand. Erie County Control Board will meet tomorrow on the proposed plan.
- Copied information to the Board in regard to grant opportunities for the Mill Street Park creek bank wall. Lori Szewczyk is working funding opportunities.
- Will be attending the Village Officials Association Dinner Thursday in hopes to comment on ECWA issues.

TRUSTEE STOCKMAN –

- No Report

TRUSTEE WILSON –

- Will be following up on the CSX Railroad Bridge over Big Sister Creek issues. Stated his disappointment that he hasn't seen anyone from CSX down there doing any repair work to this bridge. Concerned that snowmobile riders or others may get hurt, as pieces of concrete are weak and falling to the ground.
- Looking forward to attending the Association Dinner.

TRUSTEE DiMARTINO –

- Attended the Village Officials Directors meeting February 16th. Discussed ECWA wanting to attend one of their meetings.
- Next Village Officials Association Dinner will be held in Angola at the Village Inn on Thursday, March 15th, they will hold a discussion on co-op grant writing.
- Trip to Albany for the NYCOM Winter Legislative meeting is this weekend. She hopes to discuss new member item money opportunities for the Village during 2007.

MAYOR FRAWLEY –

- His Meeting with Senator Volker and Assemblyman Quinn has been postponed to March.
- Meeting with Chamber and legislator Reynolds in regard to NFTA tourism buses has also been postponed to March. The Southtowns Community Enhancement Coalition is working on tourism buses traveling throughout the eight municipalities. Brant Supervisor has volunteered to house the buses.
- Looking forward as well, to meeting with the ECWA at the Erie County Governments Association Dinner.

- Mentioned that it would be a nice turnout from our Village if the Planning, Zoning and Building Departments were in attendance at the Village Officials Association Dinner on Thursday, March 15th.

ATTORNEY –

- No Report

POLICE –

- Excused

GENERAL CREW CHIEF –

- Excused

FIRE COMMISSIONERS –

Excused

- Mayor read a report from commissioners Kaminski and Davis explaining some expenditures and asking for a Fire Department Liaison appointment. The Mayor Appointed Trustee Stockman as Fire Department Liaison. Mentioned that the residents need to clear areas around fire hydrants near their home or business.

CODE ENFORCEMENT –

- No report

PLANNING –

- Meeting set for February 28th regarding a Variance application applied for by Goya for the expansion project.
- Attorney Yusick mentioned that all boards are working together on details to move this project forward.
- Trustee Houston commended the boards, attorney and engineer for staying on top of this and their assistance in moving forward in a timely, legal fashion for this expansion project.

ZONING –

- Excused
- Mayor Frawley mentioned that the Zoning board has also met and are moving forward with regard to the Goya Expansion.
- Attorney Yusick mentioned that the Zoning Board had their hearing and 2 residents showed up in support of the project.

CLERK-TREASURER –

- Working on budget preparation and WLB software accounting program.

OLD BUSINESS:

1. Sale of Water Plant- already reported
2. Thruway Water – meeting postponed by their engineer, trying to set up a meeting with another associate to resolve this issue.
3. Senior Housing- moving along to resubmit application.
4. Outside delinquent water accounts- no report.

5. Emergency repair of Intercontinental Building Commercial St.- Attorney Yusick talked with owners son, he is trying to contact his fathers caseworker

NEW BUSINESS: Trustee Houston asked to enter into executive session concerning personnel.

MOTION MADE by Trustee Houston, seconded by Trustee Wilson at 7:50PM.

Mayor announced that No action was taken in executive session.

MOTION MADE TO RE-ENTER REGULAR BOARD MEETING made by Trustee DiMartino, seconded by Trustee Stockman, at 7:58PM

- No new business to report.

RESOLUTIONS OFFERED FEBRUARY 20, 2007:

#1 APPROVE PROPOSAL FROM ENGINEER FOR OIL SEPARATOR PROJECT

WHEREAS the Angola Village Board has received a proposal for engineering services from the Village Engineer Donald D. Gallo as per the Boards request, for an Oil Separator Project, and

WHEREAS, said proposal for a Separator for the Fire Hall and the DPW Building, includes all engineering services at a cost not to exceed two-thousand-eight-hundred-dollars (\$2,800.00), **NOW**

THEREFORE BE IT RESOLVED, the Village Board of the Village of Angola accepts the proposal from Village Engineer Donald D. Gallo and hereby authorizes Mayor Howard Frawley to execute said contract. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE DIMARTINO, UNANIMOUSLY CARRIED.**

OFFERED BY MAYOR FRAWLEY

#2 APPROVE COMMENDATION OF POLICE OFFICER SCOTT DEJOHN

WHEREAS, on January 11, 2007, While working on an 11PM-7AM shift, Officer Scott DeJohn, a dedicated Village of Angola Police Officer, observed a young female walking on the railroad tracks near the North Main Street crossing. On checking, you found a sixteen-year-old despondent female who confided that she just wanted to die and refused to get off the railroad tracks. Upon her refusal, you proceeded to physically remove her from the tracks. Your alertness while on patrol and your dedication to duty prevented a potentially dangerous situation for a young female resident. You are to be commended for your actions, which uphold the finest traditions of the Angola Police Department.

NOW THEREFORE BE IT RESOLVED, that I, Howard M. Frawley, Mayor of the Village of Angola, do hereby, on behalf of all residents of the Village of Angola present this commendation to Officer Scott DeJohn

MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DIMARTINO, UNANIMOUSLY CARRIED.

#3 SEORA FOR SCHOOL STREET WATERLINE

WHEREAS, there is a proposed water line project to replace a leaking line and loop the Maple and School Street lines, 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 SEQR regulations and a negative declaration is therefore adopted.

MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE DIMARTINO, UNANIMOUSLY CARRIED.

#4 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:

1. The General Village Election of the Village of Angola will be held Tuesday, March 20th, 2007.
2. The polling place for the single Village Election District shall be the Village Hall, 41 Commercial Street, Angola, New York.
3. 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>
James R. Carlson 46 High Street Angola, New York 14006	Trustee	Four Years 4/2/07 – 3/31/11
William G. Houston 11 Glenwood Avenue Angola, New York 14006	Trustee	Four Years 4/2/07 – 3/31/11
Annemarie Tubinis 36 Lincoln Ave. Angola, New York 14006	Trustee	Four Years 4/2/07 – 3/31/11
Amy P Hontz 9 Pleasant Ave. Angola, New York 14006	Justice	Four Years 4/2/07 – 3/31/11

MOTION MADE BY TRUSTEE STOCKMAN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED.

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Houston regarding the following: **General Fund Abstract #21, Checks #5248, #5249 and #5305 to #5341 in the amount of \$40,487.21 plus Payroll #4; Water Fund Abstract; #21 & #20, Checks #1347 to 1353 in the amount of \$8,695.64 plus Payroll #4; UNANIMOUSLY CARRIED**

MEETING ADJOURN to Budget workshops on Saturdays February 24 and March 3 at 8:00AM and a public hearing on February 28th at 5:00 and the next scheduled regular Board Meeting Monday March 5th 2007 at 7:30 with a scheduled workshop on Tuesday March 6 @7:00PM at the Village Hall.

Motion made by Trustee DiMartino, seconded by Trustee Stockman UNANIMOUSLY CARRIED meeting adjourned at 8:07PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

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3/05/07

INDEX – March 5, 2007

TRUSTEE HOUSTON: Rural Transit Meeting; Erie County Gov. Meeting; Recycling; NEST Meeting; LUCA Census; Hospital closings; Village Streetscape Project Phase II; Wal-Mart.

TRUSTEE STOCKMAN: NYCOM Conference; Fire Dept. Truck; Angola Nickel Plate.

TRUSTEE WILSON: NYCOM Conference

TRUSTEE DIMARTINO: NYCOM Conference; "Walk the Village" program.

MAYOR FRAWLEY: Erie County Association of Governments Meeting

ATTORNEY: Resolutions; Intercontinental Building

POLICE: Police computer

GENERAL CREW CHIEF:

FIRE COMMISSIONERS: Fire Dept. Meeting; Truck maintenance

CODE ENFORCEMENT: Penn Ave. house

PLANNING: Goya

ZONING: Zoning board training

CLERK-TREASURER: Budget; Elections

OLD BUSINESS: Sale of Water Plant; Thruway water; Senior Housing; Outside delinquent water; Intercontinental Bldg. Repair.

NEW BUSINESS: Street lights; Friends of the Village Spaghetti dinner; October storm Reimbursement.

RESOLUTIONS:

- #1 Address for Goya Expansion**
- #2 Appointment of Emergency Disaster Coordinator**
- #3 30 Day posting for Firemans Service Award Program**
- #4 Issuing a Negative Declaration of Environmental Significance**
Goya Foods Expansion
- #5 Local Law #1, 2007, Amending the Zoning Map**
- #6 Local Law #2, 2007, Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code**

MINUTES
Village of Angola Regular Board Meeting
Monday March 5, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on March 5, 2007 at 7:30 PM, there were **PRESENT:** Mayor - Howard M. Frawley; Trustees - Jonica DiMartino; William G. Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Jeff Kaminski-DPW Crew Chief; Patrick Puckhaber-Police Chief; Charles LaBarbera-Code Enforcement Officer; Lynne Kaminski and James Davis-Fire Commissioners.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); members and officers of the Angola Fire Department, Bob Beck; Doug Streebel; Keith Young and Kristopher Young; Salvatore Mogavero; Lisa O'Connor; Gregory O'Connor; Donna Biniewski; Theresa Cybulski; Mike Delair; Alice Escott-Town Crier; John Amershadian - HodgsonRuss Attorney for Goya Foods; Philip Silvestri - Silvestri Architects for Goya Foods Expansion; Jill Barrett.

PLEDGE OF ALLEGIANCE: was led by Salvatore Mogavero

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES: of February 20 2007: Motion made by Trustee Houston, seconded by Trustee Wilson **UNANIMOUSLY CARRIED**

SPECIAL PRESENTATION- Mayor Howard Frawley awarded a plaque and special proclamation to Alice Escott, honoring the celebration of 10 years of publication for the Town Crier.

Certificate of Recognition and Achievement

Whereas, the Town Crier has been a newspaper publication in the Town of Evans since its establishment in 1997, and

Whereas, the Town Crier is the official newspaper of the Towns of Evans and Brant, the Villages of Angola and Farnham, and the Evans-Brant (Lake Shore) School District, and

Whereas, the Town Crier has centralized its location in the Heart of the Village of Angola since the Summer of 2003, and

Whereas, Mr. R.D. McPeck, Publisher and Ms. Alice Escott, Editor have displayed their total commitment to revitalization efforts ongoing in the Village of Angola in so many ways too numerous to mention,

Now, Therefore, Be It Resolved, that I, Howard M. Frawley, on behalf of the Village Board of Trustees and the Residents of the Village of Angola, do hereby declare and recognize this notable milestone for local business: **The Town Crier Tenth Year Anniversary**

VISITORS:

1. Lisa O'Connor- expressed her disappointment in the Village Board for not acting on the resident's behalf in regard to a possible closing of one of the elementary school buildings, the WT Hoag School. Ms. O'Connor stated that the school board had a public meeting a week ago and a representative from the Town of Brant expressed their concerns via a letter from Brant Supervisor Leonard Pero, to the School Board. She was very upset that no one from the Village Board was in attendance or sent any correspondence. The board apologized for not attending but each had a conflict. The Village Board explained that they met on Saturday for a workshop and discussed preparing a letter to the school board. Trustee Houston prepared the letter and read the letter to the attendees. The board assured that the letter will be hand delivered to the School Superintendent and to the President of the Board of Education first thing in the morning as there is another school board work session (tomorrow) Tuesday evening March 6th. The Village Board apologized for the delay but were in the process of putting together different scenarios and commenting to the school board as a whole. The guests thanked the Board for responding.
Jill Barrett announced on behalf of the School Board, that closing a school is not a definite decision; this is just something the board is discussing. (Copy of letter attached to official minutes book copy.)
2. Salvatore Mogavero- Thanked the Village DPW for outstanding work throughout the Village and for the help they have provided in controlling/removing snow.
3. Bob Beck- announced the Angola Fire Department is celebrating 125 years of service. There will be a 2-day event with a parade, music, and carnival rides. The celebration will be on Friday July 20th and Saturday July 21st. There will be a program book. Mr. Beck asked for Commercial Street to be closed accordingly from N. Main to Washington and asked the board for a donation toward the parade expenses. The board stated that they would see what they could do; they already have dedicated the DPW and Police for this event.
4. Bob Beck felt that it was unnecessary to have the DPW crew out plowing on Sunday. The board stated that there is a call-in process that needs to be followed. When the police call in the DPW, it's because they identify a hazardous situation. The DPW are on the books for 2-hours once they are called out, therefore they will plow and/or salt the whole Village. The Board noted Mr. Beck's concern, but stated that he needs to understand both sides. It is important to make sure plowing and salting are done as they see fit on a daily basis and as required by emergency conditions.

COMMUNICATIONS:

- Mayor Frawley mentioned that a Village Officials Association Dinner Meeting will be held on Thursday Night March 15 at the Village Inn, the Board will be attending as this meeting is sponsored by Angola. There will be a grant writing presentation.
- Trustee Houston mentioned a letter from Legislator Reynolds regarding the request for Rocks from the county for a stabilization project on the Creek Bank at Herman Park. They had no rocks available for the Village and made some suggestions.
- Mayor Frawley read a nice thank you from the Local Boy Scouts. The Village Board purchased an ad in their fundraising book.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Attended the Rural Transit meeting- gave a copy of the report to the Clerk for the record.
- Attended the Erie County Governments association meeting. Other Board members will comment regarding ECWA and XPAND
- New Recycling bins and recycling guidelines have been delivered to the residents. Extras are available at the Village Hall.
- Representing the Village at a meeting of the town of Evans Recycling Committee. They are discussing trees.
- NEST meeting is this Thursday in Orchard Park, regarding garbage and recycling.
- Will also be attending a LUCA Censes meeting this Thursday in Hamburg. They will be providing interesting information on the importance of getting correct census figures.
- Stated that while he attended some of the above mentioned meetings, he handed out sheets regarding issues on the closing of Lake Shore and Tri County Hospitals. He stated that Senator Volker had introduced a **Bill** to keep St. Josephs Hospital (in Cheektowaga) open. Such a **Bill** may have a positive affect on Lakeshore and Tri County Hospitals as well.
- Started the process on closing the Phase II of the Village Streetscape Project (Commercial St) ordering the streetlights, street signs and other items as indicated in project details.
- Discussed other building projects going on, and attended a meeting at the Town Hall regarding the Village supplying water to the proposed new Department Store (Walmart) planned for development in the Town.
- Mentioned he was able to obtain some aerial drawings of the area that were laid out at the Town Hall. These photos were aerial shots of some properties in the Village.

TRUSTEE STOCKMAN –

- Attended the NYCOM Conference in Albany, with Trustees DiMartino and Wilson. Stated that the trip was very worthwhile. Members of the board were able to meet with local representatives regarding member item money requests from the Village.
- Since becoming the Fire Department liaison, he stated that he and Trustee Wilson were able to find some used ladder trucks that may be of interest for the Fire Department. Officers and Commissioners of the Angola Fire Department met with the Village Board during a workshop prior to the board meeting this evening. All attendees were able to work together on a positive effort to move forward on the purchase of an affordable used ladder truck for the Village Department.
- The Angola Nickel Plate preservation (Depot) committee is starting a raffle tomorrow as a fundraising effort. Several items will be raffled off including some Buffalo Sabres autographed paraphernalia.

TRUSTEE WILSON –

- Mentioned his attendance at the NYCOM Conference in Albany. Agreed with Trustee Stockman that he found it very beneficial for member item requests. Everything went positively and felt that the whole NYCOM program was very educational. It was nice to interact with other governments. Mentioned the discussion of infrastructure while there.
- It was nice to see the Village Board and the different Departments working well together again and moving forward.
- Commended the Village Board, as a whole, for their opened mindedness and accomplishments.

TRUSTEE DiMARTINO –

- Stated her attendance at the NYCOM Conference in Albany was interesting. She spoke of two member item requests that were discussed, specifically for an Oil/Water Separator for the Village DPW/FD facilities and the continued funding for Herman Park -stream bank stabilization. While in Albany, she attended other seminars and heard ideas brought forth by other Officials from local governments, including the future of pension funds, inter-municipal agreements and regionalism.
- Working on the “Walk the Village” program. Assemblyman Quinn’s office stated that they are taking the lead in hoping to coordinate this project in this area.

MAYOR FRAWLEY –

- Stated that the entire Village Board attended the Erie County Association of Governments meeting in Orchard Park. ECWA officials did not show up as scheduled. Discussion also included XPAND issues. Stated that, he, the City of Buffalo, and County Legislators moved on passing a resolution concerning XPAND in an effort to obtain properties being held up by XPAND. There will be an Associations Meeting on March 22 in Buffalo with the ECWA Officials and County to move forward on these issues

ATTORNEY –

- Mentioned he prepared three resolutions being offered tonight in regard to SEQRA for the Goya Project, and LL 1 and 2 of the year 2007 (See resolutions)
- Also reported he has been in contact with the son of the owner of the intercontinental building and it looks as though the dangerous issues will soon be resolved.

POLICE –

- Read monthly report
- County will be putting a new computer in one of the Police Vehicles

GENERAL CREW CHIEF –

- No real issues, remaining new salt should cover to the end of the season.

FIRE COMMISSIONERS –

- Thanked the Board for the meeting with the Fire Department on a ladder truck.
- Mentioned a small expense coming in for truck maintenance, around \$50.00
- Thanked Trustee DiMartino for her job as Trustee as she will not be running for re-election. Stated their appreciation of her help over the last four years.

CODE ENFORCEMENT –

- Handed in Monthly report.
- Trustee Houston asked of the status of the abandoned house on Penn Ave. The code enforcer will look into and report at a later date.

PLANNING –

- Excused:
- Clerk read a message from the Chairman William Herold- Planning board approved the site plan for Goya.

ZONING –

- Excused:
- Mayor read a report stating that 4 members of the zoning board of appeals have attending the new, mandatory training session as required by the State of New York. Working with Evans Planning Board to offer a session in early April or May at the New Angola Theater.

CLERK-TREASURER –

- Working on budget preparation. Extended a Happy Birthday to the Mayor
- Elections are being held on March 20th 12-9PM (2-Trustees and 1-Justice positions to be filled). Reminder that there will be no office hours that day.

OLD BUSINESS:

1. Sale of Water Plant- already reported
2. Thruway Water – meeting tomorrow.
3. Senior Housing- application being re-submitted in May.
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street - discussed

NEW BUSINESS:

1. Trustee Houston asked that if anyone sees a streetlight out, please write down the pole numbers and contact the Village Hall.
2. Friends of the Village are hosting a spaghetti dinner at the First Congregational Church on March 20th starting at 4:00 PM to coincide with Village Election Day.
3. State Emergency Management has reimbursed the Village for the October storm expenditures. The Board complimented Crew Chief - Jeff Kaminski for preparing the paperwork for this aid. The Village received a check for \$14,769.21 which will reimburse the overtime and equipment expense lines incurred for that storm, \$13,056.81 reimburses the DPW overtime account, and the amount of \$1,712.40 reimburses the Fire Department Equipment line.

No other new business to report.

RESOLUTIONS BEING OFFERED MARCH 5, 2007

#1 AUTHORIZE ADDRESS FOR GOYA FOODS EXPANSION

BE IT RESOLVED, that the Village of Angola Board of Trustees does hereby authorize the address for the current building lot for the Goya Foods Expansion Project as follows:

SBL# 251.07-5-13 as 275 S. Main Street, Angola NY 14006

MOTION MADE BY TRUSTEE HOUSTON, 2 SECOND THE MOTION TRUSTEE DIMARTINO AND TRUSTEE WILSON, UNANIMOUSLY CARRIED

#2 APPROVE APPOINTMENT OF EMERGENCY DISASTER COORDINATOR FOR THE VILLAGE OF ANGOLA

WHEREAS, due to the resignation Lieutenant Thomas Crupe, whom was also appointed Disaster Coordinator for the Village of Angola; the Village Board hereby authorizes Mayor Howard Frawley to appoint a new Disaster Coordinator for the Village of Angola, NOW

BE IT RESOLVED, Mayor Frawley hereby appoints Kris Young as disaster coordinator for the Village of Angola effective March 5, 2007.

MOTION MADE BY TRUSTEE DIMARTINO, 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 2006 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 STOCKMAN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 ISSUING A NEGATIVE DECLARATION of ENVIRONMENTAL SIGNIFICANCE for the EXPANSION of the GOYA FOODS FACILITY

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 distribution center to expand the Goya Foods 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 6 N.Y.C.R.R. § 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.

**NEGATIVE DECLARATION
Determination of Non-Significance**

Village of Angola Village Board of Trustees

Dated: March 5, 2007

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Village of Angola Village Board of Trustees (the "Village Board of Trustees"), as lead agency, has reviewed the proposed Goya Foods Great Lakes Distribution Center Expansion in the Village, and has determined that the proposed project (the "Project") will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Goya Foods Great Lakes Distribution Center Expansion in the Village of Angola, New York.

Location of Action: Corner of South Main Street and Hardpan Road, Village of Angola.

SEQR Status: Type I Action.

Description of Action: The proposed action involves rezoning and site plan approval to allow the construction of an approximately 150,000 square foot distribution center to expand the Goya Foods Great Lakes Distribution Center in the Village.

Reasons Supporting this Determination: Potential environmental impacts associated with the Project were evaluated and found to be minor. The Project is an expansion of an existing use. The Village evaluated the potential impacts under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below in the discussion of each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

(i) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;

Short term there be some increase in traffic and dust due to construction. The use is a long time existing use. The additional traffic and emissions from trucks servicing the new facility is well within capacity of the road ways, as the same are to be improved in accordance with the site plan and will offer only minor increases in traffic, noise and air emissions. No potential for a substantial increase in erosion, flooding, leaching or drainage is presented. It is not foreseeable that any adverse change in existing air quality, ground or surface water quality, traffic or noise levels will result because the change presents the expansion of an on-going use in a disturbed area.

(ii) the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to natural resources;

It is not foreseeable that the proposed Project will result in the removal or destruction of large quantities of vegetation or fauna, interfere with the movement of any resident or migratory fish or wildlife species, adversely impact any significant habitat area, substantially adversely impact a threatened or endangered species of animal or plant, or the habitat of such a species, or create any other adverse impacts to natural resources. The Project will occupy lots that were formerly improved with residences.

(iii) the impairment of the environmental characteristics of a Critical Environmental Area as designated pursuant to subdivision 617.14(g) of this Part;

There is no land within or adjacent to a *Critical Environmental Area* as designated under 6 NYCRR § 617.14(g) that would be impaired.

(iv) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;

The Project strengthens the Village goals of expanding an allowed use and providing significant economic benefits to the Village consistent with the Village's master plan.

(v) the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character;

The Project will not impair the character or quality of important historical, archeological, architectural, or aesthetic resources, or of existing community or neighborhood character.

(vi) a major change in the use of either the quantity or type of energy;

The change is not anticipated to create a major change in the quantity of electricity or natural gas to be used and will not affect the community's sources of fuel or energy supply.

(vii) the creation of a hazard to human health;

The Project does not create a hazard to human health.

(viii) a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;

The Project changes allowable uses, but extends existing uses consistent with the Village's master plan, and will not create adverse impacts on open or agricultural lands.

(ix) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;

The Project will not attract a large number of people.

(x) the creation of a material demand for other actions that would result in one of the above consequences;

The Project will not create a material demand for other actions that would result in one of the above consequences.

(xi) changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or

The Project will not result in changes in two or more elements of the environment which, when considered together, would result in a substantial adverse impact on the environment.

(xii) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.

The Project will not result in two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.

For Further Information:

Contact Person: Honorable Howard Frawley

Village of Angola Mayor

Address: Village of Angola

Village Hall

41 Commercial Street

Angola, New York 14006

Telephone Number: (716) 549-1126

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

#5 ADOPTION OF LL #1 FOR THE YEAR 2007 AMENDING THE ZONING MAP

WHEREAS, Proposed Local Law #1 for the year 2007 has been presented to the Board for the amendment of the Zoning Map to rezone and reclassify premises being SBL# tax parcels 251.07-5-8, -9, -10, -11, -12, -13, -14.1, -15 and an approximately 120' x 214' portion of tax parcel 251.07-5-16.1, totaling approximately 8.73 acres, as more particularly described in the proposed Local Law from R-I (One Family Residential District) to I (Industrial), and

WHEREAS, the Proposed Local Law #1 was referred to the Erie County Division of Planning, Town of Evans, New York State Department of Environmental Conservation, Erie County Industrial Development Agency and the Village of Angola Planning Board and more than thirty (30) days have elapsed and the Town of Evans and the County of Erie having made comments which have been reviewed by this Board, and

WHEREAS, This Board has been designated Lead Agency under the provisions of SEQRA and a negative declaration having been issued, and,

WHEREAS, a public hearing was held on February 28, 2007 and comments having been received and considered, and

WHEREAS, the area to be rezoned is vacant land abutting an Industrial district, and

WHEREAS, the Village of Angola Planning Board has approved a site plan for the construction of a warehousing facility subject to, among other things, the rezoning of said parcel, and

WHEREAS, all proceedings of the Planning Board and Zoning Board of Appeals have been reviewed. **NOW**

THEREFORE, BE IT RESOLVED, that proposed Local Law Number One for the year 2007 amending Chapter 30, Article II Section 30.22 "Zoning Map" which is attached hereto as Exhibit A is hereby adopted as Local Law One for the year 2007 together with the amended zoning map which is attached as Exhibit B. **MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#6 ADOPTION OF LL #2 OF THE YEAR 2007 ADMINISTRATION AND ENFORCEMENT OF THE NEW YORK STATE UNIFORM FIRE PREVENTION AND BUILDING CODE

WHEREAS Proposed Local Law #2 for the Year 2007 entitled "Administration and Enforcement of the New York State Uniform Fire Prevention and Building Code" has been presented, and

WHEREAS, said Local Law repeals the present Article 26 of the Angola Village Code and replaces said Article with the proposed Local Law, and

WHEREAS, a Public Hearing was held on the 28th day of February, 2007

NOW THEREFORE BE IT RESOLVED, that Proposed Local Law #2 for the Year 2007 repealing Article 26 of the Angola Village Code and replacing said Article 26 with Proposed Local Law #2 for the Year 2007 which is attached hereto is hereby adopted as Local Law #2 for the Year 2007. **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Wilson regarding the following: **General Fund Abstract #22 and #23, Checks #5342 to #5382 in the amount of \$15,832.70 plus Payroll #5; Water Fund Abstract; #22 & #23, Checks #1354 to 1360 in the amount of \$31,475.31 plus Payroll #5; UNANIMOUSLY CARRIED**

MEETING ADJOURN to an inter-municipal workshop March 6 at 7:00 and Budget workshop March 8 at 5:00PM at the Village Hall and the next scheduled regular Board Meeting Monday March 19th 2007 at 7:30 with Village elections being held Tuesday March 20th 2007 at 7:30 **MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DIMARTINO UNANIMOUSLY CARRIED** meeting adjourned at 8:040PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

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INDEX – March 19, 2007

TRUSTEE HOUSTON: Economic Development Meeting; LUCA Seminar/Census; Garbage Pickup;

Southtowns Coalition Meeting; Joint Purchasing Program; Village Officials Association dinner; Erie County Governments Association Meeting; Lakeshore Hospital.

TRUSTEE STOCKMAN: Fire Department Ladder truck; Depot Meeting; Thanked Trustee DiMartino.

TRUSTEE WILSON: CSX Bridge repairs; Village Officials Association dinner; School Board Meeting; Thanked Trustee DiMartino; Village Elections.

TRUSTEE DIMARTINO: Village Officials dinner; Angola Library raffle; Farewell to Village.

MAYOR FRAWLEY: Thanked Trustee DiMartino; County road work; NFTA Meeting; CEO's Meeting; Association of Erie County Governments Meeting.

ATTORNEY: Thanked Trustee DiMartino.

POLICE: None

GENERAL CREW CHIEF: None

FIRE COMMISSIONERS: Welcoming Committee; Thanked Trustee DiMartino; Re-keying Fire Department Buildings; Ladder Truck; Lights S. Main St. Station; 2007 Ambulance and Fire Contracts.

CODE ENFORCEMENT: Penn Ave. Clean-up; N. Main St. Improvement

PLANNING: None

ZONING: Thanked Trustee DiMartino; Village Elections; Allied Trades.

CLERK-TREASURER: Budget; Thanked Trustee DiMartino; Village Elections.

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Outside delinquent Water accounts; Intercontinental Building repair.

NEW BUSINESS: SMSI Grant for the SWEC Regional Water Project.

RESOLUTIONS: #1 Approve Truck #7 Surplus
#2 Approve rate increase for Outside Water Reader

MINUTES
Village of Angola Regular Board Meeting
Monday March 19, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on March 19, 2007 at 7:30 PM, there were
PRESENT: Mayor - Howard M. Frawley; Trustees - Jonica DiMartino; William G. Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski-Fire Commissioner; Paul Cooper- Zoning Board Chairman.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); Lisa O'Connor; Jill Barrett; Chris Cybulski; Judy Vona; Teresa Cybulski; Maria Carlson;

PLEDGE OF ALLEGIANCE: was led by Lynne Kaminski

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES: of March 5, 2007: Motion made by Trustee Houston, seconded by Trustee Wilson **UNANIMOUSLY CARRIED**

VISITORS:

1. Theresa Cybulski- 6 Sunset Drive- expressed her concern of poor drainage at her home due to run off from school property in back of her home. She had water damage in her basement and has health concerns due to the moisture creating mold. The water is a year round issue and she has discussed the issue with the School already. The area is maintained by both School and Village public works departments. The Board stated that they address an area each year, and they will work with school officials and have this area addressed as soon as possible. The Board also asked Ms. Cybulski to contact National Fuel, they share some of the responsibility for the current drainage issues in this area. Trustee Wilson, stated that the school had been contacted by Ms. Cybulski and has currently cleared some of the snow that was blocking the drains.
2. Judy Vona – 10 Sunset- shared her concern of the water in the front of her home. She stated the area is very low in front and a drain needs to be put in. The Board is aware of her area and mentioned that it may be an advantage to tap into the drain located across the street from her home. They will discuss and look into this issue. She also informed the board that she has been keeping up with the soil and planting the grass, spending money out of her own pocket, to continuously fix the area the plow trucks are tearing up. The Board asked her not to take it upon herself to fix this area, she should let the DPW handle this area.
3. Lisa O'Connor – 13 Woodland- stated her support for the two visitors regarding the water issue. She has attempted to walk her children to school and they have to walk into the street to avoid the deep pockets of water. She is very concerned for the children walking into the street. The board again stated they will try to address this entire issue.

COMMUNICATIONS:

- Mayor Frawley read a letter from Assemblyman Jack Quinn awarding the Village \$5,000 in Member Item money for the Oil/Water Separator Project.
- Mayor stated that the Erie Co Association of Governments Dinner will be March 22 at the Emerson High School in Buffalo and that Officials from ECWA and XPAND will be there.
- Trustee Houston announced the Village has received last year's member Item Money approved in the amount of \$2,500.00 as a ¼ payment of Assemblyman Jack Quinn's Member item money. This 25% of the money is awarded for Phase II of the Streetscape Project. This will be used to purchase the streetsigns, benches, rubbish cans and etc. for the Commercial Street section of the project.
- Trustee Houston stated that Buffalo will sponsor a State Historic Parks and Recreation conference in April at the Adams Mark Hotel.
- Trustee Houston noted the minutes of the CDBG Program Rural Transit Service Advisory Board – they are concerned that they are short of drivers for the Wheelchair Van Service. Trustee Houston commented that one of our own residents, Mr. Eber Inman is currently the only volunteer driver for the van Service's wheelchair lift unit.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Attended the Economic Development Meeting on March 7- discussed XPAND issues.
- Attended the LUCA seminar in regard to CENSUS, the Village will cooperate with the LUCA in regard to Census count in our area. The program should be starting soon.
- Could not attend the NEST meeting on March 8 (conflicted with the LUCA) Town Councilman Paul Cooper did attend and brought back some information from the Meeting.
- Garbage pickup is going well
- Southtowns Coalition had a meeting on March 9th in Farnham - a representative from Greycliff was in attendance. Everything went well.
- Talked with the school regarding the Joint Purchasing agreement, was not impressed. Suggests that we continue to purchase our paper from the Town as we currently do.
- Mentioned an article called Misdirect Push- that expressed support of technical training for student vs. everyone attending college.
- Stated that the Village Officials Association dinner, held at the Village Inn, on Thursday March 15, went very well. Complimented the food, and service and Trustee DiMartino for putting it all together.
- This Thursday is the Erie County Governments Association meeting, representatives from ECWA and ZPAND will be attending.
- Mentioned a bill that an Assemblyman and Senator Volker wrote, to keep St. Josephs Hospital in Cheektowaga open.

TRUSTEE STOCKMAN –

- Announced that the search for a ladder truck for the Fire Department is nearing an end. There are a few that the Fire Department has an interest in. Hoping to move forward soon.
- Announced the Depot Committee will meet on March 28th at 7:00 at the Congregational Church. Raffle tickets for Sabre items are available as a fundraising effort.
- Thanked Trustee DiMartino for her 4 years of dedicated service as a Trustee and for all of her accomplishments.

TRUSTEE WILSON –

- Contacted CSX to get status on the Big Sister Creek bridge repairs-they told him that they had to shut down some of their bridges and has to put Angola on hold. He will follow up and continue with pictures and documentation on the bridge.
- Commented on the Association Dinner at the Village Inn- thought the Grant Writing presentation was interesting.
- Announced that the Mayor will attend the School Board meeting on behalf of the Village to express the boards concern over the possible school closings. This will be held March 20th at 7:00 at the media center in the High School.
- Thanked Trustee DiMartino for her dedication as a Trustee and wished her success.
- Reminded everyone to come out and vote at the village elections on March 20, 2007.

TRUSTEE DiMARTINO –

- Stated that she thought the Village Officials dinner went well and the grant writing presentation went very well. Stated how impressed the visitors were to see different business working together on local events like this dinner (Meal, plants, desserts etc.).
- The Angola Library will be selling tickets for their Ethnic Food Showcase, supporting the library. It will be held on April 22nd at the Evans Center Fire Hall.
- Extended her farewell by stating how proud she is to have been a member of the Angola Board of Trustees and how well everyone works together for the good of the Village.

MAYOR FRAWLEY –

- Congratulated Trustee DiMartino for her work on the Board. Expressed his thanks for all she has done while serving as a Trustee for the Village.
- Stated he met with the County and discussed the area roads. They stated that the south-towns will not be done this year, they are focusing their efforts to the east. They stated however, that road striping will be done in the entire area. Mayor Frawley stated that he requested that the County at least consider road work on Beach Road and Eden-Evans Center Road which is in very poor condition.
- There will be an NFTA meeting at Legislator Reynolds Office March 26th to discuss tourism and Rt 62.
- Announced that from September 12-14 there will be 390 CEO's from all over the country meeting at the Arena in Buffalo to investigate future business opportunities.
- Announced the Association of Erie County Governments meeting will be held March 22 and representative from XPAND and ECWA will be there.

ATTORNEY –

- Thanked and Congratulated Trustee DiMartino for her dedication. Stated that she was one of the hardest workers ever on the Board and she will be missed.
- No report at this time

POLICE –

- Excused

GENERAL CREW CHIEF –

- Excused – water line break off Schwert Road at the lake.

FIRE COMMISSIONERS –

- Asked that Fire Commission Davis be excused for medical reasons.
- Stated that the fire department wants to be involved and a member of the welcoming committee, Trustee DiMartino will give her the contact information.
- Thanked Trustee DiMartino for her work as a Trustee
- Had the re-keying done for the Fire Department Buildings.
- Thanked Trustees Stockman and Wilson for working on a Ladder Truck for the Fire Department.
- Trustee Houston asked that she have the lights and ceiling tiles repaired at the S. Main station bathrooms.
- The 2007 Ambulance and F/D contracts are ready to sign and sealed and sent back to the Town of Evans.

CODE ENFORCEMENT –

- Excused- attending school.
- Sent in a report in regard to Penn Avenue property, and other clean up and improvements.
- Mayor Frawley mentioned an article in the Dunkirk Observer that stated that the Title owner of a property is responsible for clean up.
- Commented Scott Addison's home improvement on property bought on North Main St. next to the old Masonic Taylor building.

PLANNING –

- Excused

ZONING –

- Chairman Paul Cooper thanked Trustee DiMartino for her work as Trustee.
- Congratulated the 3 candidates running for the Village Trustee position for running a clean campaign.
- Mentioned available trade training from Allied Trades.

CLERK-TREASURER –

- Completing tentative budget.
- Thanked Trustee DiMartino for her help and support, announced a farewell luncheon next Friday, March 30th at noon, all welcome.
- Elections are being held tomorrow, March 20th 12-9PM (2-Trustees and 1-Justice positions to be filled), and there will be no office hours tomorrow.

OLD BUSINESS:

1. Sale of Water Plant-nothing
2. Thruway Water-Trustee Houston asked to enter into executive session regarding litigation.

MOTION to enter into executive session made by Trustee Houston, seconded by Trustee DiMartino. At 8:28PM. No action taken in executive session.

Motion to close executive session and re-enter regular board meeting made by Trustee Stockman seconded by Trustee DiMartino. 8:44PM

3. Senior Housing- application will be re-filed soon.
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street – no report

NEW BUSINESS:

1. Memorandum of Understanding Implementing SMSI Grant for the SWEC Regional Water Project. Discussion, approval and signing of memorandum agreement at no cost to the Village of Angola, Motion made by Trustee Houston and seconded by Trustee Wilson to sign contract.
2. Trustee Houston thanked Jonica DiMartino for her dedicated service on the Board of Trustees for the past four years. He wished her well and stated that he would hope that she would consider returning to the Village Board sometime in the future.

RESOLUTIONS BEING OFFERED MARCH 19, 2007**#1 APPROVE TRUCK #7 SURPLUS**

WHEREAS, Angola Fire Truck Rescue #7 is in need of major repairs and has been taken out of service, and

WHEREAS, the cost of said repairs far exceeds the value of the truck

IT IS HEREBY RESLOVED, that the Angola Fire Truck Rescue #7 is declared surplus property and shall be offered for sale on an International online auction on a reserve basis, address being www.auctionsinternational.com.

Motion made by Trustee Stockman, seconded by Trustee Wilson, UNANIMOUSLY CARRIED

#2 APPROVE RATE INCREASE FOR OUTSIDE WATER METER READERS

WHEREAS, the cost of outside water meter readers for the Village of Angola Water Department has increased, **NOW**

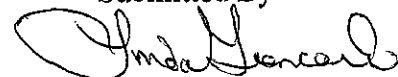
BE IT RESOLVED that the Angola Village Board of Trustees does approve that the Water Department Price Schedule be amended to provide that the price of the outside readers shall be \$100.00 per reader instead of \$75.00

Motion made by Trustee Wilson, seconded by Trustee Houston, UNANIMOUSLY CARRIED

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Houston regarding the following: **General Fund Abstract #24, Checks #5385 to #5414 in the amount of \$33,503.11 plus Payroll #6 Water Fund Abstract; #24 Checks #1361 to 1370 in the amount of \$4,062.57 plus Payroll #6 UNANIMOUSLY CARRIED**

ADJOURN to Village Elections tomorrow March 20th. Joint work session at the Evans Town Hall on Tuesday, March 27th at 7:00, and Regularly scheduled board meeting and organizational meeting Monday April 2nd 2007, at 6:30 PM. **MOTION MADE BY TRUSTEE DIMARTINO, SECONDED BY TRUSTEE HOUSTON UNANIMOUSLY CARRIED** meeting adjourned at 8:53 PM.

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

MINUTES
Village of Angola, Organizational and Regular Board Meeting
Monday April 2, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on April 2, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – James Carlson; William Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Paul Cooper- Zoning Board Chairman; William Herold-Planning Board Chairman; Donald Gallo- Village Engineer; Patrick Puckhaber-Police Chief.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); Richard and Barbara Carlson; Michelle Carlson; Joan Houston; Salvatore Mogavero; Jonica and Madelyne DiMartino; Jim Liegl; Deberah Dubell

MOTION TO OPEN ORGANIZATIONAL MEETING MADE BY TRUSTEE

Mayor appointed the following people to the following offices for the following terms. These appointments are not subject to board approval:

<u>TITLE</u>	<u>NAME</u>	<u>TERM</u>	<u>EXPIRATION</u>
Deputy Mayor	William G. Houston	1 yr.	3/31/08
Clerk-Treasurer	Linda D. Giancarlo	4 yr.	3/31/09
Deputy Clerk/Water Clerk	Michelle F. Warren	1 yr.	3/31/08
Tax Collector	Linda D. Giancarlo	4 yr.	3/31/09
Streets Commissioner	William G. Houston	1 yr.	3/31/08
Deputy Streets Commissioner	James R. Carlson	1 yr.	3/31/08
Water Commissioner	John D. Wilson	1 yr.	3/31/08
Deputy Water Commissioner	Michael A. Stockman	1 yr.	3/31/08
Police Commissioner	Howard M. Frawley	1 yr.	3/31/08
Budget Director	Howard M. Frawley	1 yr.	3/31/08
Deputy Budget Director	James R. Carlson	1 yr.	3/31/08
Fire Dept. Liaison	Michael A. Stockman	1 yr.	3/31/08
House Numbering Officer	William G. Houston	1 yr.	3/31/08
Historian	Joan M. Houston	1 yr.	3/31/08
Fixed Assets Officer	Linda D. Giancarlo	4 yr.	3/31/09
Affirmative Action Officer	Linda D. Giancarlo	4 yr.	3/31/09
Records Mgmt/Licensing Officer	Linda D. Giancarlo	4yr.	3/31/09
Southtowns Plng. & Development	John D. Wilson	1 yr.	3/31/08
Southtowns Solid Waste Mgmt.	William G. Houston	1 yr.	3/31/08
Southtowns Plng. & Rural Develop.	Michael A. Stockman	1 yr.	3/31/08
Parks and Recreation Commissioner	Michael A. Stockman	1 yr.	3/31/08
Garbage Liaison	William G. Houston	1 yr.	3/31/08
Library Liaison	John D. Wilson	1 yr.	3/31/08
Zoning Board of Appeals Chairman	Paul Cooper	1 yr.	3/31/08
Planning Board Chairman	William Herold	1 yr.	3/31/08

The following appointments, designators and regulations are made by the Mayor and subject to Board approval.

Fire Commissioners	Lynn Kaminski	1 yr.	3/31/08
	James Davis	1 yr.	3/31/08
	Robert Beck Jr	1 yr.	3/31/08
Village Attorney/Prosecutor	Andrew D. Yusick	1 yr.	3/31/08
Acting Village Justice	Michael Cooper	1 yr.	3/31/08
Court Clerk	Terri Bergum	1 yr.	3/31/08
Code Enforcement Officer	Contracted/Town	1 yr.	3/31/08
Insurance Agent, Consultant, Broker	ENB Insurance Group	1 yr.	3/31/08
Assessor	Town of Evans		
Village Community Affairs Consultant	Jonica DiMartino	1 yr.	3/31/08
Budget Consultant	Elmar Keifer	1 yr.	3/31/08
Energy Advisor	Chuck Wilson	1 yr.	3/31/08

PLANNING BOARD	William Herold, Chair.	1 yr.	3/31/08
	Jonica DiMartino	4 yr.	3/31/11
	Maria Carlson	1 yr.	3/31/08
	Louis Atti	2 yr.	3/31/09
	Cheyenne Saunders	3 yr.	3/31/10

ZONING BOARD OF APPEALS	Paul Cooper, Chair	1 yr.	3/31/08
	John E. Kinn	1 yr.	3/31/08
	Scott Addison	2 yr.	3/31/09
	Dennis Glascott	3 yr.	3/31/10
	Richard Barlett	4 yr.	3/31/11

1. OFFICIAL BANK: Evans National Bank, and Evans National & HSBC as depositories.
2. OFFICIAL NEWSPAPER: The Town Crier.
3. REGULAR BOARD MEETINGS: first and third Mondays of each month except July, August and certain holidays. See meeting schedule. Five-minute limit for visitors as per NYCOM.
4. GRIEVANCE DAY: Town of Evans Schedule.
5. Patrolmen to attend all schools authorized by law with expenses paid by the village.
6. Mayor and Trustees, attend conferences and meetings with expenses paid by the village as per budgeted accounts.
7. Authorize Fire Line Officers attending Fire Training Schools and meetings with expenses paid by the village.
8. New York State Conference of Mayors and Fiscal Officers School to be attended by either the Clerk or Deputy Clerk, expenses paid by the village as per budgeted account with Board approval.
9. Department Heads, Committee Chairmen and other officers submit written request for approval to attend conferences and meetings, expenses to be paid by the village as per budgeted account.
10. Mileage reimbursement for official village business, .35 with Clerk-Treasurer's authorization to issue travel advances as provided by law; all other expenses, i.e. tolls, meals, etc. will be reimbursed at actual cost when accompanied by receipts.
11. Authorize the Clerk-Treasurer to pay utility and contracted bills as they become due.
12. VILLAGE OFFICE HOURS: 9 AM to 5 PM Monday thru Friday.
Summer Hours: June 1, 2007 to August 31, 2007 8 AM to 5 PM.
13. Village Office will be closed on the following holidays:

Legal Holidays:

Memorial Day	Monday, May 28, 2007
Independence Day	Wednesday July 4, 2007
Labor Day	Monday, September 3, 2007
Columbus Day	Monday, October 8, 2007
Presidential Election	When applicable
Veteran's Day	Monday, November 12, 2007
Thanksgiving Day	Thursday, November 22, 2007
Day After Thanksgiving	Friday, November 23, 2007
Christmas Eve	Monday, December 24, 2007
Christmas Day	Tuesday, December 25, 2007
New Year's Eve	Monday, December 31, 2007
New Year's Day	Tuesday, January 1, 2008
Martin Luther King Day	Monday, January 21, 2008
Presidents (Patriot's) Day	Monday, February 18, 2008
Village Election	When applicable
Good Friday	Friday, April 21, 2008

14. Schedule of fees for village services and permits as on file in the Village Clerk's Office.
15. Safety Committee will be comprised of: Streets Commissioner, Police Chief and Mayor;
Labor Management Committee will be comprised of: Streets Commissioner and Mayor.
16. Authorize Clerk-Treasurer to obtain quotations for certificates of deposit; deposit and invest monies not required for immediate expenditure with the approval of the Budget Director and Water Commissioner as provided in the General Municipal Law in Accordance with the adopted Village Investment Policy.

MEETING SCHEDULE 2007-2008

April 2, 2007	November 5, 2007
April 16, 2007	November 19, 2007
May 7, 2007	December 3, 2007
May 21, 2007	December 17, 2007
June 4, 2007	January 7, 2008
June 18, 2007	January 22, 2008 (Tues.)
July 16, 2007	February 4, 2008
August 20, 2007	February 19, 2008 (Tues.)
September 4, 2007 (Tues.)	March 3, 2008
September 17, 2007	March 17, 2008
October 1, 2007	April 7, 2008(regular and organizational meeting)
October 15, 2007	April 21, 2008



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MINUTES
Village of Angola Special Board Meeting
Thursday March 29, 2007 – 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 March 29, 2007 at 5:00 PM, there were present Mayor Frawley, Trustees DiMartino, Stockman, Houston and Wilson. Attorney Andrew Yusick; James Carlson (newly elected Trustee to begin 4/2/07) and Elmar Keifer – public accountant

CALL MEETING TO ORDER: at 6:00PM

VISITORS: none

COMMUNICATIONS: none

DEPARTMENT HEADS, COMMITTEE REPORTS:

No reports made at this time.

OLD BUSINESS - no old business discussed

NEW BUSINESS: the board discussed the idea of Elmar Keifer – public accountant to be present when negotiations with the Town of Evans should arise. no other new business discussed

RESOLUTIONS BEING OFFERED March 29, 2007

#1- SET PUBLIC HEARING FOR TENTATIVE BUDGET FOR APRIL 12, 2007 AT 5:30

RESOLVED that pursuant to Village Law Section 5-504 the 2006-2007 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 19th, 2007. The budget may be inspected between the hours of 9:00 AM and 5:00 PM on or after March 30th Said Tentative Budget includes maximum compensation for the Mayor of \$4,500 per annum and for the Trustees of \$2,700 per annum. A summary of the tentative budget is as follows:

General Fund Appropriations \$1,393,491.00

Water Fund Appropriations \$ 719,803.00

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 Thursday, April 12th 2007 at 5:30 PM., to consider same before final adoption. Village Clerk is hereby authorized to publish notice in The Town Crier.

PENDING AMENDMENT TO THE RESOLUTION TO ADD A SUMMARY OF MODIFICATIONS. MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

RESOLUTION AMENDED AS FOLLOWS:

RESOLVED that pursuant to Village Law Section 5-504 the 2007-2008 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 19th 2007 with revisions set forth in the attached schedule being duly adopted and made part of the Tentative Budget. The budget may be inspected between the hours of 9:00 AM and 5:00 PM on or after March 30th Said Tentative Budget includes maximum compensation for the Mayor of \$4,500 per annum and for the Trustees of \$2,700 per annum. A summary of the tentative budget is as follows:

General Fund Appropriations	\$1,393,491.00
Water Fund	\$ 719,803.00

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 Thursday, April 12th 2007 at 5:30 PM., to consider same before final adoption. Village Clerk is hereby authorized to publish notice in The Town Crier

I, Linda D. Giancarlo, Clerk-Treasurer of the Village of Angola, County of Erie, State of New York, do hereby certify that the foregoing is a full and true transcript of a resolution duly adopted at the regular meeting of the Board of Trustees, as held in the Village of Angola on the 29th day of March 2007, and that said meeting was duly called and duly constituted and that a quorum was present.

TENTATIVE BUDGET 2007-2008 revisions

Revisions:

Revisions from 3/17/07 to the 3/19/07 filed tentative budget

Adjustments in the Tentative Budget are as follows:

Decrease in Appropriations of **\$9,190.00** due to adjustments to the following lines:

Adjustments in Appropriations as follows:

Decrease in DPW equipment line A1620.2	- 2,000
Eliminate cleaning contractual A1620.4.3	- 2,100
Decrease in association dues A1920.4	- 500
Decrease in Police equipment A3120.2	- 1,000
Decrease in PD Fuel A3120.4.4.5	-3,000
Decrease in FD Fuel A3410.4.2	- 1,000
Decrease in Asphalt line A5110.2.2	-5,000
Increase in Street Maint overtime A5110.1.1	+ 5,000
Eliminate sidewalk line A5410.4	-4,500
Increase in contingency A1990.4	<u>+4,910.</u>
Total Decrease in appropriations	\$9,190.00

Adjustments in revenues of **\$21,805.00** due to the following lines:

Garbage Rates increased to \$165.00 per unit A2130	+ 4,805
Increase of Sale of Equipment A2660R	+2,000
Increase in Chips funding from the Highway Aid A3501	<u>+15,000</u>
Total Increase in revenues	\$21,805.00

These adjustments made after a near \$2 million drop in taxable assessment value due to an increase and adjustments in exemptions.

Reflects a total tax rate increase of 6.7%

MOTION TO ADJOURN to the organizational meeting to be held Monday April 2nd 2007 at 6:30 followed by the scheduled regular Board Meeting at 7:30. **MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** meeting adjourned at **6:12PM**



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4/02/07

INDEX – April 2, 2007

ORGANIZATIONAL MEETING: See Organizational minutes

TRUSTEE HOUSTON: Thanked residents for support; Association of Erie County Governments Mtg.; Erie County Fiscal Stability Board Mtg.; Wal-Mart open house; Evans Brant Chamber Dinner; K&L Demolition; Workshop with Town of Evans Engineers; NYCOM Main Street Conference

TRUSTEE STOCKMAN: Fire Dept. Ladder Truck deposit

TRUSTEE WILSON: Welcomed new Board Member; Ethnic Foods Showcase; Association of Erie County Governments Mtg.

TRUSTEE CARLSON: Thanked everyone for Voting

MAYOR FRAWLEY: Association of Erie County Governments Mtg.; Erie County Control Board/XPAND; NYCOM Main Street Conference; Lake Shore School Board Meeting.

ATTORNEY: No Report

POLICE: Monthly Report

GENERAL CREW CHIEF: Brush Pickups; Village Hall/Fire Hall Emergency Generator

FIRE COMMISSIONERS: Ladder Truck

CODE ENFORCEMENT: No report

PLANNING: No Report

ZONING: Planning Federation Meeting;

CLERK-TREASURER: Tentative Budget; Elections; Congratulated Trustee Carlson; Thanked Jonica Martino; Sales Tax revenue

OLD BUSINESS: Sale of Water Plant; Thruway Water; Senior Housing; Outside delinquent Water Accounts; Repair of Intercontinental Building

NEW BUSINESS: Depot Committee fundraiser; Lions raffle

RESOLUTIONS:

- #1 Approve Mayor to sign Easements for Waterline Project**
- #2 Approve Mayor to sign sight plan and boundary outline map for Herman Park Enhancement project**
- #3 Approve notice to bidders for the Maple and School Street Water line Project**

MINUTES
Village of Angola, Organizational and Regular Board Meeting
Monday April 2, 2007 – 7:30 P.M

At a Regular and Organizational 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 2, 2007 at 6:30 and 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – James Carlson; William Houston; Michael Stockman and John Wilson

ALSO PRESENT: were; Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Paul Cooper- Zoning Board Chairman; William Herold-Planning Board Chairman; Donald Gallo- Village Engineer; Patrick Puckhaber-Police Chief.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Evelyn Eriksen (Town Crier); Richard and Barbara Carlson; Michelle Carlson; Joan Houston; Salvatore Mogavero; Jonica and Madelyne DiMartino; James Liegl; Deberah Dubell

PRIOR TO THE Opening of the Organizational Meeting, the Board celebrated the swearing in of the newly elected and re-elected officials. Elected as Trustee; James R. Carlson, re-elected as Trustee William G. Houston, re-elected Justice-Amy P. Hontz

MOTION TO OPEN ORGANIZATIONAL MEETING See Organizational minutes. Comment on term information, and a change in fire commissioner as listed in the work sheet. No other comments made by attendees, the Board reviewed the organizational agenda and had no further amendments.

The following **RESOLUTIONS WERE OFFERED FOR THE 2007-2008 ORGANIZATIONAL MEETING, DULY SECONDED AND UNANIMOUSLY CARRIED**

BE IT RESOLVED:

That the board of trustees authorizes payment in advance of audit of claims for public utility services, postage, freight and express charges, and all such claims shall be presented at the next regular meeting for audit and claimant and officer incurring or approving the same shall be jointly and severally liable for any amount disallowed by the board of trustees.
That this resolution shall take effect immediately

BE IT RESOLVED:

That the board of trustees shall approve mileage reimbursement to officers and employees at a rate of \$.35 per mile for the fiscal year 2007-2008 for Village officers and employees who use their personal automobiles while performing their official duties on behalf of the Village.
That this resolution shall take effect immediately.

WHEREAS: there is to be held during the coming official year the NYS Conference of Mayors Annual Meeting and Training School the NYS Conference of Mayors and Fall Training School for Fiscal Officers and Municipal Clerks, the Erie County Association of Governments and Village Governments meetings, now

BE IT RESOLVED that officers and employees are hereby authorized to attend the one or more of these meetings, conferences or schools as hereby listed and approved by the board per written request. That this resolution shall take effect immediately.

BE IT RESOLVED:

That the board of trustees does hereby designate the following institutions as depositories of all moneys received by the village clerk-treasurer and receiver of taxes: Official bank: Evans National Bank, and depositories Evans National Bank and HSBC. That this resolution shall take effect immediately

BE IT RESOLVED, the Village Board approves Mayor Howard M. Frawley to appoint three Fire Commissioners, Lynn Kaminski, Robert Beck Jr. and James Davis, each to a one-year appointment to expire on 3/31/08.

Motion to set next organizational meeting for April 7, 2008 at 7:00 PM to be followed by the regular board meeting

MOTION TO ACCEPT THE ORGANIZATION FOR 2007-2008: Made by Trustee Carlson, seconded by Trustee Wilson, UNANIMOUSLY CARRIED

WHEREAS, The Village Board of the Village of Angola, held this organizational meeting on April 2, 2007 and hereby approves this organizational 2007-2008 and all authorizations and appointments contained herein;

MOTION TO CLOSE ORGANIZATIONAL MEETING and Open the Regular Board meeting:

PLEDGE OF ALLEGIANCE: was led by Mayor Frawley

PRIOR TO THE MEETING, Mayor Frawley presented a Proclamation from the Village Board to former Trustee Jonica DiMartino, thanking her for her outstanding service and dedication as a Village Trustee over the past four years.

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES: of March 19 and 29, 2007: Motion made by Trustee Wilson, seconded by Trustee Houston **UNANIMOUSLY CARRIED**

VISITORS:

No comments from the floor

COMMUNICATIONS:

- Mayor Frawley read a letter from Virginia Giguere of Plattsburgh NY regarding a child from our area and a Santa letter (clerk will copy to local papers)
- Read a report on Water Quality from the Erie County Water Authority.
- Announced the Attendance and welcomed Legislator Bob Reynolds at tonight's board meeting

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Appreciated the support from the residents on his re-election.
- Attended the March 22 Association of Erie County Governments meeting, commented on the ECWA report. There were many issues and ideas discussed at this meeting from many area customers, in regards to optional and/or better services that could be provided by ECWA.

- Attended a meeting of the Erie County Fiscal Stability Board with Mayor Frawley as held in downtown Buffalo, regarding XPAND.
- Stated that Wal-Mart held an open house at Evans Center Fire Hall, gave a nice demonstration as to the benefits of Wal-Mart coming into the area.
- Attending the Evans Brant Chamber dinner honoring Jack Kuebler as Citizen of the Year. Trustee DiMartino presented Mr. Kuebler with a proclamation from the Village Board.
- The State of New York will be holding a Public Hearing tomorrow (Tuesday, April 3) at the Evans Town Hall from 10-11 AM in regard to the K&L Demolition using New York funding.
- Tuesday, May 8th, workshop with Wendel Duechere Town of Evans Engineer, to be held at the New Angola Theater, at 6:45PM.
- Announced that he will be attending the NYCOM Main Street Conference. May 15,16 and 17 in Syracuse NY

TRUSTEE STOCKMAN –

- Announced that he has been working with the Fire Department on the search for a Ladder Truck. The Fire Department has an interest in one specific truck. He asked for the Board to authorize a refundable deposit.

MOTION TO APPROVE A \$5,000.00 FULLY REFUNDABLE DEPOSIT TO HOLD THIS TRUCK UNTIL INSPECTED BY TRUSTEES STOCKMAN AND WILSON AND REPRESENTATIVES OF THE ANGOLA FIRE DEPARTMENT.

Motion made by Trustee Stockman, Seconded by Trustee Wilson to send a certified check in the amount of five-thousand (\$5,000.00) payable to Firehouse 66 and to send required paperwork pertaining to such deposit. Unanimously carried, Trustee Carlson announced that this deposit will be at no cost to the residents.

Trustee Houston commended Trustee Stockman for his work and pursuit in finding what appears to be an appropriate Truck for the Fire Department.

TRUSTEE WILSON –

- Welcomed the Newly elected Trustee Carlson and the re-election of Trustee Houston on the Village Board. Will be acting as liaison for the Angola Library on behalf of the Village, taking over Trustee DiMartino's position. Announced the Ethnic Foods Showcase that will be held on April 22, 4-8 at the Evans Center Fire Hall as a fundraiser for the Angola Library, tickets are available for purchase.
- Attended the Association of Erie County Governments meeting March 22, thought that the program was well put together. The generators the ECWA are talking about putting in will not be operational until 2008, he stated that this is a long time to wait, and other issues will arise. Stated that we intend to push this to be done sooner.

TRUSTEE CARLSON –

- Thanked everyone for getting out and voting, expressed his gratitude to be elected as a Trustee, and stated that he is here to work with everyone and do his best.
- Congratulated Jonica DiMartino for her past 4 years of service on the board.

MAYOR FRAWLEY –

- Stated that the Association of Erie County Governments meeting was interesting. There were many great points mentioned, and they feel that they can really move forward in making progress with the Erie County Water Authority.
- Met with the Erie County Control Board, with Trustee (Deputy Mayor) Houston, and spoke of the XPAND issues. Spoke of properties held up by XPAND. Asked Legislator Reynolds if he would comment on this issue:

- Legislator Reynolds: waiting for final contract from XPAND to review negotiations and options. Mayor Frawley mentioned all of the properties in our area that are held up. Legislator Reynolds mentioned the return rate and payment process. They are working on increasing the returns. Trustee Stockman asked what progress could be made if they are getting 105% of a property that will never go back on the tax roll. How does anything get resolved if the property is just going back and forth between the County and XPAND. Seems like a vicious cycle that needs to be addressed. Legislator Reynolds explained the cuts in the county and have their hands tied in regard to selling off and/or collecting on these properties. Mayor mentioned two issues, #1 being getting the liens reduced on these properties because interested parties cannot afford to pay these liens, and #2 putting these properties up for auction and back on the tax roll.
- Mayor Frawley stated that he will also be attending the May 15,16 and 17 NYCOM Main Street Conference in Syracuse, as will Trustee Houston.
- Spoke at the LakeShore School Board meeting regarding the board's position on the possible closing of any local school.

ATTORNEY –

- No report at this time

POLICE –

- Read the March monthly report

GENERAL CREW CHIEF –

- Starting the monthly brush pickups this month (third week of month, April – October)
- Met with contractors in regard to a Village Hall/Fire Hall Emergency Generator. Several options were discussed. When quotes all come in, he will review with the board.

FIRE COMMISSIONERS –

- Thanked Trustee Stockman and Wilson for the Ladder Truck progress., She will submit some specs to the Village Attorney.
- No other report.

CODE ENFORCEMENT –

- Excused- here earlier, had to be excused to attend court.

PLANNING –

- Chairman Bill Herold-nothing to report

ZONING –

- Chairman Paul Cooper stated that there has not been any variance hearing's since last meeting.
- Spoke of the Planning Federation Meeting that Trustee Houston mentioned earlier. He has been working with Wendel Deuserer and the Town Planning Board - Sandra Brant. The meeting is scheduled for Tuesday, May 8th. He formally thanked the Claddagh Commission for the use of the Theater. Hoping to bring in several dozen people in an effort to showcase our area.
- No further report

Mayor Frawley-asked Legislator Reynolds if he would comment of the September 12-14 function where 390 CEO's are coming into the Buffalo Area. Legislator Reynolds stated that there are tours planned, everything is being set up by "Explore Buffalo Niagara" and their website has all the information. Being set up by the Tech Prep Consortium, regarding Labor and Business. Will send information to all Supervisors and Mayors.

CLERK-TREASURER -

- The tentative budget has been filed.
- The elections are over.
- Congratulated the new elected Trustee Carlson, and re-elected Trustee Houston and stated that she looks forward to working with them.
- Expressed best wished to Jonica DiMartino.
- Working on Code Book updates.

Trustee Houston mentioned that the County has sent a check to the Village for the 1% share of sales tax revenue (approx \$12,400) that the local municipalities put pressure on the County for when the extra 1% was extended last year.

Legislator Reynolds asked to take the floor:

1. Mentioned some advise to the Board to prepare when they approach the ECWA. The Town of Evans currently buys bulk, and the ECWA may no longer be offering a bulk rate, Evans is discussing other options regarding the maintenance of Evans Waterlines and operating of the town water department by the ECWA .
2. A tour of the ECWA Nerve Center can be set up if the board is interested.
3. Quarterly meeting with Mayors and Supervisors has resulted in trying to resolve several issues regarding roads, drainage and bridges.
4. Framework for Regional Growth and Regionalism is an important issue being addressed.
5. A sewer overflow study is being planned.

There is a lot of regionalism going on already, closed by thanking Mayor Frawley for attending the meetings.

OLD BUSINESS:

1. Sale of Water Plant-Drew Eczak from Environ and planning is working on resolving this issue.
2. Thruway Water-Trustee Houston will send a letter to cease the litigation so that we can move forward.
3. Senior Housing- application will be re-filed. Clerk will call Kevin Horrigan to follow up
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street - no report

NEW BUSINESS:

1. Trustee Houston mentioned tickets for the Depot Committee fundraiser.
2. Lions are raffling off chocolate rabbits for Easter

#1 APPROVE MAYOR TO SIGN EASEMENTS FOR WATERLINE PROJECT

WHEREAS, as part of the School/Maple Street water project a water line must be installed between School and Maple Streets, and

WHEREAS, it is necessary to obtain easements from the owners of the properties for the installation of said line.

NOW, BE IT RESOLVED THAT, the Mayor is authorized to execute the attached easements with Donna Lee Pawlicki, 5 School Street, Angola New York and with Donald J. Ross and Joanne C. Ross, 53 Maple Street, Angola, New York. **OFFERED BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#2 APPROVE MAYOR TO SIGN SITE PLAN AND GENERAL BOUNDRY OUTLINE MAP FOR THE HERMAN PARK ENHANCEMENT PROJECT

WHEREAS, as part of the Herman Park Enhancement Project the Village Engineer has prepared a Site Plan and General Boundary Outline Map for Herman Park, and

WHEREAS, said map is a requirement for the Grant Application from the New York State Office of Parks, Recreation and Historic Preservation.

NOW, BE IT RESOLVED THAT, the Mayor is authorized to execute and sign the Site Plan and General Boundary Outline Map for the Herman Park Enhancement Project.

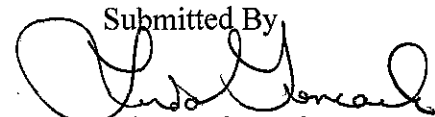
OFFERED BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

#3 APPROVE Notice to Bidders for the Maple and School Street Water Line

RESOLVED that the Village of Angola Board of Trustees authorizes the Village Clerk to publish Notice to Bidders for the Village of Angola School/Maple Street Water Project in the official newspaper *The Town Crier* and minority newspapers upon approval from Erie County. **OFFERED BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Stockman, seconded by Trustee Carlson regarding the following: **General Fund Abstract #25, Checks #5415 to #5441 in the amount of \$8,088.11 plus Payroll #6 & #7; Water Fund Abstract; #25, Checks #1371 to 1376 in the amount of \$413.20 plus Payroll #6 & #7; UNANIMOUSLY CARRIED**

ADJOURN to Budget Hearing on Thursday April 12 at 5:30 and Regularly scheduled board meeting and Monday April 16th 2007 at 7:30 PM. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** meeting adjourned at 8:10 PM

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer

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INDEX – April 16, 2007

TRUSTEE HOUSTON: Business Seminar; Southtowns Coalition Mtg.; K & L Demolition; National Grid repairs; Walmart water; Beachwood Harbor Complaints; Award/Kevin Horrigan; Reynolds letter to County Concerning needed work; Events brochure.

TRUSTEE STOCKMAN: No Report

TRUSTEE WILSON: Ethnic Foods Event; CSX Railroad bridge

TRUSTEE CARLSON: Complaint on Grove St.; Village Association Meeting.

MAYOR FRAWLEY: Erie County Governments Association Meeting.

ATTORNEY: Water Plant sale; Intercontinental Building

POLICE: Excused

GENERAL CREW CHIEF: No Report

FIRE COMMISSIONERS: Fire Reports; Ladder truck purchase.

CODE ENFORCEMENT: Monthly report; Fire inspections.

PLANNING: Goya project.

ZONING: No Report

CLERK-TREASURER: Affirmative Action Meeting; Municipal Clerks Meeting; Municipal Clerk training.

OLD BUSINESS: Sale of Water plant; Thruway water; Senior Housing; Outside delinquent Water accounts; Intercontinental Building repair.

NEW BUSINESS: Clark-Brant Garage/151 S. Main St reclassification; Waterline project Bid opening; Erie County summer workers; Hydrant flushing.

RESOLUTIONS:

- #1** Adoption of the 2007-2008 budget
- #2** Water Levy/Clean-up to Taxes
- #3** New Address/Grove Street
- #4** Water shut-offs outside water customers
- #5** Celebration of Municipal Clerks week
- #6** Amendment to correct Administrative procedures of the Firemans Service Award program

MINUTES
Village of Angola
Regular Board Meeting
Monday April 16, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on April 16, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – James Carlson; William Houston; Michael Stockman and John Wilson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Paul Cooper- Zoning Board Chairman; William Herold-Planning Board Chairman.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Alice Escott and Deanne Sharpa (Town Crier); Teresa Cyberski and Salvatore Mogavero.

PLEDGE OF ALLEGIANCE: was led by

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES AND ORGANIZATIONAL MINUTES: of April 2nd and Public Hearing Minutes of April 12th. Motion made by Trustee Wilson, seconded by Trustee Houston **UNANIMOUSLY CARRIED**

VISITORS:

- Salvatore Mogavero asked the Board for a moment of silence for the 32 students killed today at Virginia Tech College.
- No other comments came from the floor.

COMMUNICATIONS:

- Mayor Frawley announced a “hazardous Waste drop off April 28 at the Erie County Highway garage. The announcement will be posted in the Village Hall.
- Mayor Frawley and Deputy Mayor Houston will be attending the Association of Erie County Governments dinner/meeting April 26th at Kodiak Jacks in Marilla NY 5:30PM.
- Announced that the Village has been the recipient of Member Item money in the amount of \$40,000 from Senator Volker for the Fire Departments Air Compressor unit. This request was initiated on behalf of all local fire departments.
- Announced that Senator Volker also awarded the Village \$30,000 member item money for the Stream Bank Stabilization as part of the Herman Park enhancement project.
- Trustee Houston mentioned that the “Friends of the Village” organization is seeking donations for the annual flower baskets that hang on the light poles throughout the Village all summer long.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE HOUSTON –

- Announced Legislator Reynolds Business Seminar to be held September 12-14th
- Stated that the Southtowns Coalition held a meeting in Brant. The coalition was informed that a representative from the Buffalo News Ms. Russo mentioned an advertising opportunity the Village could participate in. Go to advertise local events.
- Attended a meeting at the Town Hall regarding the K&L Demolition. Mentioned there were very little in attendance and no oppositions to the demolition project.
- Sent a letter to Nancy Schott of National Grid to request repairs to the conduits that were installed into the sidewalk on Orchard Ave.
- Mentioned he responded to a letter received by the Town of Evans Planning Board regarding the water pressure in reference to the proposed Walmart project.
- Complaints of dust and dirt on Beachwood Harbor Subdivision has been addressed.
- Announced that Kevin Horrigan of People Inc. has been awarded a forty under forty award.
- Stated that Legislator Reynolds has forwarded a letter to the Commissioner of the Department of Public Works in the County in support of his letter requesting action on some work that needs to be done by the County that has been pushed aside for several years. (roads, lines etc) Thanked Legislator Reynolds for going to the top in an effort to get these issues resolved. Waiting for a reply from the County.
- Mentioned the Clerk-Linda Giancarlo has put together a nice little brochure of events and happenings in the Village, that are available to the residents at the Village Hall.

TRUSTEE STOCKMAN –

- No report at this time

TRUSTEE WILSON –

- Reminded the attendees that the Ethnic Foods Event will be held at the Evans Center Fire Hall this Sunday the 22nd from 4-8. Stated that all local restaurants will be participating and it's to benefit the Angola Library.
- Currently drafting a letter to Congressmen Higgins regarding the very poor and dangerous condition of the CSX Railroad Bridge. He hasn't received any progress from the officials at CSX who he believes has a manpower issue. He found 2 - 3X5 chunks of concrete that has fallen down and is highly concerned for the safety of our residents.

TRUSTEE CARLSON –

- Mentioned a complaint received from Mr. & Mrs. DeGroat, of Grove Street regarding sidewalk and tree in front of their home is leaning and tore up. Concerned about safety.
- Will be attending a Village Association Meeting to represent the Mayor, it will be held in Kenmore.

MAYOR FRAWLEY –

- Erie County Governments Association meeting will be April 26th. Will be meeting with the Erie County Legislators regarding Xpand properties. The County Control Board will be meeting that same afternoon. He will contact the County to see if he could attend their meeting as well.

ATTORNEY –

- Reported on a letter he sent to the Attorney's in regard to closing on the sale of the Water Plant.
- Regarding the Intercontinental Building, sent a couple letters to Howard Frank, Medicaid Counsel in Erie County, they are under the impression that the property has some value. He invited them to come out and look at it.

POLICE –

- Excused

GENERAL CREW CHIEF –

- No report at this time

FIRE COMMISSIONERS –

- Read the Fire Reports for February and March, will leave the gas logs with the clerk.
- Mentioned a couple of Bills: Testing for the air packs at 141.00. Car Quest 6.77. A Bill for Chiefs truck brakes and a minitor is pending.
- Mentioned that there will be 4 representatives from the Fire Department going to look at the proposed Ladder Truck the Department wants to purchase.

CODE ENFORCEMENT –

- Submitted monthly report.
- Fire inspections will be started in the Village this month

PLANNING –

- Working with Goya to review some small site plan changes.

Charles LaBarbera will request that Sylvestri Architects send their paperwork all at once instead of piece mailing one at a time.

Commissioner Kaminski, stated she has been in contact with the Architects over concerns of the Hydrants in the area of the Goya project and where they will be installed. Wants to make sure that proper installation is addressed. She stated that she currently saw no plans for Hydrants at all. Charles LaBarbera will follow up for her and they will meet.

ZONING –

- No report at this time

CLERK-TREASURER –

- Attended the Affirmative Action officers meeting in West Seneca today. Fair Housing brochures assisting Landlords and Tenants have been placed in the Village Hall.
- Will be attending a Municipal Clerks (MAOA) luncheon tomorrow.
- Mentioned a Municipal Clerk training seminar to be held in Houghton NY and wants to arrange for her and the Deputy to be able to attend if the Part-time clerk is available to work.

OLD BUSINESS:

1. Sale of Water Plant-discussed.
2. Thruway Water-Trustee Houston Attorney sending letter to cease the litigation. Will follow up.
3. Senior Housing- application will be re-filed. Clerk will call Kevin Horrigan to see if he needs any more info.
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. Trustee Houston mentioned a request to Reclassify property of Clark-Brant Garage at 151 S. Main Street from Residential to whatever it should be-Commercial Industrial etc. The Board stated previously that they will move on this request after the Goya project got started. Attorney Yusick mention some steps that needed to be taken. He will work on it.
2. Trustee Houston mentioned 10:00 April 26th is bid opening for the Waterline Project.
3. Asked if the board had any objections to applying to Erie County for free summer workers. The Board had no objection.
4. Mayor Frawley asked the DPW to move on hydrant flushing.

RESOLUTIONS BEING OFFERED APRIL 16, 2007**#1 APPROVE ADOPTION OF THE 2007-2008 BUDGET**

WHEREAS, the Village of Angola Board of Trustees has met at the time and place as specified in the Notice of Public Hearing on the 2007-2008 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, 2007. **MOTION MADE BY TRUSTEE CARLSON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

GENERAL

Total Appropriations	\$1,393,731.00
Total Revenues	\$719,982.00
Amount to be raised by Taxes is	\$673,749.00

Taxable Valuation:	\$49,833,470.00
Approximate Tax Rate	13.52
Garbage Fee	165.00

WATER

Total Water Fund Appropriations	\$719,803.00
Less Estimated Revenues	\$719,803.00

#2 APPROVE WATER LEVY/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 2007 Village Tax Bills. \$11,013.79 water and \$3,415.00 clean-up and one PVC Pipe installation of \$282.24. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#3 AUTHORIZE NEW ADDRESS

RESOLVED that the Village of Angola Board of Trustees does hereby authorize the address for the current building lot on Grove Street as follows:

SBL# 235.19-2-58 101 Grove Street, Angola NY 14006

The water account for this address will be I-5101.

Proper notification will be made to all parties involved

MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN UNANIMOUSLY CARRIED

#4 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 17, 2007. 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 \$3,110.66 **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

OFFERED BY MAYOR FRAWLEY

#5 APPROVE CELEBRATION OF MUNICIPAL CLERKS WEEK

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world, and

WHEREAS, The Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, The office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and

WHEREAS, the Municipal Clerk is the information center on functions of local government and community, and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations, and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW THEREFORE, I, Howard Frawley, Mayor of the Village of Angola, and this honorable body do recognize the week of April 29 through May 5th 2007, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, Linda Giancarlo, our Municipal Deputy Clerk, Michelle Warren and our Part-Time Clerk, Karen Walczak and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED**

**#6 AUTHORIZE AMENDMENT TO CORRECT ADMINISTRATIVE PROCEDURES
OF THE FIREMENS SERVICE AWARD PROGRAM**

WHEREAS; voters of the Village of Angola approved a referendum to establish a Service Award Program for the Angola Volunteer Fire Department, Inc. effective January 1, 1993, in accordance with Article 11-A of the New York State General Municipal Law; and,

WHEREAS; Persons who continued to serve as active volunteer firefighter members of the Angola Volunteer Fire Department, Inc. after having attained age 62 and having been paid their Accrued Service Award have since 1993 been denied the opportunity to continue to earn Service Award Program credit for active volunteer firefighter service rendered after age 62: and,

WHEREAS; Such denial of the opportunity for senior active volunteer firefighters to earn Service Award Program credit has, from the establishment of the Angola Volunteer Firefighter Department, Inc. Service Award Program, not been enforceable under ADEA, the federal Age Discrimination In Employment Act; and,

WHEREAS; New York State volunteer firefighter Service Award Programs are governed by Article 11-A of the General Municipal Law; and,

WHEREAS; Article 11-A has never included a provision which prohibited any active volunteer firefighter regardless of age or payment status from earning Service Award Program credit up to the maximum credit allowed under a program;

NOW THEREFORE, BE IT RESOLVED, The Board of Trustees of the Village of Angola, directs that Angola Volunteer Fire Department, Inc. Service Award Program administrative procedures shall be corrected retroactively effective to January 1, 1993 to allow post age 62 active volunteer firefighters to earn Service Award Program service credit and to thereby be eligible to be paid a \$360 service award for each post age 62 year of service credit earned. The additional \$360 service award earned for a calendar year shall be paid to the volunteer firefighter as of January 1st of the next succeeding calendar year.

The total retroactive cost of this administrative correction to the Angola Volunteer Fire Department, Inc. Service Award Program is \$10,470.00 as of January 1, 2006, including an administration charge of \$750 payable to Penflex, Inc. when this resolution is adopted. These retroactive payments shall be made to eligible active volunteer firefighters as soon as possible by the Village of Angola. The future annual cost of this correction will vary depending on the number of post age 62 active volunteer firefighters that remain active and earn additional service credit during each calendar year.

When the retroactive cost of these post age 62 contributions to senior volunteers is allocated to the year in which these additional payments were earned by senior active volunteer firefighters, the cost of the Angola Volunteer Fire Department, Inc. Service Award Program for such year is still less than the estimated cost (\$30,000 per year) of the Service Award Program disclosed to voters in the Village election to establish the program.

All other provisions of the Angola Volunteer Fire Department, Inc. Service Award Program shall not change and the program shall continue to be administered by the Board of Trustees of the Village of Angola in accordance with Article 11-A of the New York State General Municipal Law as such law is amended from time to time. **MOTION MADE BY TRUSTEE STOCKMAN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by Trustee Carlson, seconded by Trustee Wilson regarding the following: **General Fund Abstract #26, Checks #5442 to #5466 in the amount of \$19,090.51 plus Payroll #8; Water Fund Abstract; #26, Checks #1377 to 1390 in the amount of \$46,802.09 plus Payroll #8; UNANIMOUSLY CARRIED**

ADJOURN to Regularly scheduled board meeting and Monday May 7th 2007 at 7:30 PM.
MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 8:03 PM

Submitted By


Linda D. Giancarlo
Village Clerk-Treasurer

5/07/07

INDEX – May 7, 2007

TRUSTEE HOUSTON: Southtowns Regional Water Meeting; Erie County Gov. Mtg; XPAND issues; Southtowns Planning and Development Mtg.; Compost Bin sale; Memorial stones; Streetscape project Phase II; “Planting a Promise” project; Friends of the Village Beautification; Paint-up/Clean-up in the Village; Erie County Dept. of Public Works work in Village; Orchard Avenue Sidewalk Repair by National Grid; New Angola Theater Anniversary; Senior Housing/Wal-Mart; PERMA Conf.; Historic Calendars; FOV Hanging Baskets.

TRUSTEE STOCKMAN: Excused

TRUSTEE WILSON: Ethnic Foods Event; Southtowns Planning and Development Mtg.; Hydrant Flushing; Street Cleaning.

TRUSTEE CARLSON: Excused

MAYOR FRAWLEY: Complimented DPW; Erie County clean-up Grant money; Assoc. Of Towns Meeting; Goya; “Miller” amendment; Roller Rink work; Cruise Night cancelled; Hamburg Sun correction on Fire truck.

ATTORNEY: Intercontinental Building issues.

POLICE: Excused

GENERAL CREW CHIEF: Storm Water report

FIRE COMMISSIONERS: Basils Service; Items for purchase/approved; FEMA Grant Application; Thanked the Fire Chiefs; Ladder Truck inspection; Fire reports; Bills to be paid.

CODE ENFORCEMENT: Windmills in the Village; Pool alarms and permits.

PLANNING: Excused

ZONING: Pool and Fence permits.

CLERK-TREASURER: Waterline Project; Yourhub.com; Clerks Assoc Lunch; Perma Update; Perma Wellness program; End of Fiscal year; National Night Out; Office Spring Cleaning; ENB Insurance; Local Events Brochure; W.T. Hoag School 50 year celebration.

OLD BUSINESS: Sale of Water plant; Thruway water; Senior Housing; Outside delinquent Water accounts; Intercontinental Building repair.

NEW BUSINESS: Birthday wishes to Trustee Wilson and the Village Clerk

RESOLUTIONS:

- #1 2006 Fireman’s Service Award Program to Penflex
- #2 Application for use of Centennial Park
- #3 Application for Assemblage/Parade
- #4 Award bid to E & R General Contracting for School/Maple Streets Waterline project
- #5 Authorize Legal Notice and Tax Warrant for Fiscal year 2007/2008
- #6 Approve Motorcycle Awareness month

MINUTES
Village of Angola
Regular Board Meeting
Monday May 7, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on May 7, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – William Houston and John Wilson.

Excused were Trustees Michael Stockman and James Carlson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski and James Davis-Fire Commissioners; Paul Cooper- Zoning Board Chairman; Jeff Kaminski-DPW Crew Chief and Code Enforcer-Charles LaBarbera.

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Deanne Sharpa (Town Crier); Salvatore Mogavero; Tammy Patterson; Lisa O'Connor; Judy Vona and Denise DeLair.

PLEDGE OF ALLEGIANCE: was led by Paul Cooper

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES AND WORKSHOP MINUTES: of April 16th
Motion made by Trustee Houston, seconded by Trustee Wilson **UNANIMOUSLY**
CARRIED

VISITORS:

- Lisa O'Connor – thanked the Mayor for his attendance at the School Board meeting and speaking on behalf of the Village regarding possible school closings.
Ms. O'Connor also expressed her concern over a level-one sex offender living next door to her. She is in a school neighborhood and there are many children around. The person in question has been talking to her young children and trying to lure their friendship even after she has asked him not to. She is asking the Boards position on passing a "Sex Offender Law" that was introduced to the board in the past. Attorney Yusick mentioned some concerns with the way the law was written at the time, but there have since been some changes. The board advised Attorney Yusick to review the law again.
- Salvatore Mogavero also expressed his concern over the same issue. He has adjoining property with Ms. O'Connor. He advised the board that he is watching this situation very closely.
- Trustee Wilson has been made aware of this situation and has asked the Police department to keep an eye on the area.
- No other comments came from the floor.

COMMUNICATIONS:

- Deputy Mayor Houston mentioned a law that is at the governor's office regarding Police Chiefs might have ramifications for the Village.
- Deputy Mayor Houston also mentioned the NYCOM Magazine that was just released has a picture of some Angola Village Officials in it, which is impressive for the Village; this is a statewide publication.
- Deputy Mayor Houston mentioned an eight-page plan/letter from Governor Spitzer about down-sizing Government in NYS.
- Mayor Frawley announced the Village Officials Association Dinner, Trustee Carlson will attend as Liaison for the Village, the Mayor and Deputy Mayor Houston will be attending the NYCOM Main Street Conference.

- Mayor Frawley announced the Memorial Day Celebration, brochures are out. Deputy Mayor Houston thanked the Village Clerk-Linda Giancarlo for making the nice colored brochures for this event.
- Mayor Frawley mentioned the "Pooper Scooper Law". He said it should be re-advertised in the paper, to remind people to pick up after their animals when walking them throughout the Village.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the South-towns Regional Water meeting in Eden.
- Mentioned the he had attended the Erie County Governments association meeting on March 22- they discussed the 1% sharing of the sales tax. Erie County representatives announced that they would leave it as it is distributed for now. They also discussed XPAND properties.
- Stated that he will contact Lori Szewczyk – regarding a letter and XPAND issues
- Attended the South-towns Planning and Development meeting in Boston NY with Trustee Wilson-contacted the County regarding aid in storefront rejuvenation may start in August.
- Economic Development meeting with the Town of Evans was held at Cala's in Derby, developments pending.
- Mentioned a Compost Bin truckload sale this past weekend.
- The broken memorial stones were re-ordered and should be replaced soon.
- Working on member item money form 2 years ago, to complete Phase II of the Streetscape Project. Will be ordering benches, lights, signs etc for the Commercial Street portion as part of this streetscape improvement.
- Complimented the flowers the children planted for the "Planting a Promise" project last year. The Red Tulips came up nice and the village looks very good.
- Complimented the Friends of the Village Inc. as they start their planting and he mentioned how nice the flowering trees look on Main Street and Commercial Street.
- Paint-up/Clean-up needs to be addressed throughout the Village.
- Spoke to Legislator Reynolds who has forwarded a letter to the Erie County Dept of Public works to address work that needs to be done in the Village, painting of yellow-lines, drainage, ditching etc. waiting for a response.
- Mentioned that his call to National Grid regarding the torn-up sidewalk on Orchard Avenue was addressed and it has been replaced.
- May 17th will be the 5th Anniversary for the New Angola Theater, announced that records show that over 30,000 people attended the Theater in 2006. Claddagh Commission will be having a 30-year celebration, tickets are available.
- Mentioned a phone call from a resident asking about and supporting senior housing in the Village. She was not agreeable with the proposed Wal-Mart on Route 5 even after a long discussion on the telephone.
- Will try to attend the annual PERMA conference on May 24th and 25th.
- Historic Nickel Plate RR Calendars have been reduced to \$5.00 and are on sale at the Library and the Village Hall.
- The collection for the Friends of the Village, for Hanging Flower Baskets is underway.

TRUSTEE STOCKMAN –

- EXCUSED

TRUSTEE WILSON –

- Ethnic Foods Event on the 22nd was very successful. They received 60 Chinese Auction baskets and approximately 40 local food vendors participated. The event brought in around \$3,300.00 to support the Angola Library.
- The South-towns Planning and Development meeting was very interesting. Mentioned the use of Windmills for Energy. This may be a possibility for future projects to look into for the Village.
- Asked the DPW to work on including Hydrant Flushing in the near future.
- Announced that the DPW is doing a great job on the street cleaning.

TRUSTEE CARLSON –

- EXCUSED

MAYOR FRAWLEY –

- Complimented the DPW for the great job keeping up with the Village, it looks great.
- Received notification that Erie County received grant money for clean up of parks and XPAND properties, asked Trustee Houston to follow up on this service.
- Attended the Association of Towns meeting in April. Spoke in front of the Erie County Control Board regard the XPAND issues. Mayor Frawley stated that he was then appointed as Chairman/ Liaison to represent all local municipalities in regard to XPAND properties. Will be meeting on May 23 to discuss tax lien issues on these XPAND properties, and to ask why auctions were never available on these properties, like promised by the County.
- Mentioned the "Miller" amendment, in regard to obtaining XPAND properties and a meeting he had about helping GOYA receive power aid to reduce their per kilowatt charge.
- Complimented work done on the Roller Rink on Lake Street stated that the parking area was redone and it looks good, asked the DPW Crew Chief who was responsible for the front skirt of the driveway. Crew Chief Kaminski said it was the property owner's responsibility.
- Announced that Cruise Nights in the Village are cancelled for now, hoping the press will put something into the paper to catch interested parties attention to take over the program. The Village hates to see Cruise Night end; it was a nice draw for the Village. Stated that we need approximately 12 volunteers to run this event. Hopefully someone will come forward. Zoning Chairman Paul Cooper announced that he is working on coordinating a group of volunteers.
- Trustee Houston asked the Hamburg Sun to correct their report from last meeting regarding interest in purchasing a Fire Department Ladder Truck; this was reported as a NEW truck when in fact it will be a USED Ladder Truck.

ATTORNEY –

- Called Medicaid to review the old Intercontinental Building issues. Waiting for a report.

POLICE –

- EXCUSED- Mayor Frawley read the monthly police report

GENERAL CREW CHIEF –

- Read storm water report
- Asked that the schedule for the new waterline project for School and Maple Streets be put onto the website.
- Will be advertising for one seasonal laborer
- Mentioned the DEC Video, will try to review jointly with the Town of Evans, and prepare to adopt a local law pertaining to new regulations, by December 31st.

FIRE COMMISSIONERS –

- Announced the Brakes that were replaced on the chief's truck were done by Basil's Service and at NO CHARGE. She commented that all should recognize this local business offering such loyalty and service to the Fire Department. Would like to award Basils Service with a certificate of appreciation for doing so. The board agreed.
- Read a list of items the Chief would like to purchase- the board approved as long as the money was in the budget. MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED
- Trustee Houston thanked Commissioner Kaminski for her great detail as to the cost in the requested purchases.
- Announced a Public Thanks to Chuck Carlson for preparing and filing the FEMA Grant Application. He did an outstanding job putting everything together to complete this application. They are applying for money for an Exhaust System to emit engine fumes from the building.
- Credited all 3 chiefs for their commitment and hard work for the betterment of the whole fire department. They are working hard together as a team.
- Read the Fire Reports for February and March, will leave gas logs with the Clerk.
- Mentioned a couple of Bills: Testing for the air packs at 141.00. Car Quest 6.77. A Bill for Chiefs truck brakes and a minitor is pending.
- Mentioned that their will be 4 representatives from the Fire Department going to look at the proposed Ladder Truck the Department wants to purchase. The assigned group will be leaving on May 11th to Savannah Georgia to inspect a used Ladder Truck that the Fire Department is interested in.

CODE ENFORCEMENT –

- Ask that the Board request the Planning Board to work on legislation regarding windmills in Village.
- Announced that the press should include in his report that pool alarms are required on all newly installed pools.
- Also included that all blow-up style pools now need a building permit, and are required to be fenced. This includes even if it's being relocated from one part of your yard to another.

PLANNING –

- ABSENT

ZONING –

- Stated that no variance hearings have been scheduled at this time
- Understands that no pool or fence is permitted to go up in the Village prior to Code Approval.

CLERK-TREASURER –

- Talked with Mark Lee of Erie County, the contract has been approved and signed and we are ready to move forward on the Waterline Project. Talked with Engineer Donald Gallo and he is scheduling a pre-construction meeting this Thursday, May 10th at 10AM at the Village Hall.
- Registered the Village on www.yourhub.com. Listed the Bald for Bucks program at Highland Hose. It has been viewed 78 times since registration on 4/23/07. Now that it is doing well, will list all other local events.
- Will be attending a Clerks Association luncheon tomorrow held in Depew and a representative from YOURHUB will be the guest speaker.

- Asked Deputy Clerk to update the Perma (workers compensation) employee list because it looked like the payroll amounts were off.
After doing so, we were informed by Perma that we would save approximately \$1,300 dollars. We are going to review the last two years. The payroll info they had included Helen and Judy and the chief full time. They instructed me that the Village could get a credit if their figures are incorrect.
- She and Crew Chief Kaminski met with a representative from Perma, Pete Archibald for an evaluation. Everything went well.
- Will be attending a PERMA wellness program at the Buffalo convention center next Wednesday the 16th 10-7PM.
- Starting the process of closing the books to end the fiscal year. Will have final transfer information ready for the next board meeting.
- Will be chairing National Night Out with Chief Puckhaber set for august 7th from 7-9 all proceeds will go to support "Rachel's Challenge".
- Stated that she and the other clerks have started the spring-cleaning of the office, receiving many compliments from the residents.
- Trustee Houston asked the Clerk to contact Fred Gould of ENB Insurance to see if the article regarding a decrease in insurance rates for commercial enterprises effects us as a municipality.
- Trustee Houston also thanked the Clerk for the nice Local Events colored brochure she made for the residents. Asked her to copy about 30 of them for him to take to the NYCOM Main Street Conference.
- Trustee Wilson also mentioned the 50-year celebration of the W.T. Hoag Elementary School; they have a sock-hop and many other events planned. He will present a proclamation to the school on the Village's behalf on the 17th of May, during their celebration.

OLD BUSINESS:

1. Sale of Water Plant-discussed.
2. Thruway Water-Trustee Houston mentioned a letter from the attorney asking if we are still requesting a cease and assist on the Thruway Litigation. He will reinforce our request, and follow up.
3. Senior Housing- application going out this month.
4. Outside delinquent water accounts- no report
5. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. All wished Trustee Wilson and the Village Clerk a Happy Birthday.

RESOLUTIONS MAY 7, 2007

#1- AUTHORIZE DATA FOR THE 2006 FIREMENS SERVICE AWARD PROGRAM to PENFLEX

RESOLVED that the Angola Village Board does hereby authorize the Mayor to sign the "Authorization to Use Data for 2006 Service Award Program Administration" which has been posted for a period of at least 30 days for review by members. We understand this data will be used to determine the funding requirements of the Service Award Program, the eligibility of persons to be paid Service Award Program cash benefits, and the amount of benefits to be paid such persons. We understand that if any of the 2006 administration services provided by PENFLEX, INC. must be redone due to errors in the data herein submitted that there might be an additional charge payable by the program sponsor. We further understand that PENFLEX, INC. will not be liable for any errors in the calculation of the amounts due to or payable from the Service Award Program Trust Fund, which is the direct result of an error or errors in the data submitted herein. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#2- APPROVE APPLICATION FOR USE OF CENTENNIAL PARK

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Village Clerk-Treasurer, Linda Giancarlo, for the use of Centennial Park Facilities and the William G. Houston Gazebo, on Tuesday August 7, 2007 from 7-9PM for the Celebration of "National Night Out". **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#3- APPROVE APPLICATION FOR ASSEMBLAGE/PARADE

RESOLVED that the Village of Angola Board of Trustees hereby approves request and application from the Lake Shore Family Support Center/Senior High School, Ms. Heather Boncore, for an assemblage/parade on Saturday May 19th 2007 from 10-11AM 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 HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 AWARD BID TO E&R GENERAL CONTRACTING FOR THE SCHOOL STREET/MAPLE STREET LOOP WATERLINE PROJECT

WHEREAS, the Village Board of the Village of Angola has received six (6) bids for the School Street /Maple Street Loop, Waterline Replacement Project, a HUD funded @(\$90,000.00) project, and

WHEREAS, after full review of all Bids at an Advertised Bid Opening on April 26th 2007 at 10:00AM, and upon recommendation of the Village Engineer, be it

RESOLVED that the Village of Angola Board of Trustees hereby awards the lowest bid in the amount of \$95,821.40 (ninety-five-thousand-eight-hundred-twenty-one dollars and forty cents) from E & R General Contracting of 38 St. David's Drive, West Seneca, New York for the said School Street and Maple Street Loop Waterline Project, as advised by the Village Engineer and contingent upon approval from Erie County. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#5 AUTHORIZE LEGAL NOTICE AND TAX WARRANT FOR FISCAL YEAR 2007-2008

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, 2007 thru July 2nd, 2007 (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 2nd, 2007 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 2007-2008

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 **\$846,986.22** for the following purposed:

Current Budget	673,749.00
Refuse & Garbage Charge	158,565.00
Re-levied Water Rents	10,974.98
Other Re-levied Amounts	3,697.24
TOTAL LEVY	\$846,986.22

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, 2007 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 2, 2007 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, 2007 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.
MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

#6- APPROVE MOTORCYCLE AWARENESS MONTH

WHEREAS, motorcycle safety awareness is of critical importance to both riders and other potential victims; and

WHEREAS, in the past year, Erie County has experienced more than a dozen mishaps involving motorcycles, more than half ending in fatalities; and

WHEREAS, no single cause is to blame; and

WHEREAS, motorcycle safety awareness has been identified by Governor Elliot Spitzer, as well as other government officials, as a priority in traffic safety;

NOW THEREFORE, WE, the members of the Village Board of the Village of Angola, declare the month of May, 2007 as "Motorcycle Safety and Awareness Month" in our Municipality; and

FURTHERMORE, we take note of the Saturday, May 5th assembly of area bikers sponsored by the Buffalo-Erie County Chapter, American Bikers Aimed Toward Education (ABATE) in the month of May; and

FINALLY WE RESOLVE that a copy of this proclamation be sent to Frank Martorana, Coordinator of ABATE, as well as to all Mayors and Supervisors who are members of the Association of Erie County Governments. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: **General Fund Abstract #27 and #28, Checks #5467 to #5493 in the amount of \$17,268.88 plus Payroll #9; Water Fund Abstract; #27 and #28, Checks #1391 to 1403 in the amount of \$5,199.33; Payroll #9; UNANIMOUSLY CARRIED**

ADJOURN to Regularly scheduled board meeting and Monday May 21st 2007 at 7:30 PM.
MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 9:03 PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

1

2

3

5/21/07

INDEX – May 21, 2007

COMMUNICATIONS: Temporary road closing Erie County
WT Hoag Proclamation
Resignation of PT Clerk-Walczak/ advertise for position
Ehmke memorial sign donation
Ms. Hanson-temporary apartment search
Pinto report in Sun-negative and untrue
Cruise Night-volunteers needed

TRUSTEE HOUSTON: N.E.S.T meeting/recycling flyer
Southtowns Community Enhancement Coalition.
School Street Waterline
Legislator Reynolds letter to Erie County DPW regarding paving/line work etc.
Completing of Streetscape Phase II/ Commercial Street area;
Memorial stones ordered
Friends of the Village Beautification;
Gazebo landscaping underway
NYCOM Main Street Conference

TRUSTEE STOCKMAN: Herman Park
Thanks to Trustee Houston

TRUSTEE WILSON: Thanked Trustee Houston
W.T. Hoag anniversary, proclamation/sock hop
School/Maple Street waterline
CCR Report

MAYOR FRAWLEY: XPAND follow-up with Erie County Control Board
NYCOM Main Street Conference
Sidewalk material sample/liquid salt
Radon Detectors
Video of FD Parade

ATTORNEY: Water Plant
Intercontinental Building issues.

GEN. CREW CHIEF: Public Hearing Storm Water report

F/D COMMISSIONERS: Fire Reports
Ladder Truck bid specs
Problem in blacktop near Back Door of FD
Repainting side of building
Plans for the FD 125th Celebration

CLERK-TREASURER: Code book finalization
Resignation of PT Clerk
Assessor meeting garbage unit discrepancy

OLD BUSINESS: Sale of Water plant; Thruway water; Senior Housing; Outside delinquent
Water accounts; Intercontinental Building repair.

NEW BUSINESS: Pooper Scooper Law

RESOLUTIONS: #1 F/D Application for Temporary Beer Wine Tent Permit
#2 Notice to Bidders- Ladder Truck
#3 Application for Centennial Park-Concerts
#4 Authorize Publication for 2006 CCR Report
#5 Authorize Year End Transfers

MINUTES
Village of Angola
Regular Board Meeting
Monday May 21, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on May 21, 2007 at 7:30 PM, there were

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

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski, Robert Beck and James Davis-Fire Commissioners; Jeff Kaminski-DPW Crew Chief

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Deanne Sharpa (Town Crier); Salvatore Mogavero; Lisa and Greg O'Connor; Ron Straub; James Bierfreund; Kristopher and Kim Young; Keith Young; Charles Carlson; Glenn McKillin; Salvatore Mogavero; Heather Way; Stephen Close and Ron McPeek.

PLEDGE OF ALLEGIANCE: was led by James Bierfreund

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF MAY 7, 2007: Motion made by Trustee Houston, seconded by Trustee Stockman **UNANIMOUSLY CARRIED**

VISITORS:

- Lisa O'Connor – following up on her complaint at the May 7th meeting regarding level-one sex offenders law. Attorney Yusick mentioned that he has done some research and has seen no changes in the law. The Board will review discuss further with the attorney and will move forward in investigating this law for the Village.
- Ron McPeek- wants to resolve some issues with the Code Enforcer regarding the installation of a deck and a picture window at his 59 N. Main Street Business. The Board advised he follow the Code Enforcers advise and obtain an engineer to prepare a blueprint of the suggested deck and window installation and move forward from there. Attorney Yusick will contact Code Enforcement.
- Robert Beck complaint regarding 27 Henry/high grass. The house is empty and he knows of someone who will do the work, Mr. Lonkey. The Board assured him that the property will be included on the list and be taken care of. Mr. Lonkey will need to submit a certificate of insurance before he can perform the work.
- Salvatore Mogavero mentioned the condition of the Sciarrino property on South Main, it is an eyesore for anyone first entrance into the Village through South Main St.
- No other comments came from the floor.

COMMUNICATIONS:

- Mayor announced notice from Erie County regarding road closings to perform road improvements on Versailles and South Creek Road area in the Town of Evans.
- Mention of a meeting scheduled with the Association of Towns. He hopes to present a report of the XPAND issues to the association. Many other municipalities are getting involved with the whole XPAND issues and getting after Erie County on these XPAND and County Owned properties.
- Accepted with regret, Resignation from Part-Time Clerk Karen Walczak-she accepted a full-time position with ECMC. **Motion to Advertise for Position Made by Trustee Wilson, Seconded by Trustee Stockman, UNANIMOUSLY CARRIED**
- Received an email from Ms. Hanson, looking for temporary apt in July

- Mentioned a negative, false report in the Hamburg Sun from Paul Pinto.
- Asked for any volunteers to step forward to help the Village proceed with Cruise nights. The Village needs about 6 volunteers per week to continue with this event.
- Announced and read a proclamation that the Village awarded to the WT Hoag School

WHEREAS, the Lake Shore Central School District's William T. Hoag Elementary School has served thousands of children of the Village of Angola and the surrounding community, and WHEREAS, the school was named after William T. Hoag, former principal of the Angola High School, who was instrumental in the formation of the Lake Shore Central School District and the first Supervising Principal (Superintendent) of the Lakeshore Central School District, and WHEREAS, the recommendation to name the school after William T. Hoag was presented to the Board of Education by the Angola/Lakeshore Central Alumni Association, and WHEREAS, the building was originally established as a Kindergarten through 6th grade school and was a twin to the school district's Highland Elementary School, and WHEREAS, following various reorganization within the School District, the William T. Hoag school became a Kindergarten through 4th grade school and later a Kindergarten through 5th grade school and remains thus today, and WHEREAS, the William T. Hoag School was the first electrically heated school in New York State and thus received a great deal of publicity throughout the country—and during the early 2000's was converted to natural gas for heating, and WHEREAS, many dedicated veteran teachers served the children who attended the school, and WHEREAS, several principals have faithfully led the educational program of the school, and WHEREAS, the school continues today as a well-respected community school within the Village of Angola, and

NOW, THEREFORE BE IT RESOLVED that I, Howard M. "Hub" Frawley and members of the Village of Angola Board of Trustees hereby declare Thursday, May 17, 2007 as

William T. Hoag Elementary School Day

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the NEST meeting on May 10. Advertising many recycling programs. Asked the Clerk to put publications up in the Village hall for the community. Also may be something to ad to the Village's Website and to the Yourhub account.
- Attended the Southtowns Community Enhancement Coalition meeting.
- Announced that the CDBG Waterline Project for School St and Maple Street Loop is now underway and going very well.
- Stated that Legislator Reynolds followed up on his letter regarding the County work to be done in the Village on grass, road lines etc.
- Mentioned that the young man that has violated the Village law, riding an ATV on sidewalks and the cause other criminal mishaps, has been incarcerated.
- Memorial stones have been ordered for nearing completion of Phase II streetscape.
- Confirmation of the 2005 Member Item money from Quinn and Volker for benches, garbage cans, lights etc. has been received to complete Phase II of the Streetscape project (Commercial Street area).
- Announced that "Friends of the Village Inc." is asking for flower basket donations.
- Thanked several volunteers for coming to Centennial Park and the Gazebo to do the annual landscaping.
- Thanked the DPW Crew Chief for the nice work done on the lawn at Centennial Park.
- Attended the NYCOM Main street conference with Mayor Frawley @ Syracuse University, mentioned many interesting renovations in several communities.

TRUSTEE STOCKMAN –

- Working on the Grant paperwork to move forward with the Herman park enhancement project.
- Thanked Trustee Houston for not only his dedication as a Village Trustee but as a citizen of the Village as well.

TRUSTEE WILSON –

- Also thanked Trustee Houston for his dedication to the Village.
- Mentioned the Sock Hop at the WT Hoag School as they celebrate their 50th year. He and Trustee Stockman presented the above proclamation on behalf of the Village.
- The School Street/Maple Street waterline is going very well, complimented E&R Contracting and the Village Engineer for staying on top of the job.
- Read a CCR report from the Erie County Water Authority. This annual quality report will be published into the Pennysaver.
- Asked the DPW the status of the summer help applications. Crew Chief stated that only one or two came in. He looks to hire soon off of what has come in.

TRUSTEE CARLSON –

- EXCUSED

MAYOR FRAWLEY –

- Will be attending an XPAND meeting with the Erie County Control Board on the 23rd of May. Invited Governor Spitzer and Congressman Higgins to attend at Legislator Reynolds Office. Hoping for a good results regarding XPAND properties, asked the Clerk to take and print out pictures of the problem areas for him to add to his XPAND report. Stated that 41 municipalities have joined forces in regard to resolving the XPAND issues.
- Attended the NYCOM Main Street Conference with Deputy Mayor Houston. Presented a sample of sidewalk material being used that is cost effective, maybe an idea for the Herman Park project. also mentioned the use of liquid salt for winter road conditions.
- Asked Fire Commissioner Kaminski to contact Lake Shore Central for a Video of the Fire Department Anniversary Parade.
- Announced the availability of Radon Detectors for \$6.25 offered by the NYS Department of Health. The Clerk will have applications and brochure at the Village Hall. Asked the paper to put this information in their next edition.

ATTORNEY –

- Water plant at a stand still, will follow up with a letter.
- Received a call from the caseworker for the owner of the Intercontinental Building. Hopes to move forward with resolving this issue.

POLICE –

- EXCUSED

GENERAL CREW CHIEF –

- Asked to schedule a public hearing as required by New York State DEC to move forward with legislation to adopt a local law pertaining to new regulations. This public hearing is to hear public comments of the Annual Storm Water Report.
MOTION TO SET A PUBLIC HEARING for Monday June 4, to be held during the regular Board Meeting at 8:00 to hear public input on the Annual Stormwater Report, MADE BY TRUSTEE WILSON, Seconded by TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED
- Mayor asked for the Village Waterline Map that the crew chief prepared to be on display at the Village Hall/or filed at the Village Hall for use by future officials.

FIRE COMMISSIONERS –

- Asked the status of the #7 truck that was declared surplus. Trustee Stockman stated he was working on it.
- Read the Monthly Fire Report.
- Announced a Special Village Board meeting on June 5th at 5:00 PM to award bid for the Used Ladder Truck. Bids must be received by the Clerk by Tuesday June 5 at 2:00PM at which time she will then open and read aloud.
- Commissioner Beck announced the Parade Route and a request to close Commercial Street from High to Washington for the Carnival Ride set-up. The Clerk asked the Fire Department to submit a regular application for the Street Closing request as required, so she can submit to the Board to be approved.
- Commissioner Beck also asked if the grass behind the fire hall can be removed and replaced with stone so the fire department can utilize this area for parking. The DPW denied Beck's request to have Todd Dybdahl do the work due to it being Village owned property, the DPW crew will perform this work.
- Stated that the blacktop near the back door where the drain was put in is in poor condition.
- Requested the Board's permission to repaint the side of the fire department prior to their anniversary celebration. The board requested the work be done correctly to avoid chipping away and stated that J. Kaminski of the DPW oversee the needed repairs. The color is to be close to the present color.

CODE ENFORCEMENT –

- EXCUSED

PLANNING –

- EXCUSED

ZONING –

- EXCUSED

CLERK-TREASURER –

- Sent in all codebook updates to general Code Publishers, hope to finalize the Village Code Book project by end of July.
- Regretfully announced the resignation of the PT Clerk Karen Walzcak, she did a wonderful job and fit perfectly with the office, wished her well with her new position at ECMC. She is hoping to find a compatible replacement.
- Has a meeting with the Town Assessor tomorrow morning, there has been a discrepancy in the garbage unit count.
- Preparing the books for closing the fiscal year.

OLD BUSINESS:

1. Sale of Water Plant-discussed.
2. Thruway Water- Shaw & Shaw sent a letter, waiting for response.
3. Senior Housing- support letters submitted, application ready to go. Should know something by November 1st.
4. Outside delinquent water accounts- no report-remove from old business
5. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. Trustee Houston asked that the "Pooper Scooper" law be put into the paper as a reminder to residents to clean up after their animals. Trustee Stockman mentioned a doggie bag, that can be put at the Village garbage cans.

#1- APPROVE FD APPLICATION FOR TEMPORARY BEER AND WINE PERMIT

RESOLVED The Village Board has received an application from the Angola Volunteer Fire Co. Inc, for a temporary beer and wine permit to use during their special event to be held on Friday July 20 to Saturday July 21, 2007 celebrating their 125th Anniversary. This event will be held on Commercial Street at the Angola Fire Company Grounds at a fenced in area behind the Fire Hall. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#2- APPROVE NOTICE TO BIDDERS FOR FIRE DEPARTMENT LADDER TRUCK

WHEREAS the Village of Angola Fire Department has an equipment reserve account, and **WHEREAS** at this time the Village of Angola Fire Department would like to publish a bid advertisement to purchase one USED LADDER TRUCK, now therefore be it **RESOLVED** that the Village of Angola Board of Trustees authorizes the Village Clerk to publish Notice to Bidders in order to obtain bids for the purchase of one USED LADDER TRUCK for the Village of Angola Fire Department in the official newspaper *The Town Crier*, bid specs are on file at the Village Hall. **MOTION MADE BY TRUSTEE STOCKMAN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#3- 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 27 through August 29 2007 from 6:30 – 9:30PM for the Summer Lawn Chair Concerts. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#4 AUTHORIZE PUBLICATION ANNUAL CCR


RESOLVED that the Village Board does hereby authorize the Clerk/Treasurer to publish the 4-page Annual Consumer Confidence Report in the Angola Penny Saver, May 29th 2007 edition. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#5 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 31, 2007, and for budgetary control the Board shall receive a copy of said adjustments. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, by **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #29, Checks #5495 to #5536 in the amount of \$39,312.36 plus Payroll #10; Water Fund Abstract; #29, Checks #1404 to 1409 in the amount of \$30,152.20; Payroll #10; **UNANIMOUSLY CARRIED**

ADJOURN to Regularly scheduled board meeting and Monday June 2nd 2007 at 7:30 PM. With a tentative workshop at 6:30 with Elmer Keifer. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED** meeting adjourned at 9:02 PM

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer

6/4/07

INDEX – June 4, 2007

COMMUNICATIONS: Strawberry Social

School Tri-Board Meeting
EC Environment and Planning – CAC-appointed Trustee Carlson
Ehmke memorial donation for High/Center Street sign
Correspondence Alley Cat Allies
NEST June 16 recycling
MPB 54 year celebration
NYCOM – Hub Executive Committee

TRUSTEE HOUSTON: Erie County Association of Governments-Reverse 911

Erie County Sewer flushing
Memorial Day Services
Gazebo Concert Series
Archival; Angola FD Article and Water Article
County Welfare Work Force

TRUSTEE STOCKMAN: Ladder Truck Bids

TRUSTEE CARLSON: Jam Fest cancelled

Disputed DPW O/T chipping

MAYOR FRAWLEY: Cruise Night

GOYA power KW reduction
Memorial Day
XSPAND-tax lien program
Economic Development meeting

ATTORNEY:

Intercontinental Bldg – transfer
Water Plant progress

GEN. CREW CHIEF: Public Hearing Storm Water report

Seasonal work

F/D COMMISSIONERS: Hands on Training-Erie County Fairgrounds

Middle School-community service bottle can drive
Plans for the FD 125th Celebration
Village Ad-FD anniversary book
Motion to declare Police Car #62 surplus

CLERK-TREASURER: Code book

PT Clerk-Applications
Tax Bills distributed
NNO
BOCES Student

OLD BUSINESS:

Water plant; Thruway Water; Senior Housing;
Intercontinental Building repair.

NEW BUSINESS:

Bond or Ban

RESOLUTIONS:

#1 Amendment to organizational meeting-Office Hours
#2 Seasonal DPW Workers

MINUTES
Village of Angola
Regular Board Meeting
Monday June 4, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on June 4, 2007 at 7:30 PM, there were **PRESENT:** Mayor - Howard Frawley; Trustees – William Houston, Michael Stockman and James Carlson. Excused was Trustee John Wilson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski, Robert Beck and James Davis-Fire Commissioners; Jeff Kaminski-DPW Crew Chief; Police Chief Patrick Puckhaber; Code Enforcer-Charles LaBarbera

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Deanne Sharpa (Town Crier) and Salvatore Mogavero;

PLEDGE OF ALLEGIANCE: was led by Patrick Puckhaber

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF MAY 21, 2007: Motion made by Trustee Houston, seconded by Trustee Carlson **UNANIMOUSLY CARRIED**

VISITORS:

- No Comments

COMMUNICATIONS:

- Mayor announced the annual Strawberry Social at the First Congregational United Church of Christ, June 14th and 15th. Looking for local supporters.
- Mentioned the Tri-Board meeting scheduled on June 27th. Board members noted their disapproval for this meeting carried from January: The scheduled date is the first night of the Gazebo Concerts.
- Read a letter from the Department of Environment and Planning. They have formed an Erie County Environmental management Council, and advised municipalities to adopt a Conservation Advisory Committee and appoint a representative to act on behalf of the municipality. Mayor Frawley appointed Trustee Carlson to act as the CAC liaison for the Village.
- Thanked Mrs. Jane Ehmke for her memorial donation to purchase a Street Sign on behalf of her husband Jack, this street sign will go on the corner of Center and High Street.
- Received a postcard regarding Kindness to stray cats, and finding them a home
- NEST ECC South hazardous Waste drop-off June 16th
- MPB School celebrating 54 years, June 18th small celebration planned.
- Hub has been assigned to serve on the executive committee for NYCOM, press release will arrive soon.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the Erie County Association of Governments meeting discussed the reverse 911 program.
- Contacted Erie County Sewer Authority to flush the sewer lines, due to complaint of bad odors. They will schedule this soon.
- Attended the Memorial Day celebration, discussed his involvement with the essay contest and MC of the program at the Forest Avenue Cemetery.

- Stated he had a complaint regarding the DPW overtime and stated that there were things that needed to be done prior to the Holiday weekend.
- Complimented the involvement of local business owners and residents that are watering the plants in front of their locations. They look really nice.
- The replacement memorial stones are near completion for pickup
- Gazebo Concerts scheduled to start June 27th
- Read an old article regarding the beginning of the water system in Angola that was in a recent Pennysaver.
- Met with a gentleman sent by Legislator Reynolds, that is available to volunteer his labor throughout the Village as part of a County Welfare Work Force program. Has assigned him several tasks to perform.
- Announced a reminder to the taxpayers, that its their responsibility to maintain the lawn in front of their residents between the sidewalk and the street.
- Still waiting for a response from the letter that he sent to the Erie County Department of Public Works in regard to the County work that needs to be done in our area.
- Mentioned an old article in a booklet he received regarding correspondence between the Fire Department and the Village Board. Thought it was humorous how many things *have not* changed over the years. A copy is on file in the Village Hall.

TRUSTEE STOCKMAN –

- Announced the Bid opening for the used ladder truck scheduled for June 5, 2007 at 2:00 and a special meeting to award the bid scheduled for Tuesday, June 5 at 5:00
- Trustee Houston thanked Trustee Stockman for the work he did to move the whole ladder truck process along. Trustee Stockman said it was a team effort.

TRUSTEE WILSON –

- EXCUSED
- Trustee Houston reported that the Waterline replacement project is 95% completed on School Street and Maple Street. Trustee Wilson was attending a special Fire Department training Session

TRUSTEE CARLSON –

- Regretfully announced that Jam Fest is cancelled for this year due to his health condition and lack of help for this event.
- Announced he as Deputy Budget Director, was the one who called Trustee Houston regarding DPW overtime. Thought it was necessary to do the blacktop repair portion on Orchard Avenue but felt the Chipping could have waited until after Memorial Day.

MAYOR FRAWLEY –

- Announced that Tony Troidl may be taking over Cruise Nights. He was glad that someone came forward to keep this event going. Mayor Frawley also volunteered to help out.
- Mentioned he is still working on Goya power. Hoping to get them a reduction of charges per KW
- Thanked everyone for their participation and help with the Memorial Day Parade and festivities. Attended the "Fallen Firemen" ceremony at Station #2 of the Angola Fire Department.
- Attending an XSPAND meeting with the Erie County Control Board on the 23rd of May. Invited Governor Spitzer and Congressman Higgins to attend at Legislator Reynolds Office, but they were unable to be there. He was able to supply a nice brochure and pictures of some of the Properties in question. He thanked the Clerk for taking the pictures and putting these packets together. Stated that they had a good turnout and things are moving forward in a positive way for these Tax Lien Properties. May now have the banking industry and realstate people involved.

- Attended the Erie County Governments Association meeting in Kenmore with Trustees Houston and Wilson. Mentioned the 1% sales tax program to remain in effect.
- Mentioned that he may have a company interested in the Old Duriron Plant that could employ around 60 people. Will report further as things progress.

ATTORNEY –

- Moving forward with the sale of the Water plant.
- Mentioned that Medicaid has approved the Transfer of the Intercontinental Building. Asked the Clerk to contact Jonica DiMartino to see if she still has a party interested in this building.
- Trustee Houston thanked Attorney Yusick for keeping on top of these issues. He also asked about the report on the hearing that was held in connection with a Police Officer. Attorney Yusick has the report and will send a copy to Trustee Houston.

8:00 PM MOTION TO ADJOURN TO PUBLIC HEARING ON THE STORMWATER MANAGEMENT PLAN made by Trustee Stockman, seconded by Trustee Carlson, UNANIMOUSLY CARRIED

DPW CREW CHIEF Jeff Kaminski reported the effort put into the Stormwater Management Plan and offered time for public input and/or comment. No input or comment came from the floor.

MOTION TO CLOSE PUBLIC HEARING AND RE-OPEN REGULAR BOARD MEETING made by Trustee Houston, seconded by Trustee Stockman UNANIMOUSLY CARRIED 8:10 PM

POLICE –

- Read aloud Police Report for May 2007
- Announced that the Police Department took Car 62 out of service and it is now ready for surplus.

GENERAL CREW CHIEF –

- Busy with seasonal work throughout the Village.
- Trustee Houston asked if his crew could work on the sidewalk on Lake Street and mentioned some tree issues.
- Crew Chief Kaminski appreciated the many compliments and thanks for the good work his crew is doing throughout the Village.

FIRE COMMISSIONERS –

Lynne Kaminski

- Announced a Hands-on training program that will be offered at the Erie County Fair Grounds and asked for board approval to send 8 firemen for said training. Training will consist of Ladder Company Operations and Live Burn. This is a 2-day training with State Instructors. The money for this training has been allocated in the 2007-2008 budget for this purpose. The total cost is \$1600.00.
- MOTION MADE BY Trustee Houston, seconded by Trustee Stockman to approve said training as long as the cost does not exceed the appropriate budget line. UNANIMOUSLY CARRIED
- Students of the Middle School will be involved in a community service by participating in a "Lock-in-a-box" program. The students will sleep overnight in a box and raise money by doing so. They will hold a can and bottle drive for this event as well. The event will take place June 15th and 16th and all proceeds this event raises will be donated to Community Concern.
- Trustee Houston thanked Ms. Kaminski for coordinating this community activity for the youth.

Robert Beck

- Asked for the boards submission of the ad previously approved for the Fire Departments 125th anniversary booklet. The Clerk has prepared and will submit.
- Will prepare the assemblage permit application for the function, the board asked for a layout of the Carnival Grounds.

CODE ENFORCEMENT –

- No report.
- Trustee Houston thanked the Code Enforcement Department for keeping up with the Violations.

PLANNING –

- EXCUSED

ZONING –

- EXCUSED- Clark-Brant Garage Re-Zoning Issue is to be kept on the agenda until action is finalized.

CLERK-TREASURER –

- Contacted Code Publishers regarding the status of the new Code books. The Village should see a Final draft around the first week in July.
- Received approximately 13 applications so far for the PT Clerk position. Will continue to receive applications until June 8 and will start to schedule interviews for the following week.
- Tax bills have been sent out, there were some glitches regarding missing garbage units and some exemption errors, but she and the assessors office have been working them out.
- Preparing for closing the books for FY 2006-2007.
- Working on National Night out for August 7, 2007. School will be distributing flyers.
- Had a short meeting with Dave Rogers of Dane Rauscher, for the Firemen's Service Award Program. Discussed the new investment policy that Mr. Rogers presented and will have Attorney Yusick review and advise.
- Announced that she had a BOCE'S student come in and work as part of an internship program. Paul Leski, is a computer tech student and was very helpful in installing all the website software onto the website computer, as well as preparing a spreadsheet of local laws. He was here for one week.
- Announced a Happy Birthday to Code Enforcer Charles LaBarbera
- Trustee Houston thanked the Village Clerk for submitting the publication of the annual Water, Consumer Confidence Report and the ad for Animal Control

OLD BUSINESS:

1. Sale of Water Plant-discussed.
2. Thruway Water-- contacted Attorney, waiting for a response
3. Senior Housing- pending- Clerk will contact Kevin Horrigan of People Inc to see if they need anything more from the Board.
4. Emergency repair of Intercontinental Building Commercial Street – discussed

NEW BUSINESS:

1. Trustee Houston asked the Attorney to proceed with a Bond or BAN for the Village. Many big projects are underway and we need the financing secured.

RESOLUTIONS OFFERED FOR JUNE 4, 2007**#1 APPROVE AMENDMENT TO ORGANIZATIONAL MEETING RE: SUMMER HOURS**

RESOLVED that the Village of Angola Board of Trustees does hereby amend the April 2nd 2007 annual organizational meeting regarding the Village Office hours. The village hall will no longer have summer hours of 8AM-5PM. The Village Office will be open 9AM-5PM daily all year around with the exception of scheduled holidays. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN, 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 30, 2007 as follows: Bradley Flowers – 570 Cain Road at the rate of \$7.15 Per hour; Mathew Ells – 1011 Old Eden-Evans Center Road at \$7.65 per hour and Salvatore Atti – 10 Rosalind Drive at \$7.40 per hour. These amounts agreed to by the Board in establishing this schedule for such work last year at a prior meeting **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE CARLSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #30, Checks #5537 to #5544 in the amount of \$11,976.00 and to be adjusted for end of year additions as per Accountant. AND Abstract #1 for the new FY, Checks #5545 to 5569 in the amount of \$39,299.19 plus Payroll #11; Water Fund Abstract; #30, Checks #1410 to 1411 in the amount of \$694.60 and ABSTRACT #1 for the new FY, Checks 1412 to 1414 in the amount of \$5,543.30; Water Payroll #11; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to a special meeting at 5:00PM on Tuesday June 5, 2007 and then to the next scheduled regular Board Meeting June 18th 2007 at 7:30. **MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED** meeting adjourned at 8:42 PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

MINUTES
Village of Angola Special Meeting
Tuesday June 5, 2007 – 5:00 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 June 5, 2007 at 5:00 PM, there were

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

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney;

GUESTS: none in attendance

CALL MEETING TO ORDER at 5:00PM:

BUSINESS: No Business discussed

#1 AWARD BID TO FIREHOUSE 66 FOR THE PURCHASE OF ONE USED LADDER TRUCK

WHEREAS, bid specifications have been issued by the Village at the request of the Angola fire Department for the purchase of a used Ladder Truck, and

WHEREAS, the Village of Angola has duly advertised for bids, and

WHEREAS, one bid has been filed with the Village, and

WHEREAS, the Fire Commissioners have advised the Village Board that the Fire Department has investigated the ladder truck and have investigated other used vehicles and in their opinion this vehicle meets all specifications and that the bid price of the vehicle is reasonable considering the price of similar vehicles which have also been investigated by the Fire Department and the Fire Department recommends the acceptance of the bid, and
WHEREAS, the bidder has complied with bid specifications and is a responsible bidder.

NOW THEREFORE, BE IT RESOLVED, that the Village of Angola does hereby accept the bid of Firehouse 66 Inc. Rt. 2 Box 301 Hwy 17 South, Townsend Georgia, in the amount of \$125,000.00 for the purchase of a used Ladder Truck subject to the resolution for the funding of said purchase becoming effective after the appropriate permissive referendum.

**MOTION MADE BY TRUSTEE STOCKMAN, DULY SECONDED and
UNANIMOUSLY CARRIED**

#2 APPROVE EXPENDITURE FROM THE FIRE DEPARTMENT/AMBULANCE EQUIPMENT RESERVE FUND

WHEREAS, the Village of Angola Board has accepted the bid for the purchase of a used Ladder Truck, and

WHEREAS, the Village Board of Trustees had duly established two reserve funds, one an Ambulance Reserve Fund and one a Fire Equipment Reserve Fund, and

WHEREAS, these reserve funds were combined into a Fire Department/Ambulance Equipment Reserve Fund by the Village Clerk/Treasurer, and

WHEREAS, in order to make the purchased fire truck operational, certain equipment is required which is attached to and/or used in conjunction with said vehicle, a listing of which is attached hereto and which the estimated costs pending receipt of the lowest prices is \$40,000.00, and

WHEREAS, the Village Board of Trustees wishes to approve the payment for said fire truck and for equipment to be made from the balance in the Fire Department/Ambulance Equipment Reserve Fund.

NOW, THEREFORE BE IT RESOLVED that the sum of one-hundred-twenty-five-thousand-dollars (\$125,000.00) shall be withdrawn from the Fire Department/Ambulance Equipment Reserve Fund for the purchase and transportation of the used Ladder (fire) Truck and a further amount not to exceed forty-thousand-dollars (\$40,000.00) shall be withdrawn from said account to pay actual cost of approved purchases of equipment necessary for the operation of said fire truck.

That the Transfer by the Clerk/Treasurer of Funds from the Ambulance Equipment reserve Fund and the Fire Department Reserve Fund into the Fire Department /Ambulance Equipment Reserve Fund and the formation of such fund is ratified.

That this resolution is subject to permissive referendum and the Village Clerk/Treasurer shall forthwith proceed to notice such fact and conduct such referendum if required by petition.


NOTICE

Please take notice there has been adopted by the Board of Trustees of the Village of Angola on June 5, 2007, Resolution #2 for June 5, 2007 authorizing the ratification of a transfer from the Village's Ambulance Equipment Reserve Fund and the Fire Equipment Reserve Fund into a Fire Department/Ambulance Equipment Reserve Fund and the formation of such fund and the withdrawal from that account of \$125,000.00 for the purchase of a fire truck and up to \$40,000.0 for the purchase of equipment attached to and/or necessary to the operation of that fire truck.

Please take further notice that such Resolution is subject to permissive referendum.

MOTION MADE BY TRUSTEE STOCKMAN, DULY SECONDED and UNANIMOUSLY CARRIED

MOTION TO ADJOURN to the next scheduled regular Board Meeting June 18th 2007 at 7:30 **MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED** meeting adjourned at 5:22 PM

Submitted By

Linda D. Giancarlo
Village Clerk-Treasurer

INDEX – June 18, 2007

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

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

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

TRUSTEE STOCKMAN: Pet bag caddies

TRUSTEE CARLSON: Erie County Conservation board.

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

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

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

CEO: reports monthly, year-end.

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

RESOLUTIONS:

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

MINUTES
Village of Angola
Regular Board Meeting
Monday June 18, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on June 18, 2007 at 7:30 PM, there were

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

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

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

PLEDGE OF ALLEGIANCE: was led by Lynne Kaminski

CALL MEETING TO ORDER at 7:30PM

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

VISITORS:

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

No other comments.

COMMUNICATIONS:

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

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

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

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

TRUSTEE STOCKMAN –

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

TRUSTEE WILSON –

- EXCUSED-fire department training

TRUSTEE CARLSON –

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

MAYOR FRAWLEY –

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

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

ATTORNEY –

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

POLICE –

- EXCUSED

GENERAL CREW CHIEF –

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

FIRE COMMISSIONERS –

Lynne Kaminski

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

CODE ENFORCEMENT –

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

PLANNING –

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

ZONING – EXCUSED- no report

CLERK-TREASURER –

- NO REPORT

OLD BUSINESS:

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

NEW BUSINESS:

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

RESOLUTIONS OFFERED FOR JUNE 18, 2007

#1 NEGATIVE DECLARATION HERMAN PARK IMPROVEMENT

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

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

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

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

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

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

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

#2 APPROVE WATER SHUT OFFS OF DELINQUENT WATER ACCOUNTS

BE IT RESOLVED that the Angola Village Board OF Trustees does hereby authorize the water clerk to issue water shut-offs per the attached list of delinquent water accounts unless paid in full by Tuesday, June 19th. These residents have all been duly notified with plenty of time to respond and are scheduled for shut-off due to non-payment of two or more water bills as per Village regulations. Total amount of delinquency is \$2,944.37.

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

#3 APPROVE PROPOSAL FROM HARRIS BEACH TO PROVIDE BOND COUNSEL

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

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

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

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

#4 APPROVE BOND RESOLUTION

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

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

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

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

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

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

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

(Bond resolution continued)

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

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

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

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

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

(Bond resolution continued)

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

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

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

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

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

(Bond resolution continued)

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

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

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or

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

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

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

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

#5 APPROVE ASSEMBLAGE FOR CRUISE NIGHTS IN THE VILLAGE

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

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

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

TABLED

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#9 APPROVE BIGGER BETTER BOTTLE BILL

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

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

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

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

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

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

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

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

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

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

(Resolutions continued)

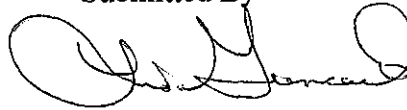
#11 APPROVE CREATION OF A POSITION AND APPOINTMENT OF ELMAR KEIFER

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

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

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

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

COMMUNICATIONS: Proclamation – Camp Good Days; Recognition of Servicemen letters: Todd Carlson and Tim Dybdahl. ECWA dinner meeting; Ghost Toast @ Desperados

TRUSTEE HOUSTON: Ladder Truck, FD 125th Celebration; Smith-Memorial Tree; RR Underpass-fallen concrete; Miller Dr.-flood complaint; County workers; NEST; Planning Board Meeting-Goya; Status of new Crier Bldg.; Lake Shore Community Players; K&L Inspection; CDBG; Complimented Mayor-NYCOM

TRUSTEE STOCKMAN: Ladder Truck; Kids Day in the Park;

TRUSTEE CARLSON: FD 125th issues with communication; Town of Evans-interest in Police Car.

MAYOR FRAWLEY: Ladder Truck; Cruise Nights; CDBG; Facade -Business District

POLICE: complaint of communications regarding FD Celebration and Police Merger;

GEN. CREW CHIEF: Issue with County Sewer Authority's contractor; Tree work scheduled: K&L; Verizon Online;

F/D COMMISSIONERS: Beck- report on Celebration; Ladder Truck.

Kaminski- FD Building Painted; Ladder Truck; drivers list for insurance; James Castle-FD Member-injured in Iraq; FD joint ceremony-historical society

NEW BUSINESS: Un-authorized stakes-Village right-of-way; Legislative breakfast-American Legion

RESOLUTIONS:

1. **Resignation- PT Police Officer Douglas Tubinis**
2. **Hire PT Police Officer- Brian Kauzala**
3. **Approve Assemblage – FD Parade**
4. **Approve Centennial Park Usage- Latter Day Saints**
5. **Approve Herman Park- Russell**
6. **Approve Mayor to execute vouchers-E&R Contracting Maple School Waterline**
7. **Approve Sidewalk Obstruction-Library Book Sale**
8. **Authorize Offer to Erie County-to purchase 39 South Main**

MINUTES
Village of Angola
Regular Board Meeting
Monday July 16, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on July 16, 2007 at 7:30 PM, there were

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

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski, Robert Beck and James Davis-Fire Commissioners; Jeff Kaminski-DPW Crew Chief; Elmar Kiefer-Accountant; Paul Cooper – Zoning Board Chairman

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Alice Escott (Town Crier); Ron McPeck and Salvatore Mogavero.

PLEDGE OF ALLEGIANCE: was led by Paul Cooper-Zoning Chairman

CALL MEETING TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF June 16, 2007: Motion made by Trustee Carlson, seconded by Trustee Wilson **UNANIMOUSLY CARRIED**

VISITORS:

- No – comments

COMMUNICATIONS:

- Mayor read Proclamation for Camp Good Days
- Trustee Wilson asked if he could invite Camp Good Days representatives Bill Fury and Frank Vail to one of our meetings to give a description of what they offer, board thought it was a good idea.
- Mayor read letters honoring two servicemen; Todd Carlson and Tim Dybdahl
- Mayor Announced ECWA Dinner meeting tomorrow night
- Mayor announced the Ghost Toast, August 9 at 7:00PM to be held at Desperado's BBQ & Catering-hosted by Angola Historic Homes association @\$10.00 per person.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Mentioned the arrival of the Ladder Truck on Friday.
- Mentioned this weekend will be the 125th anniversary celebration of the Fire Department.
- Announced that the last memorial tree has been planted in memory of Bion "Bus" Smith, it was planted near 65 N. Main Street as requested by the family to be as near to 59 N. Main as possible where Bus Smith's Confectionery Shop and the Bus Depot were once located.
- Received a call from a resident concerned that cement was coming loose from the Norfolk-Western underpass on South Main Street. Trustee Houston contacted Norfolk-Western and they were out the same day. They found everything to be secure. Trustee Houston notified the resident of their findings.

- Complaint of flooding in a yard on Miller Drive- after investigating he found that a neighbors' pool was leaking and they will make a repair.
- Legislator Reynolds sent a crew to the Village on Thursday as part of the community work force program. They cleaned around the bank in Herman Park. They have not returned. Trustee Houston contacted Legislators Reynolds office to thank him.
- Mentioned the Village received an updated issue of the Property Maintenance Handbook from NYCOM and it was given to the Building Inspector.
- Attended the NEST meeting held last Thursday in Orchard Park. Distributed recycling and grass clipping information to the board.
- Asked of the status of the Code Book Updates. Attorney Yusick is reviewing final paperwork.
- Stated that the Old Town Hall is being renovated by Ron McPeck to be occupied by the Town Crier business and is planned to be the new location of the Village Inn in the Fall. Mentioned that it is coming along nicely.
- Announced different programs performed by the Lake Shore Community Players. A new program is underway and the Village Board has an ad going in to the next booklet supporting the group.
- Mentioned events going on in the Village such as Cruise Nights, Kids Day in the Park, Gazebo Concerts and the Ghost Toast.
- Mentioned correspondence between him and Legislator Reynolds regarding county work to be done in the Village. They have addressed some of his requests. Others were denied at this time. He will keep following up on these requests.
- Complimented Village Engineer Donald Gallo for his quick and thorough work getting the projects underway.
- Complimented Lori Szewczyk for her work on the CDBG Applications. She did a wonderful job on applications, one being Sidewalks and one for the Theater.
- Complimented the Deputy Clerk for the collection of overdue water accounts.
- Congratulated the Mayor for his appointment to the NYCOM Executive Board.

TRUSTEE STOCKMAN –

- Mentioned appreciation for all involved in the finalization of the purchase of the Ladder Truck.
- Announced he and his wife were working with Friends of the Village on Kids Day in the Park, scheduled for July 28, 11-1PM. He has entertainment and creative activities, food and magic scheduled for the day.

TRUSTEE WILSON –

- Stated his appreciation of the Board for being patient while he attends Fire department Training. Complimented the well prepared training that the department goes through. Mentioned he is proud to be a member of the Angola Fire Company.
- Reminded all to attend the Fire Departments 125th Celebration this weekend.
- Announced his appointment as Treasurer of the NEST organization.

TRUSTEE CARLSON –

- Mentioned his disappointment of the Fire Departments timing in paperwork for their event, not being in sooner. Would have liked to have things better planned out between Police, DPW Etc. Commissioner Beck assured that the Fire Police will be covering the street closings.
- Stated that he spoke with the Town of Evans and they were interested in purchasing the Police Car the Village has declared surplus.

MOTION MADE TO APPROVE THE SALE OF ONE 2003 CROWN VICTORIA TO THE TOWN OF EVANS FOR \$4,500. MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED

The board asked the Village Clerk to contact the Town and make necessary arrangements for payment.

MAYOR FRAWLEY-

- Thanked all involved in acquiring the ladder truck for the Angola Fire Department.
- Cruise nights are going very well
- Talked with Tom Dearing of Erie County Department of Environment and Planning
Was told that the Village Application looked very good. Was also told that the CDBG funds for the 2008-2009 distribution may be at \$100,000.00 instead of the current distribution of \$90,000.00.
- Discussed the matching grant opportunity he has learned about for Village Business's regarding their "Facade's". Hoping to present more on this in the near future.
- Spoke of the watershed program and the expansion plans. Also mentioned that blue pike may be returning to the Lake Erie.
- Attended the tri-board meeting at Lake Shore School on Wed June 27, they discussed a report on sex offenders coming out every year. Also, the children are working on a planter box project. The cost is \$100.00 each and all money will be donated to a local charitable organization such as Camp Good days or Cradle Beach Camp. The next Tri-Board meeting will be October 24. As to the so-called "Planter Box Project", Trustee Houston stated that he was 100% against the project, as it was in total conflict with the long-established Friends of the Village Planter Box Project. The new boxes are a "one shot deal" with no plans for on-going care past year one.
- Had a discussion with Senator Dale Volker regarding the sidewalk request for Beach Road from Route 5 to Main Street and on N. Main to Beverly Drive where the Village sidewalks start. Senator Volker is working on this request.
- Attended Historical Society program on old estates, mentioned that Mr. Nino Larusso donated several old historical books.
- Announced that for the first time in 25 years, all the Cities and Villages in the State of New York are members of NYCOM.
- The Tax Lien Committee (TLC) meeting is July 25th. Congressman Higgins should have some updated information regarding HUD. Trustee Houston asked that he add 21 Maple Street onto the TLC list for the Village.

ATTORNEY -

- No Report

POLICE -

- Read monthly Police Report
- Stated his disappointment of communication in regard to the Angola Fire Departments 125th celebration. He has been given nothing regarding the whole weekend festivities. Stated that this is something that should have been done months ago so that the Police Department could prepare for the weekend. Upset over the parking lot closing down. The police run a 24/7 operation and they need access to the Police Department. Feels that with an operation this big, plans should have been made months ago. There is a beer tent involved, rides, parades, music etc and plans should have been done way in advance. None of the Commercial Street business's were even notified that Commercial Street will be closed down.
- Expressed his disappointment in the Village Mayor and Board regarding the merging of the Angola Police Department with the Town of Evans. He is hearing the news

from everyone except his own board and was very upset that the board is not being open and honest with him as a department head. He expressed his concern over the computer files, records and everything else he has been working on over the years and needs to know what is going on so that he can properly prepare. Mayor Frawley stated that there has been no decision made yet and the Board is still communicating with the Town of Evans, and he will let him know when or even if the board makes any decisions. He stated that he is aware of the board holding workshops on this subject and wants to know why the board hasn't been communicating with him. The Mayor stated that the workshops were for other things too, not just police merger. Mayor stated that there has been nothing to discuss with him as of yet, they are still talking and researching the idea. Chief Puckhaber asked that he be involved and informed on this discussion.

GENERAL CREW CHIEF –

- Discussed several issues with a contractor hired by Erie County to modify a sewer line on Old Lakeshore Road. While doing the modifications to their line, they smashed through our water line. This caused many customers to be without water for the full day. They were very difficult to work with and expressed no concerns for our residents. Jeff stated that the contractor was negligent and when they did the repair to the line, it did not hold, so he had to call in our crew and there will be a bill sent to Erie County for reimbursement of our services and the water loss. Only wished he could get something to compensate our residents for the major inconvenience this has caused.
- Covey Tree is scheduled for next week to trim and remove dead trees, as per board's approval at the last board meeting.
- Walked through K&L Building with Engineer Don Gallo as he made the preparations for the asbestos survey. Mr. Gallo asked Jeff to report that the survey is complete and they are waiting for the results.
- Mayor Frawley thanked the DPW crew for all their hard work throughout the Village.
- Stated that the DPW office still runs on a dial-up internet connection, asked for an upgrade to DSL in order to complete necessary computer data as his job requires.

MOTION TO APPROVE A DSL CONNECTION AT THE DPW OFFICE at a cost of around \$39.00 per month, MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED

- The Board thanked the DPW for all their work, and for getting the new basketball backstops and nets up at Herman Park. They look very nice and are already being used. Many compliments have been made about the new units.

FIRE COMMISSIONERS –

Robert Beck

- Thanked the DPW for the repairs to the parking lot at the rear of the Fire Hall and preparing for the 125th celebration.
- Thanked all involved for the Ladder Truck. The board asked if there will be a dedicated crew to run the ladder truck, Mr. Beck stated that they will have a dedicated crew. Mentioned the Board has been invited to ride in the Parade. They will be shuttling people from fire hall to Beverly Drive for the parade. Asked for permission to use the PA system, the board asked him to make arrangements with Crew Chief Kaminski. Stated that the parade will start at 5:00. Stated that the Clerk will be performing with her band, Crash Cadillac on Friday night 8-12; they have a rock band scheduled for Saturday. Trustee Wilson stated that he would like

Commissioner Beck to work with the Carnival manager, Chief Puckhaber and Crew Chief Kaminski and paint boundary lines to where everyone can work comfortably.

Lynne Kaminski

- Announced that the Fire Hall building has been repaired and painted on the outside and that the guys worked very hard to get this completed.
- Thanked all who participated in the research and finally the purchase of the Ladder Truck. It should be in service in a few weeks.
- Working on list of drivers as requested by the Village's insurance carrier.
- Asked the board to recognize an Angola Fireman, James Castle, who is serving in Iraq, he has suffered injuries as he was attacked by prisoners.
- Announced a joint ceremony to be held at the Town of Evans Historical Society on July 23rd, 6-8.

Fire Department member, Salvatore Mogavero stated his appreciation to the DPW crew for all of their help in preparing the area for the celebration. Trustee Houston asked the DPW to put the United States Flags up on the poles for the Fire Department's Anniversary.

CODE ENFORCEMENT –

- EXCUSED- items to keep on agenda- Paglia property-114 S. Main; White House 135 N. Main; 65 N. Main; abandoned house on Penn Ave; Fire Inspection report/status.

PLANNING –

- EXCUSED – A planning board meeting has been scheduled regarding the Goya project for Tuesday night 7:00.

ZONING – no report-

- Chairman Cooper congratulated Commissioner Bob Beck for a successful Taste of Evans, that was held Sunday at the Town Park.

CLERK-TREASURER –

- Working with Elmar Kiefer on closing the books
- Working with Harris Beach- Charles Schachter-on the proposed \$125,000 Village Bond.

OLD BUSINESS:

1. Sale of Water Plant-no report.
2. Thruway Water- working on it
3. Senior Housing- nothing new to report
4. Emergency repair of Intercontinental Building Commercial Street – nothing new, contacts being made, but no action yet

TRUSTEE CARSLON ASKED TO BE EXCUSED FROM THE BOARD MEETING DUE TO BACK PAIN-Excused at 8:33PM

NEW BUSINESS: Discuss unauthorized stakes @ edge of streets-public right-of-way- Trustee Houston would like to address stakes being placed by residents in the right-of-way. Concerned of injuries. The DPW will get a list of where they are located. Trustee Houston mentioned a small ad to be put into the paper and the Penny Saver as to remove the stakes.

**RESOLUTIONS OFFERED FOR JULY 16, 2007
OFFERED BY MAYOR FRAWLEY**

#1 APPROVE RESIGNATION OF PT POLICE OFFICER DOUGLAS TUBINIS

WHEREAS, on July 14th 2007, the Village of Angola police Chief Patrick Puckhaber received a letter of resignation effective immediately from Part-Time Police Officer Douglas Tubinis

BE IT RESOLVED, the Angola Village Board does hereby regretfully approve said resignation **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

OFFERED BY MAYOR FRAWLEY

#2 APPROVE HIRING OF PT POLICE OFFICER BRIAN KAUZALA

WHEREAS, the Village Board has received a letter of resignation from PT Officer Douglas Tubinis thereby leaving a vacancy in the Angola Police Department, and

WHEREAS, upon recommendation of the Chief of Police, Patrick Puckhaber, be it,

RESOLVED that the Angola Village Board does hereby approve the hiring of Brian M. Kauzala as a Part-Time Police Officer to fill said vacancy effective immediately **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#3 APPROVE ASSEMBLAGE OF THE FIRE DEPARTMENT PARADE

RESOLVED that the Village Board hereby Approves the application from Robert Beck of the Angola Volunteer Fire department to assemble a Parade for the Fire Department's 125th celebration on Saturday July 21, 2007 at 5:00 PM, to start on North Main Street at Beverly Drive, and proceed to the Angola Fire Hall on Commercial Street, by route of North Main Street. All said roads to be blocked off at 4:30; all local enforcement agencies will be notified. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#4 APPROVE APPLICATION FOR USE OF CENTENNIAL PARK

RESOLVED that the Village Board hereby Approves the application from the Elder Tommie Mathews of the Church of Latter Day Saints for a Music and Fun Family Night to assemble at Centennial park on Monday August 20, 2007 at 6:00 PM. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#5 APPROVE USE OF HERMAN PARK FACILITIES

WHEREAS the Village Board received an application from Tara and Scott Russell of 278 N. Main St. requesting the use of Herman Park Shelter for a Birthday Party on August 19, 2007 from 1:00PM to 8:00PM, there will be approximately 50 in attendance, now

THEREFORE, BE IT RESOLVED the Village board approves application from Tara and Scott Russell for the use of the Herman Park Shelter on August 19, 2007 and all interested parties will be notified accordingly. **MOTION MADE BY TRUSTEE STOCKMAN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#6 APPROVE MAYOR TO EXECUTE PAYMENT VOUCHER TO E&R GENERAL CONTRACTOR FOR WATERLINE PROJECT FOR SCHOOLS ST. AND MAPLE ST. LOOP

BE IT RESLOVED, that the Village of Angola Board of Trustees hereby authorizes the Mayor to execute payment vouchers submitted for payment in full after county approves completion of the School Street and Maple Street Loop Waterline Replacement Project. Said Payment will be made through the Capital Funds project and partially funded by CDBG and by the Village. Total payment to E&R General Contracting for said project is \$91,012.85 of which Community Development Block Grant Monies awarded for the year 2007-2008 will fund \$90,000.00. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**

#7 APPROVE APPLICATION OF SIDEWALK OBSTRUCTION FOR LIBRARY BOOK SALE

BE IT RESOLVED, the Village Board hereby approves an application from the Angola Library to obstruct the sidewalk in front of the Library on Main Street for the purpose of a Book sale, on Friday July 20 and Saturday July 21, 2007. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#8 AUTHORIZE ATTORNEY TO PRESENT OFFER TO ERIE COUNTY TAX CERT CORP FOR 39 SOUTH MAIN STREET

WHEREAS, as part of the Villages revitalization, the Village is interested in having a Caboose and Norfolk & Western Train Depot displayed in the Village to attract visitors and to provide educational opportunities to the residents, and
WHEREAS, 39 South Main Street would provide an ideal location for such display and it would be to the benefit of the Village to acquire it, and
WHEREAS, the Erie County Tax Certificate Corporation has expressed an interest in selling the outstanding tax certificates for a discounted rate,
NOW THEREFORE BE IT RESOLVED, that the Village attorney is authorized to present an offer to the Erie County Tax Certificate Corporation to purchase all outstanding tax certificates for the sum of \$5,000.00. **MOTION MADE BY TRUSTEE STOCKMAN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #3, Checks #5615 to #5683 in the total amount of \$60,631.00 plus Payroll #14 & 15; Water Fund Abstract; #1, Checks #1427 to 1442 in the total amount of \$40,598.39 plus Water Payroll #14 & 15; **UNANIMOUSLY CARRIED**

Prior to closing, Salvatore Mogavero addressed the Board with his concerns of housing "for predators and sex offenders" going up on Route 20. Planning Board Chairman Paul Cooper assured Mr. Mogavero that the records and files for this property indicate this housing is being used strictly for the developmentally disabled, that this is just a rumor going around.

MOTION TO ADJOURN to a workshop at the Town of Evans on Thursday, July 19th and the next scheduled regular Board Meeting August 20th 2007 at 7:30. **MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE STOCKMAN, UNANIMOUSLY CARRIED**
meeting adjourned at 8:50 PM

Submitted By



Linda D. Giancarlo
Village Clerk-Treasurer

MINUTES

Village of Angola Special Meeting Thursday, August 9, 2007 – 6:00 PM Public Hearing – 6:05 PM

At a Public Hearing/work session 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 9, 2007 at 6:00 PM, there were

PRESENT: Mayor - Howard M. Frawley; Trustees – James R. Carlson; William G. Houston; Michael A. Stockman and John D. Wilson

ALSO PRESENT: were; Michelle Warren, Deputy Village Clerk; Christine Mittner, Clerk Typist; Andrew Yusick-Attorney; Robert Catalino, Supervisor, Town of Evans; and Charles Katra, Director of Finance, Town of Evans;

CALL MEETING TO ORDER: at 6:00PM

Motion to open Special Meeting made by Trustee Carlson, seconded by Trustee Wilson,

Motion to open Public Hearing made by Trustee Wilson, seconded by Trustee Houston,

UNANIMOUSLY CARRIED,

Deputy Clerk Michelle Warren read the Public Hearing Notice:

Proposed Local Law #3 for the year 2007

Village of Angola

PLEASE TAKE NOTICE there has been introduced before the Board of Trustees of the Village of Angola on July 26, 2007, Proposed Local Law #3 for the year 2007 adding Chapter 85, entitled “Village Police Department”.

Said Proposed Local Law provides for the abolishment of the Village of Angola Police Department.

PLEASE TAKE FURTHER NOTICE that pursuant to section 20 of the New York State 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 Village Hall, 41 Commercial Street, Angola, New York 14006 at 6:05 PM on the 9th day of August, 2007 at which time all interested persons will be heard.

**PROPOSED LOCAL LAW #3
FOR THE YEAR 2007**

Chapter 85, "Village Police Department"

The Village Police Department is hereby abolished.

This Local Law shall take effect immediately upon the filing with the Secretary of State, provided, however, that such Local Law is subject to a permissive referendum and the Village clerk shall forthwith proceed to notice such fact and conduct such referendum is required by petition.

Visitors:

Andrew Poulson – 25 York Street:

Q. The Board is recommending abolishing the police department because we don't have the money to afford it. Where did the money go? Where did the money go for all these past years that we've had a police force, that now we don't have?

A. No Response

Q. Do we have a signed agreement with the Town of Evans and Mr. Catalino, to have a dedicated car in the Village at all times?

Attorney Yusick:

A. Before the Board votes on this Local Law, there will be a contract in place with the Town of Evans. The contract is not in place, because we are having a public hearing. What comes out of this public hearing may include things that are going to be added to that contract. However, when this is voted on, there will be a contract that will be passed by this Board and also by the Town Board.

Andrew Poulson:

Q. What happens to the part time officers?

Mayor Frawley:

A. In regards to the question on the eleven part time police officers, the Town of Evans will not be taking the eleven part time men over.

Supervisor Catalino:

- A. We're in the middle of contract negotiations right now with the Town of Evans police officers. We currently can only have five part time officers, that's something we're going to try to negotiate because we're going to need some more part timers. That's something that we're in the middle of right now.

Andrew Poulson:

- Q. Why do we have to abolish the police department? Why can't we put it in mothballs for a while and let the people decide later if they want a police force?

Attorney Yusick:

- A. The reason the Local Law is to abolish the police force is that the law has changed since the nineties. There is no half-way measure. You have to go through the procedures of the law to abolish the department. One of the reasons for that is that it allows for these types of public hearings and public input. Any Village can reinstitute a police force. It's section 8-800 of the Village Law.

Andrew Poulson:

- Q. Why can't the people decide instead of the Boards?

Andrew Yusick:

- A. Because that's the law. The law is the Board decides just like every other Local Law. As you well know, since you intend to circulate a petition, you have thirty days, if the Board should pass the law, for you to petition for a permissive referendum. That's what the statute says. That's why you elect Councilmen and Trustees, to make decisions. And the law protects the rights of the public to come forward and to express their opinions and come forward and if they decide that they would like to go to a referendum, there's a procedure for that too.

Pat Hotnich – 6 Allen Street

- Q. My question is on a deactivation instead of abolishment. There's supposed to be a contract with the Town. Now, what really guarantees us after five years, that the Town won't say, "We don't have to dedicate a car?" As far as a guarantee, I remember years ago, the Village put in a lot of money to put improvements into the Water Plant and the Town said they were going to stay with us and after a year or so, they found a loophole, and went back to the County and the Village taxpayers got stuck with paying this debt off.

Supervisor Catalino:

A. I'm not familiar with things that happened in the late eighties or early nineties, this has been an ongoing process that has been going on since Trustee Carlson was the Mayor and that's one of the reasons we're having this hearing, because the Village Board has worked very tirelessly before they brought it out to the public. I think the three full time guys in the Village are fantastic guys and I think the Chief of Police has done a fantastic job. The Village Board looked at hiring a full time Chief with Pat being retired, it would bring an extra fourth officer to the Village, at a cost of approximately 100,000 amounts to another 2.05 per thousand on the Village taxes.

Pat Hotnich:

Q. Also, if this does get abolished and the Town takes us over, way it's figured, our tax rate will only be like \$6.50 per thousand. Is it going to stay that way?

A. No response

Q. In the budget, you have under Supervisor, \$53,745. What is this \$53,000 for a supervisor?

Andrew Yusick:

A. Those are last year's figures.

Patricia Hotnich:

A. I know the Village just bought a police car. Now if we go over to the Town, is the Village responsible for paying for that police car.

Mayor Frawley:

A. No

Police Chief Puckhaber:

Q. In your letter to the residents of the Village of Angola, you stated that it would cost another \$92,000.00 per year to hire a police chief. When I was full time, including the police chief, we had a total of three full time officers. Are you stating that upon hiring a police chief, the Village would have four full time officers? You're telling residents that in order to maintain our police department, we have to go to four full time officers. Are you planning on having four full time officers?

Mayor Frawley:

A. No, I didn't say that.

Police Chief Puckhaber:

Q. Then, these figures are wrong. These are not true figures. Is the Town of Evans planning on increasing their patrol force by three people?

Supervisor Catalino:

A. On September 30, when my budget comes out, the people in the Town of Evans will know what I'm going to do.

Police Chief Puckhaber:

Q. None of these three officers are going to be taking a position that might be open?

Supervisor Catalino:

A. I couldn't tell you that off the top of my head.

Police Chief Puckhaber:

Q. So you're planning on increasing your patrol force by three people?

Supervisor Catalino:

A. Yes

Police Chief Puckhaber:

Again, \$92,000 is not a true figure. A full time police chief would still only require three full time officers. I have yet to hear anyone on the Board tell me different. This is not a true figure. There would be an increase by hiring a full time chief, but not \$92,000.

Art Stebbins – 92 Railroad Avenue:

Q. We tried this once before with the Sheriff's Department, isn't that true?

Mayor Frawley:

A. That's Correct.

Art Stebbins:

Q. Is it going to be the same way as with the Sheriff's Department or will we have a dedicated police officer in Angola.

Mayor Frawley:

A. There will be a dedicated car.

Art Stebbins:

Q. So if there's an emergency in the Town of Evans, there will still be a car in Angola?

Supervisor Catalino:

A. If there's an emergency in the Town of Evans, all of our cars go.

Mayor Frawley:

The Village car backs up the Town of Evans and vice versa.

Art Stebbins:

Q. There will be a dedicated police officer on duty?

Mayor Frawley:

A. 24/7

Art Stebbins:

Q. Will the substation also be utilized?

Mayor Frawley:

A. At this point, I don't believe so.

Supervisor Catalino:

We've talked about it. Five years down the road, if it is determined that it is needed, we will look at that.

Art Stebbins:

Q. The Angola Police are a highly effective police department because they know everybody in the Village. There is a close relationship. Will that still be taking place if we go with the Town of Evans?

Mayor Frawley:

Don't forget we have ten police officers with the Town that live in the Village of Angola.

Trustee Wilson:

You have seen and will see more Town police cars as many Town officers live in the Village.

Trustee Carlson:

In addition, we have access to the detective bureau.

Art Stebbins:

Q. Has there been any thought about the justice system in Angola consolidating?

Mayor Frawley:

A. The court system will stay in the Village of Angola and the income as well.

Art Stebbins:

Q. Why couldn't we go with Evans Court then?

Mayor Frawley:

A. Money for any tickets issued in the Village of Angola will stay in the Village.

Art Stebbins:

Q. Is the Village of Angola paying for the Evans police to take over services?

Supervisor Catalino:

A. The fees will be added to the Town tax for village residents.

Art Stebbins:

Q. Has there been any thought on letting the people vote on this?

Mayor Frawley:

A. You have elected officials who vote on these things at our meeting. If you decide to take it to referendum, then it will be forced to a vote.

Art Stebbins:

Q. So we could get a referendum?

Mayor Frawley:

A. Absolutely.

Ron McPeck – 48 North Main Street:

Q. As a business owner on Main Street, I've come to appreciate that constant police presence. Last night, Evans Dispatch called at 11:30 PM to say that the Angola police were outside of his building because he stopped to check the door, and my door was open. Where are we going to get that service from now? I've heard a lot from the Board about a dedicated car in the Village. However, I've heard from different sources, that the Village is going to be within two zones. Is that the case? Is the Town of Evans capable of making the Village of Angola a zone by itself? I remember from just two years ago having gangs on Main Street. Our local police being on site alleviated that. I would love to see our three guys move up. However, I'm concerned that there is nothing concrete in writing yet.

Supervisor Catalino:

A. Before the Village Board passes a law to abolish it, all those questions will come up.

Over the next eleven days, we will work to have an agreement.

Some of the issues that came up tonight might be addressed. If they are not addressed to your satisfaction, that's where you could start your petition. I'm here tonight to hear your comments. I'm hearing that you want your police presence. That's something I'm going to have to work out.

Lynne Kaminski – 29 Stellane Drive:

- Q. Before when we went to a contract with the Sheriff's, we were able to bring our police force back. If you abolish our police force, does that mean we will never be able to reinstate our police?

Trustee Wilson:

- A. That question has been answered two or three times tonight and yes, it can be reinstated.

Lynne Kaminski:

- Q. Ron just asked you about a district and are we going to be part of a zone? Is that zone for just the Village of Angola or will it be with other parts of the Town?

Supervisor Catalino:

- A. As far as a primary zone, I can't tell you that right now. However, from what I'm hearing tonight, the Village residents want to make sure that zone is there. We will provide you with the same great service. I'm not able to tell you if that one square mile is going to be a separate zone. That's something we're going to discuss. When the Village Board has their public meeting, you will know whether it is that one square mile or not.

Lynne Kaminski:

- Q. I would like to reiterate what Chief Puckhaber said. As long as we have had a full time police chief, there have only been three full time officers, not four. So that \$92,000 is not accurate. As you enter into a contract, besides additional town taxes being paid, and Village taxes being reduced. I just paid my Village taxes. If we sign this contract, will there be a payment from the Village to the Town?

Charles Katra:

- A. There will have to be a payment to finish the balance of the Town's fiscal year. If we were going to do it October 1st for example, the town would have to recoup some costs from October 1st to December 31st.

Lynne Kaminski:

- Q. Are you raising the revenue from the people in the Village's town taxes or from everyone in the Town.

Charles Katra:

- A. Just in the village.

Lynne Kaminski:

- Q. Are people in the Town going to end up paying more for the Village?

Charles Katra:

- A. No

Lynne Kaminski:

- Q. We are going to be paying a certain amount to the Town for the end of the fiscal year. What will that amount be?

Attorney Yusick:

- A. It depends on when it happens.

Lynne Kaminski:

- Q. What is it going to be? What are you projecting per month?

Supervisor Catalino:

- A. Pretty close to \$100,000 and the Village will make that up by not paying those services to those people.

Lisa O'Connor – 13 Woodward Avenue

- Q. When will the meeting take place that you are speaking about?

Mayor Frawley:

- A. August 20th.

Lisa O'Connor:

I would like to make a statement. I think it was nasty to schedule a meeting on a Thursday at noon to discuss this. I understand that you only had to post it in three places. I understand that you had problems getting it into the paper on time. I pay taxes to live here. We voted for you. We deserve the same amount of respect. In the future, I am asking that you show us the same amount of respect we show you.

Trustee Wilson:

Part of the reason we're here discussing this is so that we don't get ahead of ourselves. The only purpose of the noon meeting was to set this meeting. Mayor Frawley made it clear at the beginning of that meeting that it wasn't a discussion meeting. That wasn't done behind your back. It was done as a matter of scheduling, period. It was done properly and within Village Law. I want that to be clear to everybody. We have a lot of people here tonight and it would be nice if we had this amount of people at our regular Board meetings. I don't want people to think that what you're implying is true. It's not true. We wouldn't do that. Everyone on this Board is a Village resident too. You have to remember that we are also Village members.

Lisa O'Connor:

I can tell you what everyone is hinting at. We all love our Village. Nobody wants to see our Village go away. By this one step, a lot of people feel that our Village is being taken away.

Trustee Carlson:

This isn't by any means the first step towards eliminating the Village. Our goal is to keep the Village intact.

Trustee Stockman:

We're looking at it as this is a necessary step in the direction of keeping us here. That was crucial in our discussions that this is the next step in making sure that we're around for future generations.

Mayor Frawley:

We don't want a huge increase in taxes. We want the residents to have the opportunity to hear all the facts. If you're not satisfied, then have your referendum.

Trustee Stockman:

We have to keep taxes affordable. There is a breaking point as to how much people want to spend. We want all those amenities, but how much do we want to pay for them? We have to walk that fine line and make decisions accordingly.

Lisa O'Connor:

Q. So this is not the first step in eliminating the Village?

Mayor Frawley:

A. No. Every public official across New York State is trying to figure out how to save tax dollars. This is just one step for us. We will not lose our identity and it's the right thing to do. We all believe that. If you want the police department, get a referendum and vote to keep it in. But when the taxes go up, that's the way it is.

Supervisor Catalino:

That's the reason we are here tonight. If the Village residents decide they want to have a referendum and keep their police department, the Town of Evans is still going to work with the Village of Angola. I'm just here tonight to do the best I can to help them. They've consolidated services with the building department and the assessor. Those things weren't done to try and take the Village away. Everyone's goal is to protect the Village. If the full time officers were going to lose their jobs, this place would be mobbed. I'm going to battle it out with the union president to try and put more part time guys on.

Becky Leone – 119 Grove Street:

Q. You keep mentioning public referendum. Can you please explain what we need to do, time constraints, how many signatures we need?

Andrew Yusick:

A. The law provides for a public referendum. In Village law, section 9-902 tells you how many signatures you need. As far as telling you exactly what you need to do, we really don't give legal advice. The Village clerk isn't going to count the number of signatures you're going to need until we vote on this.

Becky Leone:

Q. Any signatures on a petition now, do they count?

Andrew Yusick:

A. My guess would be no.

Becky Leone:

Q. Then at what point do we start getting signatures?

Andrew Yusick:

A. Again, I haven't researched that issue. I would assume a petition would require signatures after there is an action by the Board. At this point, there is no action by the Board.

Becky Leone:

Q. So anything that has been collected, wouldn't count?

Andrew Yusick:

A. I'm not saying. If you want, call an attorney or the elections Board. I'm not giving that advice because I don't know. When it comes time if there's a petition presented to the Village, then we'll review the petition and the law. We'll check the petition to make sure that it's legal. Up to that time, I'm not going to give advice.

Jill Barrett- 334 North Main Street:

Q. Is there a time frame in which you expect to have this decision made? I know you mentioned the next Board meeting. Is there a reason why you're doing it so quickly? Shouldn't we consider that we don't have a Chief in the Town before we make this decision? Do we have a Town Police Chief?

Supervisor Catalino:

A. An assistant chief.

Trustee Wilson:

The suggestion is that August 20th will be the vote.

Jill Barrett:

Q. In my mind, the person who's going to be charge of all these extra things should be in place before a decision is made. How long before this goes into effect? If you decide on the 20th and nobody complains, is it a done deal on the 20th?

Mayor Frawley:

A. Thirty days.

Trustee Houston:

I know some of you weren't here yet, but the Deputy Clerk read the Public hearing notice earlier which states that The Local Law shall take effect immediately upon the filing with the secretary of state provided however that such local law is subject to a permissive referendum and the Village clerk shall proceed to notice such fact and conduct such referendum if it is required by petition. The process doesn't start until we would adopt this local law and then the timing runs after that but it's in the notice that was read. If there ever was a win-win situation, and that doesn't happen very often, it's this particular thing. You see the support we have from the Town. That wasn't always there in years past. We have that here now with people working

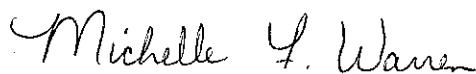
together. Our Town of Evans police force is first class. A third of them live in the Village. Who cares who's going to be the Chief? They're going to have the best chief they can get like the one they've had for twenty-five or thirty years. The people that are temporarily running it now have been there and are well respected too. We're going with people that know what they're doing-not that our people don't. That's why they're taking our three people. We have access to detectives and technology. We have people here who are known throughout the County as far as doing a good job. So why wouldn't we want to be a part of it? We are a major part of the Town of Evans. Why wouldn't we want to have our police doing our thing? It's just to the point where we basically can't continue to afford to do it anymore.

(Applause)

Motion to Close Public Hearing made by Trustee Carlson, seconded by Trustee Wilson, UNANIMOUSLY CARRIED,

ADJOURN to next regularly scheduled Board meeting on Monday, August 20, 2007 at 7:30 PM **made by Trustee Wilson, seconded by Trustee Stockman, UNANIMOUSLY CARRIED** meeting adjourned at 6:57 PM.

Submitted By:



Michelle F. Warren
Deputy Village Clerk

1

2

3

INDEX – August 20, 2007

VISITORS: Ron Cervola - South Main –S Penn street needs paving
Ron McPeck - Complaint of permit fee for Angola Variety
Jennifer Stone – Requests variance to keep a flock of chickens

COMMUNICATIONS: Trustee Wilson - NEST Treasurer
Hazardous Waste drop-off
Goodwill Industries – electronics drop-off – year round

TRUSTEE HOUSTON: Erie County Public Works; NEST; SCEC meeting; Legislative Breakfast; County Follow up; Goya project; Commercial Street Lighting; CDBG monies for Sidewalk & Theater; K&L demo bids; Chief Ferguson retirement; NYCOM conference; Complaint on negative SUN article.

TRUSTEE STOCKMAN: Kids Day in the Park; resignation

TRUSTEE WILSON: Incident at Old Water Treatment Plant, injured Dog; CSX Bridge follow-up.

TRUSTEE CARLSON – No Report

MAYOR FRAWLEY: Tax Lien Committee; Erie County Association of Governments meeting planned; Erie County Firemen's Association-Firefighter of the Year awards read aloud

F/D COMMISSIONERS: Beck- report on Celebration; Ladder Truck.

CLERK-TREASURER: National Night Out

NEW BUSINESS: Hydrant painting-Town wide; Fireworks Law

RESOLUTIONS:

1. Approve Hours of Village Clerk-Treasurer
2. Approve Water Shut-Offs
3. Approve Adoption of LL #3-2007-Abolishing the Village Police Department
4. Authorize Mayor to Execute Contract with Town of Evans for Police Services.
5. Approve Final Bid and online Sale of 1992 Ford Ambulance

MINUTES
Village of Angola
Regular Board Meeting
Monday August 20, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on August 20, 2007 at 7:30 PM, there were

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

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Robert Beck-Fire Commissioner; Elmar Kiefer-Accountant; Paul Cooper – Zoning Board Chairman; Paul Ryerse-Building Department;

GUESTS: in attendance were Brian Campbell (Hamburg Sun); Alice Escott (Town Crier); Elmer Ploetz (Buffalo News); Ron McPeck; Patricia Hotnick; Ron Cervola; Jennifer Stone; Jonica DiMartino; Todd Dybdahl; Gene Kauzala; Jill Barrett and Andrew Poulson.

PLEDGE OF ALLEGIANCE: was led by Jonica DiMartino

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF July 16, 2007 and Public Hearing Minutes of August 9 Motion made by Trustee Carlson, seconded by Trustee Stockman,
UNANIMOUSLY CARRIED

VISITORS:

- Ron Cervola- S. Main Street (S. Penn) wanted to know when the board planned on scheduling the paving to be done on his road, it has been promised to be done for many years. Trustee Houston reminded Mr. Cervola that South Main at South Penn is a County owned road, but understands the County has not committed to do any road work in the area where the County paving abuts the Village Street. Trustee Houston stated that he will talk to DPW Crew Chief next week when he is back from vacation to see if the Village can schedule this work.
- Ron McPeck-N. Main Street questioned why the (\$261.00) permit was so high, only to put the Variety Store (an existing business) into his building. He stated that there were no structural changes made. He also remarked that Pat Gresko (Attorney) didn't require a permit to move his business across the street, and the bakery's permit charge was only a couple dollars more than his and they did a lot on structural changes The old Town Hall which he is working in now only cost \$120.00. The board replied that they do not wish to comment on the Building Code department fees, policy or requirements, but they will ask the code officer Charles LaBarbera, to submit a written report on the situation, including all four properties in question. He is on vacation this week, he will be contacted when he returns and will be asked for the report for the September Meeting.
- Jennifer Stone- Mill Street- stated that she had recently purchased a home in Angola, at the Village line, where the area is very country-like. She asked what she needed to do to be able to raise a small flock of chickens. Attorney Yusick asked her to go to the building department and get direction on how to file a petition for a variance with the Zoning Board of Appeals. Trustee Houston said that he would forward a letter Jennifer sent to him to the Building Inspectors Office.

COMMUNICATIONS:

- Mayor Frawley congratulated Trustee Wilson on his appointment as Treasurer for N.E.S.T.
- Mayor Frawley announced a Hazardous Waste collection that is scheduled at Town of Marilla Garage on August 25th
- Mayor Frawley read an announcement that "Goodwill Industries of Western New York" will be hosting a year round Computer/Electronics recycling program for all Erie County residents at the groups various drop-off stations.

DEPARTMENT HEADS, COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Erie County Southtowns Planning and Development Meeting was last week at Castaway's Restaurant. Presented a copy of the Capital Budget request from the Erie County Division of Public Works.
- Announced the next NEST meeting will be September 20th in Orchard Park.
- Stated that the Southtowns Community Enhancement Coalition held a meeting at Cala's in Derby last week a representative from University of Buffalo was there, she is working on data collection for tourism in the seven communities. The breakfast was sponsored by the Village of Angola.
- The Legislative Breakfast was held last week at the New Legion post. Only two candidates, James Keane and Jimmy Griffin, showed up. Thought that both candidates both spoke very well of their plans as County Executive.
- The Erie County Water Authority is holding their tour of the Derby Plant, August 22. Christine, the part-time clerk is attending this open house. The Mayor may also attend.
- He attended the monthly meeting with the County, as requested by the Mayor, with Legislator Reynolds. Announced that he followed up as to the requests he made to Erie County for some work that needs to be done in the Village.
- The new Goya Distribution Center has been started and the project is going well.
- The new lights for Commercial Street will be shipped October 5th.
- Waiting for approval from the county for the CDBG funds for the East Side of Main Street, Sidewalk replacement and for the New Angola Theater Improvement Project. This is additional funding the County has remaining from other projects.
- The K&L building will be open for inspection Tuesday and Thursday. Bids will be opened on Wednesday, August 29 for the demolition project.
- Asked if anyone on the Board has received an invitation or any other information for the Retirement Dinner for Town of Evans Police Chief Ferguson. No-one received anything. Trustee Houston stated that the Village should have representation. The date is September 14th at Michaels Banquet Hall. The clerk will get ticket information and distribute to the board.
- He will be attending the NYCOM Fall Training School September 17-21.
- Complained about the negative way the editor of the "Sun Newspaper" published the story on the Public Hearing that was held in regard to Abolishing the Police department. Was very upset that his positive report was never mentioned in the article. Asked the reporter in attendance to re-distribute his information to the editor with his regards and handed him a copy.

TRUSTEE STOCKMAN –

- Mentioned appreciation for all involved in the "Kids Day in the Park" celebration on August 21st. It all went very well. Thought it was a wonderful community event.

- Announced that he will be resigning his position as Village Trustee as of tomorrow. He has accepted a job out of Town and will be relocating his family to Victor, NY. He thanked the community, the employees and the Village Board for the Honor of serving as a Trustee for the Village.

TRUSTEE WILSON –

- Thanked Trustee Stockman for his hard work, friendship and commitment to the Village.
- Stated that there was an incident at the Old Water Treatment Plant. A dog got into the plant and got hurt. The Plant is continuously broken into. He worked with Jack Krajacic in securing the plant in a very timely matter. The DPW crew keeps a close eye and does regular inspections of the plant.
- Announced that he has been contacting CSX Railroad regarding the broken and crumbling concrete falling into the creek from the CSX Bridge. He stated his disappointment that they haven't attempted any repairs. He will follow up and stay on top of this issue.

TRUSTEE CARLSON –

- No Report

MAYOR FRAWLEY-

- Thanked Trustee Stockman for his outstanding work for the Village. He mentioned the good job he did while serving as deputy Mayor for the Village in his first year, as well as his work on the Depot Project which is still moving along, his serving as liaison for the Fire Department and following through on the research and purchase of the used Arial Truck.
- Tax Lien committee is moving along well, mentioned that there will soon be a press release. Next meeting is scheduled for August 29th. Working together with Governor and Congressman and Legislators all involved with this committee. He has also contacted all 4 candidates that are running for County Executive and informed them of this committee and its purpose.
- Announced that the Erie County Association of Governments will be meeting on August 23rd at O'Brian's in Eden.

ATTORNEY –

- Thanked Trustee Stockman for not only his work on the Village Board, but also his work serving for years as Director of Recreation for the Town of Evans and for the Lake Shore Central School district. Attorney Yusick remarked how we had one of the finest recreational programs in the area and he owes it all to Trustee Stockman. He wished him and his family all the best and good luck in the future.

POLICE –

- Excused - Mayor read monthly Police Report

GENERAL CREW CHIEF –

- Excused – the board discussed several topics that they will address to the DPW Crew Chief after he returns from vacation. Handicap Parking area in front of the Old Town Hall, Linden Paving. Trustee Carlson mentioned sidewalk work on High Street.
- Tree Cutting is completed

TRUSTEE HOUSTON THANKED TRUSTEE STOCKMAN for his work as Trustee and for his being a good neighbor.

FIRE COMMISSIONERS –

Robert Beck

- Stated that the Ladder Truck should be in full service in about 2 weeks. The firemen have been doing a lot of the work themselves, to save money.
- Thanked the DPW, the Board and all others involved with the Fire Department's 125th Celebration. Everything was very successful. Plans are underway to do it again next year.
- MAYOR FRAWLEY mentioned the many Firemen in Angola who were recognized as Firefighters of the Year and Junior Firefighters of the Year.

CODE ENFORCEMENT –

Trustee Houston asked that the following items be addressed.

- Paglia property-114 South Main-NO REPORT
- White House –135 North Main-NO REPORT
- 65 North Main- NO REPORT
- Emergency Generator-permit required- Trustee Houston wanted people to know this for the record.
- All vacant property lawns have been worked on and are looking great.

PLANNING – Excused

ZONING – Clark-Brant Garage- no hearing set as of yet.

CLERK-TREASURER –

- Announced that National Night Out was held on August 7, and it was very successful. Thanked all involved and stated that she will chair it again next year.
- Thanked Trustee Stockman for being a great asset to the Board. Sent a blessing to him and his family for Health and Happiness.

OLD BUSINESS: 1. Sale of Water Plant – Andy sent letters to the State
2. Thruway Water- new contact- will schedule a meeting
3. Senior Housing- pending
4. Emergency Repair of Intercontinental Bldg, Commercial St.- no report
5. Removal of Stakes on Village Right-of-Ways- underway

NEW BUSINESS: 1. Painting of Fire Hydrants in retail district by Town of Evans/
General Hydrant Maintenance- Our seasonal laborers painted our hydrants Trustee Houston asked DPW to talk with the Town DPW to work on painting the Village Hydrants in the Angola Retail District to match and keeping and maintaining matching hydrants throughout the area around the Village.
2. Review Fireworks Law- several households shooting off fireworks all summer would like to review and advertise more on the fireworks law in June 2008

RESOLUTIONS OFFERED FOR AUGUST 20, 2007

#1 APPROVE HOURS OF VILLAGE CLERK-TREASURER

BE IT RESOLVED, the Angola Village Board does hereby approve the hours of the Village Clerk-Treasurer to be as follows: Monday; Tuesday; Thursday; Friday; 9-5 Wednesday 9-12 with a weekly credit of 4 hours to be rectified through her attendance at board meetings,

public hearings, special meetings or any other Village Business Meetings/workshops.
**MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON,
UNANIMOUSLY CARRIED**

#2 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 August 21, 2007. 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 \$14,274.58

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

#3 APPROVE ADOPTION OF LOCAL LAW #3-2007-"Village Police Department"

WHEREAS, proposed Local Law #3 for the year 2007 entitled "Village Police Department" has been presented to the Board of Trustees, and

WHEREAS, a public hearing was held on said proposed Local Law on August 9, 2007.

BE IT RESOLVED, the proposed Local Law #3, for the year 2007, entitled "Village Police Department", which is attached hereto is hereby adopted as Local Law #3 for the year 2007.

**LOCAL LAW NO. 3
FOR THE YEAR 2007**

Chapter 85, Article 1, Section 1 "VILLAGE POLICE DEPARTMENT"

The Village Police Department is hereby abolished.

This Local Law shall take effect immediately upon the filing with the Secretary of State, provided, however, that such Local Law is subject to a permissive referendum and the Village Clerk shall forthwith proceed to notice such fact and conduct such referendum is required by petition. **MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED-**

Board Polled

Trustee Carlson - aye

Trustee Wilson - aye

Trustee Stockman - aye

Trustee Houston - aye

Mayor Frawley - aye

**#4 AUTHORIZE MAYOR TO EXECUTE CONTRACT WITH TOWN OF EVANS
FOR POLICE SERVICES**

WHEREAS, the Board of Trustees has adopted Local Law #3 for the year 2007 abolishing the Village Police Department, and

WHEREAS, as a result of such abolishment, the Town of Evans will undertake, by law, the police protection of the Village, and

WHEREAS, the Town and the Village have, as consideration for the Village abolishing said Department, entered into discussions and negotiations regarding enhanced Police Services and

as a result of said negotiations have prepared an agreement which has been adopted and signed by the Town of Evans on August 20, 2007, and

WHEREAS, in consideration for such enhanced services, the Village of Angola shall pay a pro-rated share of the cost of the three officers being transferred to the Town for the remainder of the Town's 2007 fiscal year, and

WHEREAS, said agreement is subject to the Local Law becoming effective.

BE IT RESOLVED, that the Mayor is hereby authorized to execute the agreement for enhanced Police Services with the Town of Evans, executed by the Town on August 20, 2007.
MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

Board Polled

Trustee Carlson - aye

Trustee Wilson - aye

Trustee Stockman - aye

Trustee Houston - aye

Mayor Frawley - aye

#5 APPROVE CLOSING BID FOR SALE OF AMBULANCE

WHEREAS The Village Board declared the 1992 Ford ambulance surplus, and

WHEREAS The Village Board authorized the Clerk to offer said ambulance online at www.auctionsinternational.com, and

WHEREAS, bidding has ended for this vehicle and the highest bid reached one-thousand-nine-hundred-two-dollars and twenty cents (\$1,902.20) now,

THEREFORE BE IT RESOLVED the Village of Angola Board of Trustees accepts the high bid of \$1,902.20 for the 1992 Ford Ambulance E-Series Vin#1FDKE30M3MHB27326, and

BE IT FURTHER RESOLVED that the Village Clerk will make arrangements for pick-up of said vehicle after full payment has been made by buyer, and cleared by auctions international. **MOTION MADE BY TRUSTEE STOCKMAN, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

AUDIT OF BILLS - motion made to approve the bills, **BY TRUSTEE CARLSON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #4, Checks #5685 to #5758 in the total amount of \$67,969.22 plus Payroll #16, 17 & 18; Water Fund Abstract; 4 & 5 Checks #1443 to 1457 in the total amount of \$34,673.59 plus Water Payroll #16, 17 & 18; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next scheduled regular Board Meeting Tuesday September 4th 2007 at 7:30 and K&L Demolition Bid Opening on August 29 at 10:00AM
MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED meeting adjourned at 8:25 PM

Submitted By

Linda D. Giancarlo

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INDEX – September 4, 2007

OATH of Office - Trustee DeJohn

VISITORS: Ron McPeck – Complaint of permit fees for Angola Variety, Garbage not picked up on N. Main
Rebecca Milsap – concerned about skateboarding on her property; removed sidewalk block in front of her home-High Street

COMMUNICATIONS: NONE

TRUSTEE HOUSTON: Rural Transit; Erie County Governments Association Meeting; stakes on village right-of-ways; letter to Legislator Reynolds; Village sidewalk plans; Theater renovations; CDBG ideas; Oatman store/house history; NYCOM Fall Conference; Erie County Water Plant tour

TRUSTEE DEJOHN: Welcomed

TRUSTEE WILSON: CSX Bridge follow-up.

TRUSTEE CARLSON – EXCUSED

MAYOR FRAWLEY: Appointment of Trustee DeJohn; appointment of Trustee Wilson as FD Liaison; Erie County Sewer Authority; Tax Lien Committee name change; Erie County Governments Association meeting

DPW- Award bid for replacement of roof on Village Hall

F/D COMMISSIONERS: Verizon bill/block; ladder truck; Christmas in the Village; Erie County elections at Station #2.

CLERK-TREASURER: Capital projects; FD hose insurance recovery; Code Book

NEW BUSINESS: Tire recycling

RESOLUTIONS:

1. Award Bid for K&L Demolition to Titan Wrecking
2. Approve payment request by E&R for School/Maple Waterline
3. Approve modified extension of Snow/Ice control contract with Erie County
4. Authorize extension of Assemblage for Cruise Nights.
5. Authorize Mayor to execute settlement agreement Pinto vs. Village of Angola

MINUTES
Village of Angola
Regular Board Meeting
Tuesday September 4, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on September 4, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – William Houston, Denise DeJohn, and John Wilson, excused was Trustee James Carlson

ALSO PRESENT: were Linda Giancarlo-Clerk-Treasurer; Andrew Yusick-Attorney; Lynne Kaminski-Fire Commissioner; Elmar Kiefer-Accountant; Chuck LaBarbera- Building Department;

GUESTS: in attendance were Alice Escott (Town Crier); Ron McPeek; Rebecca Milsap.

PLEDGE OF ALLEGIANCE: was led by Trustee DeJohn

MAYOR FRAWLEY PERFORMED THE OATH OF OFFICE FOR NEWLY APPOINTED TRUSTEE DENISE DEJOHN

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF August 20, 2007 Motion made by Trustee Houston, seconded by Trustee Wilson, **UNANIMOUSLY CARRIED**

VISITORS:

- Ron McPeek-N. Main Street reiterated his discussion from the August 20th Village Board meeting regarding the (\$261.00) permit fees for the Angola Variety Store to open in the old location of the Town Crier. He argued that the fee is high for an existing business. He provided a hand out to the board with fee schedules and stated that he spoke with the Village of Hamburg and the Department of State, and according to Mr. McPeek, they both agreed that such a fee was uncalled for. He again stated that there were no structural changes made. Code Enforcer Charles LaBarbera stated that the Village adopted its own codes and that the State code does not pertain to this issue. The board also provided Mr. McPeek the report they asked the Code Enforcer to provide as approved at the last board meeting. Mr. McPeek disagreed with the board and the report and stated that it did not pertain to his issue. The board suggested that the Attorney meet with the Code Officer, the Department of State and a board member to review and resolve this issue.
- Rebecca Milsap- High Street- stated that she is concerned over skateboarders on her property. After calling dispatch, they told her it was allowed. After reviewing the law, she found that it was NOT allowed. She asked the board to do something to resolve this issue. She does not want to create any more bad blood with her neighbors. Trustee Houston stated that the local law DOES NOT allow skateboarding in that area, and will work with the Village Clerk to put a reminder in the local papers. Ms Milsap also asked if the sidewalk in front of her home can be repaired, Trustee Houston reminded her to continue to contact the Gas Company and stay on top of it, and he will also follow up with the gas company.
- Ron McPeek asked why his garbage was not picked up today on N. Main. The Clerk will call the garbage contractor. There may have been a mix up due to the Holiday.

COMMUNICATIONS:

- NONE

DEPARTMENT HEAD/COMMITTEE REPORTS:**TRUSTEE (Deputy Mayor) HOUSTON –**

- Attended the Rural Transit Van Services, Luncheon, mentioned our local resident Eber Inman received an certificate from Rural Transit for his dedicated Van Service inspecting the wheel chair unit. Trustee Houston presented the certificate to Mr. Inman.
- Stated that he and Mayor Frawley attended the Erie County Governments Association meeting. Discussion was on the 1% sales tax distribution from Erie County. Trustee Houston stated that the County wants to leave this new 1% distribution as it is.
- Previous stake issue on the Village right-of-Ways is nearly resolved.
- North Main Street sidewalk plans from Center to Maple Street are moving along.
- A meeting is planned with Lori Szewczyk, Claddagh Commission and Trustee Houston to discuss New Angola Theater Renovations. Another CDBG funded project.
- Will also discuss K&L demolition with Mr. Gallo at a pre job meeting on Thursday September 6.
- Asked the Board to start thinking of some Grant ideas for the next round of Erie County CDBG funds. A meeting should be scheduled soon.
- Mentioned the article in the Penny saver, "Scenes from the Past" that showed the old Oatman House on N. Main Street. The Village of Angola 134 years and 5 days old today!
- Will be attending the NYCOM fall training conference from September 17 through the 21, so he will not be at the next board meeting.
- The Erie County Water Authority held their tour of the Derby Plant, August 22. Christine Mittner, part-time clerk, attended and found it interesting

TRUSTEE DEJOHN –

- Mentioned her appreciation to Mayor Frawley for appointing her as Village Trustee, thanked the Village Board for the welcoming phone calls, and the Village Clerks office for the warm welcome. She also thanked her husband for his full support.

TRUSTEE WILSON –

- Stated that he has heard nothing back from CSX Railroad regarding the broken and crumbling concrete falling into Big Sister Creek from their Bridge. He stated his concern with fisherman and soon to come snowmobilers. He will follow up and stay on top of this issue.

TRUSTEE CARLSON –Excused**MAYOR FRAWLEY-**

- Welcomed Trustee DeJohn. Stated that she will take over all the duties of former Trustee Mike Stockman, except the appointment of Fire Department liaison. He asked Trustee Wilson to take over that position. Trustee Wilson accepted.
- Mentioned his discussion with Erie County over the installation of sewers in the area. They told him that they will not install sewers unless it is for a very large area. The area Mayor Frawley planned for was not large enough.

- Tax Lien committee has a new name, it is now called the "Distressed Real Property Division". The next meeting is scheduled for September 26 in Cheektowaga
- Erie County Governments Association meeting is scheduled for September 27th in Clarence, he will not be able to attend, he will be out of town for the NYCOM Executive Board meeting.

ATTORNEY –

- No Report

POLICE – Excused

GENERAL CREW CHIEF –

- Began the Village Street paving today.
- Received one estimate on the roof replacement for the Village Hall. He stated he has contacted a few other companies and they have not returned his calls or have even attempted to give him a proposal after several requests. The Board stated that as long as he has documentation of his attempts, they will offer the job to the one company that did respond. Motion made by the Board to accept the proposal from said company in an amount of \$12,304.00. **MOTION made by Trustee Wilson, seconded by Trustee Houston, UNANIMOUSLY CARRIED**
- Trustee Houston asked that the DPW pull out the electric plans for the new Commercial Street Lights as they will arrive in early October.

FIRE COMMISSIONERS –

Lynne Kaminski

- Requested that the Verizon bill that the Clerk gave her with long distance charges, should be blocked and used for local calls only. This is a station 2 phone and no long distance calls should be made from that location.
- Stated that the Ladder Truck is coming along nicely. The Village Board is welcomed to come and see it in action as they hold Wednesday night practices with the new truck.
- Stated that she has been working with the Friends of the Village on Christmas in the Village. The date is set for December 8th. Hub will make plans for the Village lighting. Commissioner Kaminski stated that the Fire Hall will have Santa here and provide fire truck rides for the kids. Motion made by Trustee Wilson seconded by Trustee DeJohn to approve Friends of the Village to utilize the Fire Hall for this celebration and approves Santa and the fire truck rides. Unanimously Carried.
- TRUSTEE HOUSTON asked if the County has called to schedule the use of station #2 for the Primary elections. Both the Clerk and the Commissioner have not heard from the County, the Clerk will call the county.

CODE ENFORCEMENT –

- Paglia property-114 South Main- Court date scheduled in October
- White House –135 North Main-pending
- 65 North Main- violation issued
- Emergency Generator-permit required- just information, can remove from agenda.
- Trustee Houston mentioned 28 Mill Street, former Mecca property; as well as 17 and 29 Washington Street, all need work.

PLANNING – Excused-

- Working on Temporary Signs and Windmills.
- Goya project is underway

ZONING –

- Clark-Brant Garage- no report
- Variance for resident who wants to raise a few chickens, scheduled for October

CLERK-TREASURER –

- Welcomed Trustee DeJohn.
- Working with Elmar Keifer on accounting for the capital projects
- Insurance recovery for the Fire Dept. hose damage, came in from Selective at just over \$11,000.00. Loss occurred when a full hose bed of hose “reeled off” when truck was on Route 5 in Hamburg.
- Code Book update is near completion, waiting for Attorney Yusick to complete final paperwork.

OLD BUSINESS: 1. Sale of Water Plant – Attorney waiting for reply from the State. Agrees with Mayor Frawley that the Mayor make a contact for political support.
2. Thruway Water- contacted engineer last week- waiting for a return call
3. Senior Housing- pending, Mayor will contact Congressman Higgins
4. Intercontinental Bldg, Commercial St.- 3 interested buyers. Attorney Yusick following up.
5. Removal of Stakes on Village Right-of-Ways- Remove, resolved

NEW BUSINESS: 1. Tire Recycling- MOTION made by Trustee Houston, seconded by Trustee Wilson to approve the annual tire recycling program.
Trustee Houston will set-up and schedule.

RESOLUTIONS OFFERED FOR SEPTEMBER 4, 2007

#1 AWARD BID FOR K&L DEMOLITION/RESTORATION

WHEREAS, the Village Board of the Village of Angola has received four (4) bids for the K&L Demolition/Restoration Project, a Restore NY funded (90%) project, and

WHEREAS, after full review of all Bids at an Advertised Bid Opening on August 29th 2007 at 10:00AM, and upon recommendation of the Village Engineer, be it

RESOLVED that the Village of Angola Board of Trustees hereby awards the lowest bid in the amount of \$110,000.00 (one hundred ten thousand dollars) from Titan Wrecking & Environmental, LLC Inc. of 262 Woodward Ave. Kenmore, New York for the said K&L Demolition/Restoration Project, as advised by the Village Engineer and contingent upon approval from the State of New York. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#2 APPROVE PAYMENT REQUEST TO ERIE COUNTY CDBG FOR E&R GENERAL CONTRACTING INC. SCHOOL ST. WATERLINE

WHEREAS, the Village Board received two bills from E&R General Contracting Inc. totaling \$95,803.00 payment in full, for completion of the School Street Maple Street Loop Waterline Replacement Project, and

WHEREAS, the Village Board authorizes the Village Clerk to submit a payment request to Erie County CDBG for said amount, now

THEREFORE BE IT RESOLVED, the Village board authorizes payment of \$95,803.00 to E&R General Contracting Inc. as payment in full, pending funds to be received from Community Development Block Grant funds from the Erie County as per contracted.

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

#3 APPROVE MODIFIED AND UPDATED EXTENSION OF THE SNOW AND ICE CONTROL AGREEMENT WITH ERIE COUNTY

WHEREAS, the County of Erie, pursuant to Comm. 14E-11 dated June 2, 2005, relating to the control of snow and ice on County roads by towns and incorporated villages, entered into a two-year agreement with local municipalities for such purposes, and

WHEREAS, the said agreement expires August 31, 2007 at a lane mile reimbursement rate of \$2,532.00, and

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

NOW THEREFORE BE IT RESOLVED, that the Erie County Legislature hereby authorized such extension of the Snow and Ice Control Agreement, as modified and updated, at a lane mile reimbursement rate increasing five percent each year for an additional three year period, to expire August 31, 2010, payable from adopted Division of Highways O&M budgets in amounts as indicated below:

September 1, 2007 through August 31, 2008	\$2,658.60 per lane mile
September 1, 2008 through August 31, 2009	\$2,791.53 per lane mile
September 1, 2009 through August 31, 2010	\$2,931.11 per lane mile

BE IT FURTHER, RESOLVED, that the Clerk of the Village of Angola is hereby directed to transmit three (3) certified copies of the forgoing resolution to the Commissioner of Public Works, one (1) certified copy each to the Deputy Commissioner of Public Works-Division of Highways, County Comptroller, County attorney, and thirty-five (35) certified copies for distribution by the Department of Public Works to the participation local municipalities.

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

#4 AUTHORIZE ASSEMBLAGE 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 1 through September 30th 2007 from 6:00 to 9:00 P.M. with cars parked on North Main Street between Center Street and School Street (Lake Street to School Street) only if a super cruise is scheduled) and music via live performance and/or sound system. Assemblage application requests that North Main Street be closed at 5:30 PM only allowing participating vehicles to enter. Angola DPW, Angola Police, Angola Fire Dept and the NFTA will be notified accordingly. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON,**

UNANIMOUSLY CARRIED

#5 AUTHORIZE MAYOR TO EXECUTE A SETTLEMENT AGREEMENT

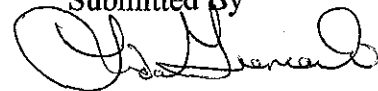
BE IT RESOLVED, that the Mayor is Authorized to execute a settlement agreement in the matter of Pinto vs. the Village of Angola

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** regarding the following: General Fund Abstract #6, Checks #5763 to #5779 in the total amount of \$12,084.39 plus Payroll #19; Water Fund Abstract; #6 Checks #1460 to 1463 in the total amount of \$630.25 plus Water Payroll #19; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next scheduled regular Board Meeting Monday September 17th 2007 at 7:30 with a possible 7:00 workshop if needed. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED** meeting adjourned at 8:40PM

Submitted By



Linda D. Giancarlo

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INDEX – September 17, 2007

VISITORS: Sam Mogavero – Community Events Calendar

COMMUNICATIONS: Chief Robert N. Ferguson – Proclamation; Sam Mogavero-Award; NYCOM Volunteer Firefighter's Workshop; Village Official Association Meeting; Association of Erie County Government's Meeting; HGTV-Charity Vogel's House

TRUSTEE HOUSTON: EXCUSED

TRUSTEE DEJOHN: Chief Ferguson's Retirement Party; Association of Erie County Government's Meeting; Final Brush Pickup

TRUSTEE WILSON: Ladder Truck # 6; N.E.S.T. Meeting; Chief Ferguson's Retirement; Website Update; Memorial-Robert Beck Sr. and James Davis

TRUSTEE CARLSON – No Report

MAYOR FRAWLEY: Tax Lien Committee Meeting; Association of Erie County Government's Meeting; Supercruise

ATTORNEY YUSICK: Status on Sale of Water Plant; Intercontinental Building; Department of State Division of Code Administration and Enforcement

GENERAL CREW CHIEF: Paving Schedule; Fall Training-Public Works School

F/D COMMISSIONERS: Old Hose Dryer-Declare Surplus; Erie County elections at Station # 2; Rachel's Challenge

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

RESOLUTIONS:

- Approve Public Hearing for the 2007/2008 CDBG Funds**
- Authorize Assemblage Application**
- Approve Application for Use of Centennial Park**
- Approve Mayor to Sign Herman Park Grant Contract**
- Approve Hiring of Aaction Environmental LLC**
- Approve Mayor to Sign Contract for Demolition of 83-87 North Main**

MINUTES
Village of Angola
Regular Board Meeting
Tuesday September 17, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on September 17, 2007 at 7:30 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – James Carlson, Denise DeJohn, and John Wilson, excused was Trustee William Houston

ALSO PRESENT: were Michelle Warren, Deputy Village Clerk; Andrew Yusick-Attorney; Jeff Kaminski, General Crew Chief; Lynne Kaminski-Fire Commissioner; Elmar Kiefer-Accountant; Chuck LaBarbera- Building Department; Donald Gallo, Village Engineer

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun); Sam Mogavero, Jill Barrett, and Jim Liegl

PLEDGE OF ALLEGIANCE: was led by Code Enforcement Officer Charles LaBarbera

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF SEPTEMBER 4, 2007 MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

VISITORS:

- Sam Mogavero – 230 North Main Street – Made a recommendation that the Village Board look into working with the Town of Evans to produce an annual calendar of events that would eliminate scheduling conflicts for community activities. Mayor Frawley advised that the Chamber of Commerce was working on such a calendar.

COMMUNICATIONS:

- Mayor Frawley thanked Trustees Houston, DeJohn, and Wilson for attending the retirement party for Town of Evans Police Chief Robert N. Ferguson and read aloud a portion of the proclamation that Trustee Houston presented to him on behalf of the Village Board of Trustees.
- Congratulated Sam Mogavero on receiving an award from the CSEA, where he is currently vice-president of Local 903 and a member of the Statewide Constitution and By-Laws Committee and read aloud his contributions to the organization. (Applause)
- New York State Conference of Mayors (NYCOM) is holding a workshop of volunteer firefighters on Thursday, October 25, 2007 at 7:00 PM in the Village of Dansville.
- Village Officials Association general meeting to be held on Thursday, September 10, 2007 in Kenmore, New York. Announced appointment of Trustee Denise DeJohn as Village representative, replacing Trustee James Carlson who is unable to attend said meetings due to his back injury.

- Association of Erie County Governments meeting to be held September 27, 2007 in Clarence, NY. Discussion on topic of Tax Lien Program in Erie County. Anthony Armstrong will be the guest speaker.
- Home and Garden Television's "If Walls Could Talk" will be broadcasting an episode after the first of the year on Charity Vogel's historic home on Orchard Avenue that used to be the Angola Hospital.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON – Excused

TRUSTEE DEJOHN –

- Thanked the Village Clerk Linda Giancarlo for preparing the proclamation and plaque for Chief Robert Ferguson's retirement party. It was an honor to attend and make the presentation along with Trustee Houston and Trustee Wilson.
- Will attend the Association of Erie County Government's Meeting in Clarence, NY on September 27, 2007.
- Asked General Crew Chief Kaminski what the final dates for brush pickup will be as she had received a phone call from a resident. Trustee Wilson suggested we advertise the final date to avoid any confusion.

TRUSTEE WILSON –

- Reported that Angola Volunteer Fire Department's aerial device #6 is now in service.
- Attended N.E.S.T. meeting with Trustee Houston in Orchard Park. Reviewed Niagara Generation-Providers of Renewal Energy. They are looking into working with municipalities to pick up branches, chip them, and haul it away as a free service. They then turn it into electricity. Will keep the Board posted and provide more information as this service becomes available. Also reviewed CFL bulbs, and expressed the need for people to begin using these in place of the old fluorescent bulbs and to dispose of the old fluorescent bulbs properly at the recycling facilities. The CFL bulbs will save energy for the entire home as well as the entire neighborhood.
- Stated that Chief Robert Ferguson is a terrific, upstanding man. He was privileged to know him and be in attendance at his retirement party.
- Asked that the Village Clerk have the Village of Angola website updated.
- Mentioned the passing of Robert Beck Sr. and James Davis and ask that tonight's meeting be held in memory of them.

TRUSTEE CARLSON – No report

MAYOR FRAWLEY-

- Will be attending the Tax Lien committee meeting on Wednesday, September 26, 2007 at 9:00 AM in Cheektowaga.
- Will not be able to attend The Association of Erie County Government's Meeting. Trustee DeJohn will be attending.
- Stated there will be a Supercruise on Thursday, September 27, 2007 on North Main from Lake Street to School Street with music. Some discussion followed on road closures and barricades based on the number of cars in attendance.

ATTORNEY –

- On Sale of Water Plant Spoke with the attorney for the Department of Environmental Conservation who advised him the paperwork would be out by the end of the month that would address the issue of the contract that exists between the Village of Angola and the State of New York regarding the maintenance of the wall.
- Received telephone call from Richard Schmidt's son regarding the Intercontinental Building located at 33 Commercial Street. He requested a copy of the release from Medicaid. This would indicate that he is speaking with some of the people who are interested in the property.
- Met with Andrew Hvisdak from the New York State Division of Code Administration and Enforcement regarding the property at 48 North Main Street owned by Ron McPeck. It is his opinion that changing the building from mixed use to an all retail use triggers the need for a permit and an occupancy permit. Mr. Hvisdak raised the issue that the Enforcement Officer has sole responsibility to interpret the code. It is not the Board's responsibility. There is a procedure to follow if someone feels that he has made the wrong interpretation. They must go through the Code Enforcement Review Board. The Code Enforcement Officer's decision is not in the province of this Board to change.

POLICE – Excused

GENERAL CREW CHIEF –

Paving will begin late this week or early next week on Maple Street, School Street, Linden, Allen Street and Terrylynn Drive. Completion of paving will allow for E&R Construction to be paid for the water line work done on School and Maple Streets.

Requested permission to attend the Public Works Fall Training School in Lake Placid, NY from October 18th-21st. **MOTION made by Trustee John Wilson, seconded by Trustee James Carlson, UNANIMOUSLY CARRIED**

FIRE COMMISSIONERS –

Lynne Kaminski

Requested Board declare surplus the old hose dryer at Fire Station # 2 on South Main Street. The space is needed for the new cascade system. The unit still works. **MOTION made by Trustee John Wilson, seconded by Trustee Denise DeJohn, UNANIMOUSLY CARRIED** to declare the old hose dryer surplus and that the Village Clerk put it up for auction on the internet.

Stated she would like the Village Board to work at having Station 2 removed from the list as a polling place for Erie County. Reported that the Fire Department now has to hand keys over to the Village Police Department to open the building at 5:30 AM on election days. Noted concern for when the Village Police Department merges with the Town. Fire Department would have to hand over keys to the building to the Town of Evans Police Department. Trustee DeJohn stated that people should remember that after the police merger, this will be a Village District. Nothing will change. The Town of Evans officers are responsible and capable and can all be relied on and trusted. Commissioner Kaminski reported additional difficulties with there being no room for voting machines due to the new ladder truck and other equipment being housed there. Due to Homeland Security Rules, equipment cannot be left unattended. In the event of a working structure fire during polling hours, we would not be able to get the ladder truck out. Mayor Frawley advised we would contact Erie County to see about making this change.

Rachel's Challenge will be held on Monday, October 1st. Requested to be excused from Village Board meeting as she will be in service of the School District. Program begins at 7:00 PM.

CODE ENFORCEMENT –

- Submitted monthly report for August.
- Paglia House – in court right now.
- 28 Mill Street-grass was cut. Thanked Mayor Frawley for taking care of it.

PLANNING – Excused-

Working on Temporary Signs and Windmills.

ZONING – Excused

CLERK-TREASURER – No report

OLD BUSINESS: 1. Sale of Water Plant – See Attorney's report

2. Thruway Water- no report

3. Senior Housing- no report

4. Intercontinental Bldg, Commercial St.- See Attorney's report

NEW BUSINESS:

RESOLUTIONS OFFERED FOR SEPTEMBER 17, 2007

#1 APPROVE PUBLIC HEARING FOR THE 2007-2008 CDBG FUNDS

RESOLVED that the Village of Angola Board of Trustees does hereby authorize publication of Notice of a Community Development Block Grant Public Hearing to be held at 8:00 P.M. Monday, October 15, 2007 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 CARLSON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

#2 AUTHORIZE ASSEMBLAGE APPLICATION

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:

Jill Barrett of "Citizens For responsible Choices" to assemble a parade to go from the William G. Houston Gazebo to Main Street to School Street, ending at the J.T. Waugh Elementary School in a "Take A Stand" program on Wednesday, October 24, 2007 from 4:00 – 6:00 P.M. Also, requesting a fire truck and police car in the parade if possible. Angola DPW, Angola Police, Angola Fire Department, and the NFTA will be notified accordingly. **TABLED**

#3 APPROVE APPLICATION FOR USE OF CENTENNIAL PARK

RESOLVED, that the Village of Angola Board of Trustees hereby approves the application from Jill Barrett, for the "Citizens of responsible Choices" Committee to use Centennial Park and the William G. Houston Gazebo for their "Take A Stand" celebration from 4:00 – 6:00 P.M., electricity will be needed at the gazebo. Event to be held on Wednesday, October 24, 2007. **TABLED**

#4 APPROVE MAYOR TO SIGN HERMAN PARK CONTRACT

RESOLVED that the Village of Angola Board of Trustees hereby approves the Mayor to sign and execute a contract with the New York State Department of Environmental Conservation for the Herman Park Stream Bank Stabilization Grant.

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

#5 APPROVE MAYOR TO SIGN CONTRACT FOR DEMOLITION OF 83-87 NORTH MAIN STREET

RESOLVED, that the Village of Angola Board of Trustees hereby authorizes Mayor Frawley to sign and execute a contract with Titan Wrecking and Environmental LLC, 262 Woodward Avenue, Kenmore, New York 14217 for the Demolition and Restoration of 83-87 North Main Street.

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

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE CARLSON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED** regarding the following: General Fund Abstract #7, Checks #5782 to #5795 in the total amount of \$21,611.46 plus Payroll #20; Water Fund Abstract; #7 Checks #1464 to 1473 in the total amount of \$34,162.73 plus Water Payroll #20; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN to the next scheduled regular Board Meeting Monday October 1st 2007 at 7:30. **MOTION MADE BY TRUSTEE DEJOHN SECONDED BY TRUSTEE CARLSON, UNANIMOUSLY CARRIED** meeting adjourned at 8:10PM

Submitted By



Michelle F. Warren

VISITORS: Ron McPeek – Selling his properties, due to continued conflicts

COMMUNICATIONS: Delair Compensation for disposal of property from evidence locker; National Grid tree trimming scheduled; Escott liquor license application; League of Woman Voters; NYCOM Abandoned Properties work session; Public Entities safety group; Police Merger; County Auction of properties; CDBG increase to \$100,000.00; Skateboarding Issues; Tire Recycling; Eden Trailblazers; K&L demolition; Goya project

TRUSTEE HOUSTON: NYCOM Fall Training; NEST; Erie County “1%” sales tax; Old Angola Hospital; County Road work in Village/painting lines

TRUSTEE DEJOHN: Commended Code Officer and DOS regarding McPeek property; “1%” sales tax distribution; Police Merger press conference; Take a Stand;

TRUSTEE WILSON: Was congratulated on new employment position; commended all involved in Police Merger; Thanked Village engineer-Donald Gallo

TRUSTEE CARLSON – Erie County Environment Management Council/ Storm Water; welcomed Police; Library kids congregating and moving benches-police issue

MAYOR FRAWLEY: Excused-returning from a NYCOM meeting

ATTORNEY YUSICK: Police Merger information;

POLICE: Lieutenant Hepkins, first report as liaison, thanked Chief Puckhaber for assistance in transfer; CPS equipment rights to Town; no use for police building space; working on vehicles; (Lieutenant Masullo report); scheduled for all Village Board meetings;

GENERAL CREW CHIEF: Excused

Street Paving; Village Clock; Commercial Street –Street Light to arrive soon; Terrylynn at Sunset drain issues

F/D COMMISSIONERS: No report

OLD BUSINESS: Tire Recycling;

NEW BUSINESS: Cradle Beach Harvest Dinner; First Congregational UCC Pig Raffle

RESOLUTIONS:

1. Assemblage Application “Take a Stand”
2. Centennial Park Application “Take a Stand”
3. Herman Park Contract with NYS
4. Approve Gallo proposal N. Main Sidewalks
5. Authorize “Notice to Bidders”

MINUTES
Village of Angola
Regular Board Meeting
Monday October 1, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on October 1, 2007 at 7:30 PM, there were **PRESENT:** Deputy Mayor – William Houston as acting Mayor for the Board Meeting; Trustees James Carlson; Denise DeJohn and John Wilson. Excused was Mayor Frawley
ALSO PRESENT: were Linda Giancarlo, Village Clerk; Andrew Yusick-Attorney; Robert Beck-Fire Commissioner; Charles LaBarbera- Building Department; Donald Gallo, Village Engineer; Lieutenant Donald Hepkins – Town of Evans Police Department; Lieutenant Ernest Masullo-Town of Evans Police Department-
GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun); Salvatore Mogavero; Ronald McPeek; Joan Houston; Jill Barrett; Bob Dietrich; Ronald Badaszewski;

PLEDGE OF ALLEGIANCE: was led jointly by Lieutenants Masullo and Hepkins

MEETING CALLED TO ORDER at 7:30PM

MEETING WAS RUN BY DEPUTY MAYOR WILLIAM G. HOUSTON: Excused was **MAYOR FRAWLEY** returning from a NYCOM Executive Committee Meeting

APPROVAL OF MEETING MINUTES of September 17, 2007 MOTION MADE BY TRUSTEE WILSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

VISITORS:

- Ronald McPeek – 48 North Main Street – Made a statement to the board “You Win” and handed the 4-Board members present a packet. He reported that he has put his properties up for sale with HUNT Realty. He was upset regarding the over \$200.00 in permit fees for the Variety Store. He stated that the Variety Store closed its doors today and he was pulling both business, the “Town Crier” and “You’ve Been Framed” out of the Village. The board was surprised to hear Mr. McPeek’s comments and to see his packet, they stated they were under the impression that everything was moving forward as of their meeting with Alice Escott, the Town of Evans and the Department of State just last Thursday and Friday! Trustee DeJohn stated that she attended last weeks meeting and there was an extension granted to the Variety Store, Mr. McPeek stated he was unaware of any extension. The board stated that Ms. Escott taped the whole meeting and recommended he listen to it. Trustee Wilson stated he was insulted by Mr. McPeek’s list of “closed businesses” in the Village. Trustee Wilson then addressed the list one by one and explained different circumstances regarding each, none of which were code or permit issues or a result of the Village Board. Trustee Carlson stated that he understood everything was going fine and moving along, and asked why the sudden change. Mr. McPeek was still complaining about the time constraints and code issues and review board issues. Trustee DeJohn explained that the Board has really gone out of their way to make this work and to be business friendly, and stated that the Board members are “Law makers” not “Law breakers” and cannot do more than they have done already to work with Mr. Peek, the Code Enforcer, the Town and State Officials. She commended Code Enforcer LaBarbera for his hard and honest work, and all of the time put into this issue. She also thanked the State and the Town officials for going out of their way to assist Mr. McPeek with his business

needs. The board was confused over Mr. McPeek's sudden change of heart and asked him to listen to the tape his wife (Alice Escott) had recorded at last weeks meeting, and determine what agreements or extensions were made. Mr. McPeek exited the Board meeting at 8:00PM to do so.

**Note (Mr. McPeek returned after the Board meeting was adjourned to inform the board that he listened to the tape, and was now aware of the extension given for the Variety Store permit!)*

- No other comments came from the floor.

COMMUNICATIONS:

- Deputy Mayor Houston presented the following items under communications:
 1. A letter from Mr. And Mrs. Delair requesting compensation of \$150 for CD's and/or tapes that were accidentally destroyed while cleaning out the Police evidence locker. The Board approved \$150 out of the police line.
 2. Announced that National Grid had informed the area that they will be trimming some trees away from electric lines for three months.
 3. Reported that the board received a letter from Alice Escott, advising of her application for a liquor license.
 4. Announced the League of Woman Voters meeting pending scheduling, Bill would like to be informed when they schedule.
 5. NYCOM work session on Abandoned Properties in Hamburg, Oct 11, many board members will be attending.
 6. NYS Public Entities Safety group: asked clerk to check into to see if this is the group the Village is registered with at the present.
 7. Stated that the police merger went well, he recognized the Town of Evans Police representatives present at the meeting, Lieutenant's Masullo and Hepkins. Announced that the Village will look into expenses incurred with the merger and hoped to file for help through a State Grant.
 8. Announced in regard to Tax Lien's, the Village has received notification that some of the vacant properties will be up for County auction on Wednesday Morning, October 3rd.
 9. Received a Fax from Mark Lee from Department of Environment and Planning. Announced that CDBG funds for next years program will be at \$100,000.00. The board will look at project ideas at the next board meeting a workshop will be scheduled at 7:00PM.
 10. The "No Skateboarding" notice was put into local papers and distributed to Lieutenants Masullo and Hepkins
 11. Ads went into the papers for Recycling and announcing the Tire Recycling program now in effect, the dumpster is located in the DPW parking lot.
 12. The board received a letter from the Eden Trailblazers requesting the Village to approve their using the National Grid right away lines and through the Village. The board directed the clerk to give this request to the Village insurance agent for review and report. (The Village Board met with this organization 2 years ago, and were advised by the insurance agent to turn them down due to high liability issues).
 13. Announced that the TV media held a press conference regarding the Police Merger at the Evans Town Hall on Thursday September 27, it was a nice presentation. Thanked Chief Puckhaber for his co-operation in making the merger go smoothly.
 14. K&L demolition is near completion, paint issue was resolved prior to demolition- also mentioned that there was a concern of rats, noted that there were none present (no food).

15. There was a rumor regarding the demolition of the Old Ford Lanes; the Village has no intention to do this, the property is going up for County auction on Wednesday.
16. Reported that the Goya project is underway, if anyone gets a chance to take a ride to the site on South Main they should do so, this is a very positive thing for the Village and the entire area.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended NYCOM Fall Training- presented several packets to the Clerk for the files. Trustee Houston mentioned that he ran into the Mayor of Newark, he recognized the Village of Angola, as he knew of the Goya Plant/Bison Canning and Drago Family.
- Announced the NEST meeting he attended last Thursday.
- Announced the Tax Lien meeting and the discussion of Erie County's "1%" sharing of sales tax and fairness of distribution.
- Erie County Government's association meeting minutes, filed with Clerk.
- Mentioned that the Old Angola Hospital, Locust Street, will be shown on a television program
- Mentioned Erie County has done some painting of lines on the roads in the area, they painted Delamater and Eden Evans Center Roads, and also resurfaced Hardpan Road. There is still more line work to be done.

TRUSTEE DEJOHN –

- Thanked the DOS for their professionalism and overtime work on trying to aid in Mr. McPeck business transactions. Thanked Code Enforcer Chuck LaBarbera for his honesty, professionalism and hard work on this issue. Was hoping it was resolved.
- Mentioned the Erie County Sales Tax distribution of 1%, the Village needs representation at the next EC Governments Association meeting to vote on the extension of this distribution plan.
- Attended the Police Merger Press Conference, thanked all involved and stated that she feels that this is a positive move for the community, and it will be successful.
- Announced that she has investigated the "Take a Stand" program and understands what the program is about. Thought it was a wonderful program. Apologized for tabling the resolution at the last board meeting, she just wanted to be sure of anything she was approving before approving it. There will be a resolution at tonight's board meeting
- Mentioned that she and other board members will be attending the Vacant/Abandoned property workshop to be held by NYCOM in Hamburg on October 11.

TRUSTEE WILSON –

- Trustee Houston congratulated Trustee Wilson on his new position as Superintendent of Buildings and Grounds for the Depew School System.
- Trustee Wilson welcomed the Evans Police Department and thanked all involved.
- Thanked Engineer Donald Gallo for his hard work and quick response on all of the projects going on in the Village.

TRUSTEE CARLSON –

- As representative of the Village for the Erie County Environment management Council, he announced the Storm Water Project and stated that he and will be

attending a public meeting at the Evans Town Hall on October 18th - will report at the next meeting.

- Welcomed the Town of Evans Police.

MAYOR FRAWLEY- EXCUSED

ATTORNEY –

- The Local Law to abolish the Police Department went into effect today, October 1. Thanked all involved and Attorney Grant Zajas for the smooth transfer. Also thanked Chief Puckhaber for his assistance regarding the transfer of all records and equipment to the Town. Advised the Board to send a thank you to Chief Puckhaber and to the 3 officers involved in the transfer.
- Mentioned he has had the Clerk send out a letter to all police officers to surrender their property, badges, ID's etc. to the Village Clerk
- Directed the Village Clerk to send a letter to the Department of State removing all officers from the Police Registry with the Village.

POLICE – Lieutenant Hopkins reported:

- Stated, on behalf of the Town of Evans and Acting Chief Slawinski, that they are proud to be providing protection to the Village of Angola Community. Thanked Chief Puckhaber for working with him on the transfer of records. Announced that CPS has given the rights of all equipment to the Town police.
- Stated that the Town has no intention of taking over the space in the building where the Angola Police were housed.
- Working on police vehicles, painting and minor work. Trustee Houston suggested they take the older car to the dealer where it was purchased for any warranty repairs as it had a lot of work done on it last year.
- Trustee DeJohn announced that Lieutenant Hopkins is the Liaison for the Police Department between the Town and the Village as Mayor Frawley is for the Village to the Town Police.

Lieutenant Masullo reported:

- He should be scheduled to be present at all board meetings of the Village.
- Been an officer of the law for 33 years, and department is excited to provide police services for the Village of Angola. He started with Angola and is a long time Village Resident.
- Trustee Carlson asked that the Police keep an eye on the kids and benches in front of the library, the kids have been congregating there and moving the benches around.

GENERAL CREW CHIEF –

- Excused- ill
- Trustee Houston reported:
 1. Paving is underway throughout the Village. School, Maple, Linden, Center, Allen and Terrylynn
 2. Will ask Crew Chief Kaminski to check into the Main Street Clock, as its almost time again for the daylight savings time change.
 3. Street lights for Commercial Street will be shipped this week.
- Trustee Carlson mentioned the need to address the drainage issues on Terrylynn near Sunset Blvd.

FIRE COMMISSIONERS –

- no report

CODE ENFORCEMENT –

- working on all of the following:
 1. 114 South Main; 28 Mill Street; 135 North Main; 65 North Main; 17 & 29 Washington; Emenees Tavern

PLANNING – Absent

ZONING – Excused-left a note of report:

- No variances scheduled
- Scheduled for livestock ordinance review Wednesday October 10.

CLERK-TREASURER –

- Website has been updated in regard to many projects moving forward. Minutes, agenda etc.
- Will send in final paperwork and new laws to complete the Codebook printing.

OLD BUSINESS:

1. Sale of Water Plant – nothing to report
2. Thruway Water- nothing to report
3. Senior Housing- nothing to report
4. Intercontinental Bldg, Commercial St.- owner having some issues with the nursing home regarding value of this property.
5. Tire Recycling- Schedule October 1 through 15th in the DPW parking lot.
Ads published in local papers.

NEW BUSINESS:

1. Cradle Beach Harvest Dinner Sunday October 7
2. Pig Raffle – 1st Congregational United Church of Christ

RESOLUTIONS OFFERED FOR OCTOBER 1, 2007

#1 AUTHORIZE ASSEMBLAGE APPLICATION

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: Jill Barrett of "Citizens for Responsible Choices" to assemble a parade to go from the William G. Houston gazebo to Main street to School Street, ending at the J.T. Waugh Elementary School in a "Take a Stand" program on Wednesday October 24th 2007 from 4-6PM. Also, requesting a fire truck and police car in the parade if possible. Angola DPW, Angola Police, Angola Fire Dept and the NFTA will be notified accordingly.

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

#2 APPROVE APPLICATION FOR USE OF CENTENNIAL PARK

RESOLVED that the Village of Angola Board of Trustees hereby approves the application from Jill Barrett, for the "Citizens for Responsible Choices" Committee to use Centennial Park and the William G Houston Gazebo, for their "Take a Stand" celebration from 4-6PM, electricity will be needed at gazebo. On Wednesday October 24, 2007.

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

#3 APPROVE MAYOR TO SIGN HERMAN PARK GRANT CONTRACT

WHEREAS, the Village of Angola, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in the State Contract, Herman Park Enhancement project is desirable, in the public interest, and is required in order to study and/or implement the local project or program; and

WHEREAS, under Chapter 50, Section 1, of the Laws of 2007 relating to the Local Assistance Budget, the Legislature has authorized financial assistance to localities for services and expenses related to local projects, programs and studies by means of a written agreement; and

WHEREAS, the Municipality has examined and duly considered Chapter 50, Section 1, of the Laws of 2007 relating to the Local Assistance Budget and deems it to be in the public interest and benefit under this law to enter into a contract therewith.

NOW, THEREFORE BE IT RESOLVED the Village of Angola Board of Trustees authorizes:

1. Mayor Howard Frawley is directed and authorized as the official representative to act in connection with any contracts between the Municipality and the State, and to provide such additional information, as may be required.
2. That one(1) certified copy of this Resolution be prepared and sent to the New York State Department of Environmental Conservation, Albany, New York, together with the State Contract.
3. That this Resolution take effect immediately.

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

#4 APPROVE GALLO ENGINEERING PROPOSAL N. MAIN SIDEWALK

RESOLVED that the Village of Angola Board of Trustees hereby approves the proposal from Donald Gallo to perform all engineering services related to bidding and construction for the North Main Street Sidewalk Project, a CDBG project for the replacement of sidewalks, curbs and driveway aprons along the east side of North Main Street between Center and Maple, including tree wells. Total cost for said services is not to exceed ten-thousand (\$10,000.00).

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

#5- AUTHORIZE NOTICE TO BIDDERS FOR THE MAIN STREET SIDEWALK PROJECT

RESOLVED that the Village of Angola Board of Trustees authorizes the Village Clerk to publish Notice to Bidders for the Village of Angola North Main Street Sidewalk Project in the official newspaper *The Town Crier* and minority newspapers upon approval from Erie

10/01/2007

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

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE CARLSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED** regarding the following: **General Fund Abstract #8 & #9, Checks #5811 to #5840 in the total amount of \$34,441.63 plus Payroll #21; Water Fund Abstract; #9 (no 8) Checks #1474 to 1478 in the total amount of \$2,386.24 plus Water Payroll #21; UNANIMOUSLY CARRIED**

MOTION TO ADJOURN MADE BY TRUSTEE CARLSON SECONDED BY TRUSTEE WILSON to Monday, October 15th 2007, CDBG Workshop at 7:00PM, the next scheduled regular Board Meeting at 7:30 and a CDBG Public Hearing at 8:00PM. **UNANIMOUSLY CARRIED meeting adjourned at 9:02PM**

Submitted By



Linda D. Giancarlo
Village Clerk- Treasurer

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INDEX – October 15, 2007

VISITORS: Deborah Dalton - Opposed Skateboarding Law
Ronald McPeck – Issues with Variety Store, extension, Permit Fee etc.
County Property Auctions

COMMUNICATIONS: Tri-Board meeting at Lake Shore School; Village Officials Association meeting; Escott withdrawal of liquor license application; Rural Transit Van minutes; Erie County Association of Governments meeting.

TRUSTEE HOUSTON: Tire Recycling; Friends of the Village as planning Christmas in the Village; Friends of the Village Fundraiser; NYCOM Vacant Buildings workshop; Symposium- Southtowns Coalition recognized; Comments on Village memorial stones, flower baskets and trees; Village ads; Bid Opening N. Main Sidewalk project.

TRUSTEE DEJOHN: No report

TRUSTEE WILSON: Stormwater meeting and Tri Board Meeting at Lake Shore High School.

TRUSTEE CARLSON – Excused

MAYOR FRAWLEY: Tax Lien article in Buffalo News; County Public Auction; Façade improvement program; NYCOM Executive Meeting New Paltz NY; interested buyer for 29 Maple Street; Meeting at Albright Knox Art Gallery regarding Municipal sharing such as Police Merger.

PUBLIC HEARING CDBG 8:00PM - Shultz curb, waterlines on N Main at High St. at School Street

ATTORNEY YUSICK: Discussed incorrect statements of Mr. McPeck, regarding code

POLICE: Lieutenant Hepkins- met with Fire Department to discuss, fire police and assistance for parades/functions etc.

GENERAL CREW CHIEF: Excused
Leaf pick up end of week; post and sign replacement near Post Office;

F/D COMMISSIONERS: Excused
Written request from Commissioner Kaminski for online training DVD for 1 year

OLD BUSINESS: K&L demo; Senior Housing Nov 1st results; Thruways meeting pending

NEW BUSINESS: Temporary advisory group for problem properties; skateboard law; Eden trailblazers

RESOLUTIONS:

- | | |
|---------------------------------------|-----------------------------------|
| 1. Water Shut offs | 6. Winter Ban Notice |
| 2. Halloween Celebration | 7. CDBG Ranking |
| 3. Assemblage Halloween | 8. Rural Transit Van sign on CDBG |
| 4. Assemblage Homecoming | 9. SEQR N. Main sidewalks |
| 5. Authorize "Notice of unpaid Taxes" | 10. Approve online ambulance bid |

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MINUTES
Village of Angola Workshop Meeting
Monday October 15, 2007 – 7:00 PM

WORKSHOP CALLED TO ORDER at 6:30PM

CDBG 2008-2009- The Board discussed the projects needed for the Village that would most benefit the entire community. Three projects mentioned: 1) Sidewalks on Commercial Street; the board thought that this was not beneficial to the entire community and would be out of the central village location only to benefit a minimal amount of residents. CDBG projects are better qualified in a low to moderate income area that benefits a large portion of the community. 2) Waterline on the upper end of School Street from Maple Street to Woodward Street; this would be a continuance of an ongoing waterline project. This will include an interconnect with already newly installed lines from past CDBG Projects. This project would increase water flow to the residents in the area and increase the quality of the water as well. This would also be an asset for the Senior Housing, projected for this area if the Village gets approved for Senior Housing. 3) Rural Transit Van Services; this is an annual support from several communities that benefit from this service. The van transports seniors to medical appointments, etc.


COURT- Court Clerk Theresa Bergum addressed the board in regard to the old Police Station. She asked if the Village Court Offices can move into the building. She had also mentioned that she had a discussion with Jeff Kaminski, the DPW Crew Chief, and he expressed interest in the building as well. They are both willing to work together and figure out a use that each could benefit from. The Board unanimously approved the Court Clerks request but indicated that she must wait until the Evans Police Department and CPS are completely done removing what they need from there. The Court Clerk also mentioned some repairs and or possible replacement of the entrance door. They are in bad shape.

VARIETY STORE- Mayor Frawley mentioned that he had met with Bob Dietrich and Code Enforcement Officer Chuck LaBarbera to offer him an extension of a couple of days to have a liquidation sale.

NEGATIVE PRESS- The Board discussed their concern regarding issues of the Town Crier and Hamburg Sun that expressed a very negative picture towards the Village Board.

BUSINESS DISTRICT- Clark-Brant Garage – rezoning this area more commercial. May want to consider an alternative zoning. If zoned Industrial- may lead to bigger problems, A New District Business is better to use “as is”. The Board agreed. Attorney Yusick will refer to Planning Board for review and opinion.

WORKSHOP MEETING ADJOURN at 7:25PM


 Submitted By
 Linda D. Giancarlo
 Village Clerk-Treasurer

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MINUTES
Village of Angola Regular Board Meeting
Monday October 15, 2007 – 7:30 P.M
And CDBG PUBLIC HEARING 8:00

At a Regular meeting and CDBG Hearing 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 15, 2007 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; Andrew Yusick-Attorney; Donald Gallo, Village Engineer; Lieutenant Donald Hepkins – Town of Evans Police Department;

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun); Deborah Dalton; Rick Dalton; Ronald McPeek; Kim Jackson; Kristen Giancarlo; Ronald Badaszewski;

PLEDGE OF ALLEGIANCE: was led by Donald Gallo

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES of October 1, 2007 MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED

Mayor Frawley announced to the visitors that they will be limited to five minutes.

VISITORS:

- Deborah Dalton- Concerned over the Skateboarding Law. Stated that she felt it should be reviewed. She felt that the law not allowing children to skateboard in her neighborhood was not fair to the children. Restrictions of children in their own neighborhood should be revisited. She agrees that there should be restrictions in the business district, but not in a neighborhood. The Board stated that they will discuss this issue with the Attorney and get his legal advise on this local law.
- Ronald McPeek- Asked why he had not seen or heard anything locally regarding the County Auction of the Old Ford Lanes. The board told Mr. McPeek that this was a County run auction of vacant properties and the Village had nothing to do with it. The County handled advertising as they would normally do anywhere.
- Ronald McPeek- handed the Board a copy of code information regarding the Variety Store issue. Mr. McPeek stated that he was aware that the board gave the Variety Store an extension to have a liquidation sale. Commented his personnel opinion that the Board was willing to help the business (Variety store) leave but not willing to help him stay. He made comments regarding the code that he handed out and he stated that he believes that what the Board has done in regard to codes, fees, extensions, etc regarding the Variety Store was not in compliance with code.
- Attorney Yusick will review* due to the excused absence of the Code Enforcer.

*Note: (see Attorney Yusick report)

- No other comments came from the floor.

This would be beneficial to the current residents and also benefit the planned Senior Housing development in that area if the Village gets approval for the housing.

No other comments came from the floor.

MOTION TO CLOSE CDBG PUBLIC HEARING and reenter the regular board meeting at 8:10PM Made by Trustee Wilson, Seconded by Trustee DeJohn, Unanimously Carried.

MAYORS REPORT (Cont'd)

- Mentioned the public auction the County held for the entire area. Some vacant properties were sold in the area, such as the Old Ford Lanes and the Village may have an opportunity to obtain other areas for the purpose of the Depot project.
- Announced a Façade project the Village has been waiting to proceed with. This project grants matching funds up to \$10,000.00 from the County for store fronts/façades/signs etc. This grant program should now become available soon.
- Stated that Tony Troidl of Taste of the Midway, will be sharing space with Bob, from the New Angola Variety Store. The two business 's will work under one location. Mayor Frawley remarked how nice it was to have businesses helping each other out.
- Mentioned that the League of Woman Voters, contacted him, and mentioned they were pleased with his report.
- Attended the NYCOM Executive Committee Meeting in New Paltz NY on September 28 and 29th. Discussed the speech he made at the meeting about the newly formed Tax Lien Committee and about issues with Civil Service. Mayor mentioned that NYCOM has never had representation from the Western New York area, and are very interested in the topics he had mentioned. They also discussed green energy.
- Mayor Frawley, handed the Clerk for filing, the NY State Summary of Legislation.
- Mentioned an interested buyer for 29 Maple Street. They want to knock the house down and build a new home on the site. He will forward this information to the County.
- Stated that the State is holding a Municipal Cooperation Session at the Albright Knox Art Gallery to discuss ways to share municipal services. They want Mayor Frawley in attendance to discuss the Police merger between the Village and the Town.
- Stated that he will be out of town in Albany for the Legislative Priorities meeting, on November 19th, therefore he will not be at the board meeting and stated that Deputy Mayor Houston would run the meeting.

ATTORNEY –

- Attorney Yusick researched the comments Mr. McPeck made and stated for the record that the Village Board and Code Officer were correct in the permit issued to the Variety Store. Attorney Yusick stated that Mr. McPecks allegations against the Village Board and Code Enforcer were incorrect. He reviewed the local code and a permit was required. The only exemption was for repairs or alterations. "Change of Use" requires a permit.
- No other report

POLICE – Lieutenant Hepkins reported:

- Stated he was upstairs at the fire department meeting, was appreciative that the Fire Department will be working with the Police regarding parades and other celebrations where extra security and road blocks are needed.
- Trustee Wilson complimented the Evans Police on their patrolling the area, and asked if they could make a sweep of the smaller and dead end side streets now and then.
- The board asked if the Town could keep an eye on the kids bringing the chairs out onto the sidewalk in front of the Laundromat. Lieutenant Hepkins stated it would be beneficial if the Board could drop a note to the owner regarding this issue. Attorney

Yusick mentioned the Local Law regarding the Obstruction of Sidewalks around 3 years ago. The Board suggested a letter to the owner and a copy of this Local law. One suggestion was the use of stationary chairs.

- Mentioned an issue with parking Tags- there is a difference between the old Village ones and the ones the Town uses, he informed the board that the officers are just writing on and amending the tickets when they use them and wanted to be sure that there were no objections to this until new tickets are printed. The board agreed, no objections.
- Needs copies of the two parade routes. Clerk will submit copies of applications to him tonight.
- Informed the Village Board that everything is going well with patrolling the Village, and wanted the board to be aware that the Town has a Full-Timer Supervisor on duty, Plus a Lieutenant 24/7 to serve any Village needs.
- Trustee Houston mentioned the forthcoming Winter Parking Ban, and complimented the Police for being seen around patrolling the Village.

GENERAL CREW CHIEF –

- Excused-
- Trustee Houston reported:
 1. Post and Memorial Sign for lawn at post office area was located at Bob Barrett's Shop, to be repaired and put back into place soon.
 2. High Street issue regarding resident complaint has been resolved.
 3. Leaf pick up will start at end of the week.

FIRE COMMISSIONERS –

- **Excused-Trustee Wilson reports**
- **Motion** to approve Commissioners request for online training DVD for 1 year at \$839.00 has been made by Trustee Wilson, seconded by Trustee Houston, Unanimously carried. This will come out of the Fire Department Budget.
- Issue with Dival Safety Bills was resolved.
- Plaque for mounting on the new ladder Truck is being discussed- the Board would like to see a dedication ceremony. Paul Cooper stated that he would like to be informed if this should be scheduled, for advertising on Channel 4.
- Mayor Frawley will schedule a meeting with the Fire Department

CODE ENFORCEMENT –

- Excused: All of the following being resolved:
 1. 114 South Main; 28 Mill Street; 135 North Main; 65 North Main; 17 & 29 Washington; Emenees Tavern

PLANNING – Excused

ZONING – Chairman Paul Cooper

- October 10 Variance for Chickens on Mill St. residence, approved with restrictions

CLERK-TREASURER –

- Clerk mentioned her memo recently given to the board.

OLD BUSINESS:

1. Sale of Water Plant – nothing to report
2. Thruway Water- meeting pending
3. Senior Housing- November 1st deadline of announcement

4. Intercontinental Bldg, Commercial St.- 3 interested parties
5. K&L near completion

NEW BUSINESS: Add these to next agenda

1. Review Skateboarding law
2. Eden Trailblazers – snowmobile request

RESOLUTIONS OCTOBER 15, 2007

#1 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 22, 2007 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 \$6,301.70. **MOTION MADE BY TRUSTEE DEJOHN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#2 AUTHORIZE DATE FOR CELEBRATION OF HALLOWEEN

BE IT RESOLVED, the Village of Angola Board of Trustees, hereby declares Wednesday October 31st 2007 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 article in the local papers. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

#3 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 27, 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 HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#4 AUTHORIZE ASSEMBLAGE LAKE SHORE HIGH SCHOOL HOMECOMING PARADE

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, 5 vehicles and 4 floats. The date will be Friday October 19th 2007 at 6:00PM. All said roads to be blocked off

at 5:30; all local enforcement agencies will be notified. **MOTION MADE BY TRUSTEE DEJOHN SECONDED BY TRUSTEE HOUSTON, 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, 2007 will be sent to Erie County Department of Taxation and Finance for collection, **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DEJOHN, 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 2007 through April 1 2008, there will be no street parking from 3:00 AM to 7:00 AM everyday including Sundays and Holidays **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

#7 APPROVE CDBG RANKING FOR 2008-2009

RESOLVED that Mayor Howard Frawley is hereby authorized to sign, submit and execute a contract with Erie County CDBG Program for the following 2008-2009 Projects upon approval of Erie County CDBG:

1. North Main Street Waterline Replacement and High/School Street Water Interconnect
2. Rural Transit Van Service, Inc

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

#8 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 #2 for the Community Development Block Grant Funds 2008-2009 program year. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#9 APPROVE SEQR FOR THE N. MAIN STREET SIDEWALK PROJECT

WHEREAS, that the Mayor be authorized to execute a Short Environmental Assessment Form for the North Main Street Sidewalk Project, Center Street to Maple Street, and the Board being lead agency pursuant to the Angola Village Code, now therefore

BE IT RESOLVED that a determination is made that based upon information provided and all documentation, the proposed action will not have any significant adverse environmental impacts. **MOTION MADE BY TRUSTEE HOUSTON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

#10 APPROVE ONLINE BID FOR AMBULANCE

WHEREAS The Village Board declared the 1992 Ford ambulance surplus, and

WHEREAS The Village Board authorized the Clerk to offer said ambulance online and after first approved bid winner has neglected to pay for said Ambulance, the Clerk has re-listed the auction at www.auctionsinternational.com, and

WHEREAS, bidding has ended for this vehicle and the highest bid was one-thousand-two-hundred-seventy-seven-dollars (\$1,277.00) now,

THEREFORE BE IT RESOLVED the Village of Angola Board of Trustees accepts the high bid from John Hider of Derby NY in the amount of \$1,277.00 for the 1992 Ford Ambulance E-Series Vin#1FDKE30M3MHB27326, and

BE IT FURTHER RESOLVED that the Village Clerk will make arrangements for pick-up of said vehicle after full payment has been made by buyer, and cleared by auctions international. **MOTION MADE BY TRUSTEE WILSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED**

AUDIT OF BILLS – motion made to approve the bills, **BY TRUSTEE WILSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED** regarding the following: **General Fund Abstract #10, Checks #5841 to #5877 in the total amount of \$33,520.36 plus Payroll #22; Water Fund Abstract; #10 Checks #1479 to 1484 in the total amount of \$30,295.89 plus Water Payroll #22; UNANIMOUSLY CARRIED**

MOTION TO ADJOURN MADE BY TRUSTEE DeJOHN SECONDED BY TRUSTEE WILSON, to the Bid Opening October 22, 10AM, special meeting October 25 at 5:00PM, next scheduled regular Board Meeting, Monday November 5th 2007 at 7:30 with a workshop at 7:00. **UNANIMOUSLY CARRIED meeting adjourned at 9:13PM**

Submitted By



Linda D. Giancarlo
Village Clerk- Treasurer

MINUTES
Village of Angola Special Meeting
Thursday October 25, 2007 – 5:00 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 October 25, 2007 at 5:00 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – Denise DeJohn, William Houston, John Wilson and James Carlson

ALSO PRESENT: Linda Giancarlo-Village Clerk; Andrew Yusick-Attorney; Elmar Kiefer-Accountant; Christine Mittner-Part-Time Clerk

GUESTS: No guests is attendance

CALL MEETING TO ORDER: 5:00PM, Motion made by Trustee Wilson, Seconded by Trustee DeJohn.

BUSINESS: The purpose of this meeting was to award the bid for the North Main Street/School Street sidewalk project. The board had no business to discuss.

RESOLUTIONS OFFERED FOR OCTOBER 25, 2007

#1 APPROVE BID FOR NORTH MAIN STREET SCHOOL STREET SIDEWALKS

WHEREAS, the Village Board of the Village of Angola has received two (2) bids for the North Main Street School Street Sidewalk Project, a HUD funded @(\$50,729.00) project, and

WHEREAS, after full review of all Bids at an Advertised Bid Opening on October 22, 2007 at 10:00AM, and upon recommendation of the Village Engineer, be it

RESOLVED that the Village of Angola Board of Trustees hereby awards the lowest bid in the amount of \$105,239.00 (one hundred five thousand two hundred thirty-nine dollars) from Sweethome Associates, Inc. of 59 Lynbrook Drive Tonawanda, New York for the said Main Street Sidewalk project, as advised by the Village Engineer and contingent upon final approval from Erie County and *additional* funding of \$54,510.00 through the Erie County CDBG Program. **MOTION MADE BY TRUSTEE HOUSTON, SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED**

MOTION TO ADJOURN MADE BY TRUSTEE CARLSON SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED, Meeting adjourned at 5:03

Submitted By



Linda Giancarlo

VISITORS: No comments

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

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

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

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

TRUSTEE CARLSON – No report

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

ATTORNEY YUSICK: No report- discussed at workshop

POLICE: Lieutenant Hepkins- commended Fire Department and DPW; designated Angola police car painted and in service; reported 350 calls for Central (Village) Zone during the month of October; parking ban.

GENERAL CREW CHIEF: Stormwater meeting Nov 14th; Village Hall/Fire Hall Roof replaced. Commercial Street Lights.

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

CLERK-TREASURER: Motion to Approve New Copy Machine; Website; Photo's K&L and Goya Nov 1st results; Thruway meeting pending

OLD BUSINESS: Water Plant; Thruway; Senior Housing; Intercontinental Building; K&L; Grant/Legislative Monies - air compressor-depot-etc.

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

RESOLUTIONS:

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

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MINUTES
Village of Angola Regular Board Meeting
Monday November 5, 2007 – 7:30 P.M

At a Regular meeting of the Village Board of the Village of Angola held at the Village Hall, 41 Commercial St. Angola New York, County of Erie, on November 5, 2007 at 7:30 PM, there were **PRESENT:** Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; Trustee James Carlson and Trustee John Wilson.

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

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

PLEDGE OF ALLEGIANCE: was led by Lieutenant Donald Hepkins

MEETING CALLED TO ORDER at 7:30PM

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

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

VISITORS:

- No Comments

COMMUNICATIONS:

- Mayor Frawley presented the following items under communications:
 1. Announced HUD's approval for Senior Housing for the Village of Angola
 2. Announced the Association of EC Governments and the Village Officials Association are hosting a joint Holiday dinner/meeting at Salvatore's Italian Gardens on Thursday November 15, invited all to attend.
 3. Mentioned his support letter to the Buffalo News regarding the Furhmann Boulevard Re-building Project.
 4. Mentioned the next NEST meeting.
 5. Congratulated a local youth, Jeremy Cournyea, who has been ranked as an Eagle Scout, the Clerk will prepare a proclamation and will invite the young man to a future board meeting.
 6. Planning and Zoning training seminars are being offered in Eden on November 26th. Both boards have been notified.
 7. Mentioned the Status of the boards' action regarding the Eden Trailblazers. Discussed at the workshop, there currently is no law prohibiting their easement, if their easement was properly granted. Attorney Yusick suggests an affidavit from them stating that they have access.
 8. Deputy Mayor commented on the NYCOM Executive Session minutes that the Mayor distributed. He found them very interesting.
 9. Deputy Mayor Houston asked if the Village should have representation on the Erie County Sewer Board, the Mayor will call Legislator Reynolds to find out.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Attended the Tri-Board meeting at Lake Shore High School. Discussed many items:
 1. Crooked Signal on Beach and N. Main- the Town Board will contact Tim Clark again and get him to fix this, this could be hazardous. Lieutenant Hepkins will also check into it.
 2. Rules- regarding canvassing and Civil Service list- being studied by the School Board.

Next meeting will not be until the end of June 2008!

- Mentioned and congratulated Mayor Hub Frawley as he has been nominated for “Vice President” of the Association of Erie County Governments. Elections will be held at the annual Holiday meeting.
- Stated that after his persistent pressure on National Grid, they have finally cleaned up the property at 2 Gowans Road – their North Angola Sub-Station.
- Commended DPW Crew Chief Jeff Kaminski for fixing the Clock on North Main Street.
- Announced the new 2008-2009 CDBG project for the North Main Street waterline, and letters of support that were generated for Lori Szewczyk to submit with the grant application
- K&L demolition is completed and it looks great. Mentioned some comments that he received from the public, mostly positive.

TRUSTEE DEJOHN –

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

TRUSTEE WILSON –

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

TRUSTEE CARLSON –

- No report

MAYOR FRAWLEY-

- Attended a NYS Commission on Local Governments meeting at Albright-Knox, discussed regionalism, mergers, health insurance. Studies are being performed.

Provided pamphlets and asked the clerk to copy them for local officials and Lake Shore School Superintendent Rabey.

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

ATTORNEY –

- No report- discussed at workshop

POLICE – Lieutenant Hepkins reported:

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

GENERAL CREW CHIEF –

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

FIRE COMMISSIONERS –

- Commissioner Kaminski reported that Christmas in the Village will be on Saturday, December 8th.
- Stated that around November 10 and 11th, the youth group will work on the lights and decorations to make sure everything is working and in good shape.
- Reported that she gave the Evans Police the keys for Station Two to open for the General Election.

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

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

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

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

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

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

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

MOTION TO ADJOURN in MEMORY OF PAST MAYOR MICHAEL WALTERS WHO PASSED AWAY ON SUNDAY, NOVEMBER 4TH, to the next scheduled regular Board Meeting, Monday November 19th 2007 at 7:30. with a workshop at 7:00 if needed **MOTION MADE BY TRUSTEE DeJOHN SECONDED BY TRUSTEE WILSON, UNANIMOUSLY CARRIED meeting adjourned at 8:37PM**

Submitted By



Linda D. Giancarlo
Village Clerk- Treasurer

INDEX – December 17, 2007

VISITORS: No comments

COMMUNICATIONS: Annual N.E.S.T. meeting, Association of Erie County Government's Resolution; NYSDOT Grant Program; Association of Erie County Government's Elections; American History Magazine; Justice Hontz Resignation; Rural Tourism Article; Angola Penny Saver Article.

TRUSTEE HOUSTON: Handicapped Parking Space; Christmas In The Village; Commercial Street Lighting; Southtowns Community Enhancement Coalition Party; 77 North Main Street, Community Development Block Grant Application; Sidewalk Installation-North Main Street; Claddagh Commission Theater Project; Erie County Water Authority Repair; Erie County Sewer Board Appointment; Article in American History Magazine.

TRUSTEE DEJOHN: Marketing Main Street Business District; Water Main Break

TRUSTEE CARLSON – no report

MAYOR FRAWLEY: Great Lakeshore Train Disaster of 1867 tourism sites; Southtowns Community Enhancement Coalition Meeting; Boys and Girls Club Impact Study 2012; Town of Evans Police Chief Appointment.

POLICE: Chief DeJohn- Contact Information; Monthly Reports.

GENERAL CREW CHIEF: Water Main Break; Increased Electric Usage Fire Station #2 and Pontiac Road Booster Station.

F/D COMMISSIONERS: Lake Shore Band Bottle Drive 2008; Fire Prevention Grant Application; Budget Concerns.

OLD BUSINESS: Water Plant; Thruway; Senior Housing; Intercontinental bldg

NEW BUSINESS: Air Compressor; Depot Project Grant Status; Court Audit;
Member Item Requests 2008

RESOLUTIONS:

- | | |
|--|---------------------------------------|
| 1. Water Shutoffs | 5. Special Election |
| 2. Sick Day Buyback | 6. Centennial Park Application |
| 3. Approve Payment – K&L Demo | 7. Penflex Service Agreement |
| 4. Resignation Amy Hontz | 8. Approve Waiver LOOM |

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MINUTES

Village of Angola Regular Board Meeting

Monday December 17, 2007 – 7:30 P.M. & Public Hearings – 8:00 P.M. @ 8:05 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 17, 2007 at 7:30 PM, there were

PRESENT: Mayor Howard Frawley; Deputy Mayor – William Houston; Trustee Denise DeJohn; and Trustee James Carlson

ALSO PRESENT: Michelle Warren, Deputy Village Clerk; Andrew Yusick, Attorney; Jeffrey Kaminski DPW Crew Chief; Lynne Kaminski-Fire Department Commissioner; Chief Samuel DeJohn – Town of Evans Police Department; Paul Cooper, Zoning Board Chairman

GUESTS: in attendance were Alice Escott (Town Crier); Brian Campbell (Hamburg Sun)

EXCUSED: Trustee John Wilson; Code Enforcement Officer, Charles LaBarbera

PLEDGE OF ALLEGIANCE: was led by Chief Samuel DeJohn

MEETING CALLED TO ORDER at 7:30PM

APPROVAL OF MEETING MINUTES OF NOVEMBER 26, 2007 AND SPECIAL MEETING MINUTES OF NOVEMBER 28, 2007 MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED

VISITORS:

- No Comments

COMMUNICATIONS:

Mayor Frawley presented the following items under communications:

- Announced Annual N.E.S.T. Meeting scheduled for Thursday, January 10, 2008 at Salvatore Italian Gardens. Trustee John Wilson and Trustee Denise DeJohn will be attending.
- Announced that the Association of Erie County Governments passed a resolution on December 6, 2007 seeking to amend the state law before it passes in 2008 to provide the future allocations of an extra 12.5 million dollars of sales tax revenue to be distributed to Towns and Villages based upon the twelve-month formula.
- Announced that the New York State Department Of Transportation has grants available for school systems. Trustee Houston stated that he and General Crew Chief Kaminski attended a workshop meeting on Tuesday, December 11, 2007 on the Safe Routes To School program. Stated there was only two million dollars allocated to our Region. Does not believe it will benefit the Village at this time. Also reported that the Beach Road sidewalks cannot be included under this as high schools are not eligible for the program.
- Announced that he was named as Vice-President of the Association of Erie County Governments.
- Announced the release of the February 2008 issue of American History magazine. Features an article on the Great Lakeshore Train Wreck of 1867-140th anniversary December 18th at 3:11 P.M.

- Read letter of resignation from Village Justice Amy Hontz effective January 15, 2008 as she is relocating to Fredonia, New York.
- Trustee Houston mentioned the Buffalo News published a very good article on December 11, 2007 regarding rural tourism. Contained some quotes from Lori Szewczyk, Director of Community Development for the Town of Evans.
- Trustee Houston reported that the December 9, 2007 issue of the Angola Penny Saver has an interesting article regarding some history of the building that is now the Angola Village Hall at 41 Commercial Street.

DEPARTMENT HEAD/COMMITTEE REPORTS:

TRUSTEE (Deputy Mayor) HOUSTON –

- Announced that General Crew Chief Kaminski will be ordering signage for a handicapped parking space to be assigned for Desperadoes Restaurant at 29 Commercial Street.
- Thanked everyone involved for their help with Christmas In The Village on December 8, 2007. Stated the event was a success. Thanked Crew Chief Kaminski for making the float for the parade.
- Thanked Crew Chief Kaminski for his part in the installation of the old fashioned lanterns on Commercial Street. They are wired and look very nice and bright. The new light was funded as part of a Member Item from Senator Volker.
- Attended the second Annual Holiday Party of the Southtowns Community Enhancement Coalition with Clerk-Treasurer Linda Giancarlo on Thursday, December 6, 2007. Mayor Frawley was also in attendance. It was a nice event.
- Richard Li, new owner of 77 North Main Street had questions regarding garbage pickup and electronic signage. Informed him that he pays two garbage fees on his taxes and therefore, can place sixteen items at the curb each week. Provided him with copies of the Village Code related to signage and requested that he speak with the Building Department for approval before placing any signage.
- Waiting to find out about the Community Development Block Grant application (CDBG) for 2008. Should hear something by the first week in January.
- Sidewalk installation was started on North Main Street between Center and Maple Street in order to lock in the funding. A bill will be submitted and the money carried over until next year. The project will be finished in the spring.
- Claddagh Commission is working on their project for the theater that was funded in the same way by the County. This project also began to lock in the balance of funding. Project to be completed next year.
- Asked General Crew Chief Kaminski if the Erie County Highway Department had done any work in regards to complaint of water standing on Albeeville Road. General Crew Chief Kaminski advised that the Erie County Highway Department was doing some work in that area but will follow up in the spring as to the resident's concerns.
- Asked Mayor Frawley if he has heard back on the possibility of being appointed to the Erie County Sewer Board. Mayor Frawley advised that he sent a letter to Erie County Executive Joel Giambra but has not received a response.
- Recommended people read the American History article on the Great Lakeshore Train Wreck of 1867 February 2008 issue written by Charity Vogel. It was very well done. Recommends we adjourn the meeting in memory of the passengers who died in the

train disaster. He presented a copy of Ms. Vogel's article to be added to the official copy of the minutes from the December 17, 2007 meeting.

TRUSTEE DEJOHN –

- Has been approached by business people on how to market our Main Street. Would like to revisit the BID process. Would like to set up a workshop with the Planning and Zoning Board after the first of the year.
- Announced that there was a water main break on Monday, December 10, 2007 at Commercial and Washington Streets. Crew worked through the day and night until repairs were completed.

TRUSTEE WILSON – Excused

TRUSTEE CARLSON –

- No report

MAYOR FRAWLEY-

- Mentioned article in American History magazine regarding the Great Lakeshore Train Wreck of 1867. Contains very specific details regarding the train route all the way up to the crash site. Stated Charity Vogel from the Buffalo News did an excellent job. Committee is considering three tourism sites. One being a monument of John D. Rockefeller near the railroad tracks on Commercial Street, the other an observation area on Big Sister Creek on Gowans Road. Spoke with Mayor Byron Brown of Buffalo regarding a possible Monument at Forest Lawn Cemetery. Sent copies of the magazine to Congressman Brian Higgins, Senator Dale Volker and Erie County Legislator Robert Reynolds Jr. to keep them updated. Trustee Carlson stated that the Board had looked into the Gowans Road property previously but could not obtain the property as it was owned by three separate entities. Trustee Carlson also questioned the space mentioned for A Rockefeller statue on Commercial Street by the tracks. More information to follow.
- Attended Southtowns Community Enhancement Coalition meeting on Thursday, December 6, 2007. Discussed the Angola Nickel-Plate Depot Project. Believes our area was the first in the country to put seven municipalities together for a tourism program. Would like to be considered a model throughout the country.
- Attended a breakfast meeting on Tuesday, November 27, 2007. Discussed Impact Study 2012 being done for Boys and Girls clubs. Two possible sites being discussed. Jerusalem Corners and Most Precious Blood School on Prospect Street in the Village of Angola. More information to follow.
- Congratulated Samuel DeJohn on his appointment as Police Chief for the Town of Evans.

ATTORNEY –

- No report

POLICE – CHIEF SAMUEL DEJOHN:

- Made himself available anytime to the Village Board if there were any questions, concerns, etc. regarding police service.

- Publish a monthly report in the Town Crier that includes all activity for the Village of Angola. No separate report for the Village.
- Trustee Houston advised that the barriers have been removed by the railroad on Penn Avenue. Seems to be a hazard. Advised Chief DeJohn to let his officers know for their own safety.
- Stated there have already been 125 calls for service for the Village of Angola for the month of December for a variety of issues. Stated those records are available if anyone wants to see them.

GENERAL CREW CHIEF –

- Stated there was a catastrophic blowout of an eight- inch water main on Monday, December 10, 2007. Was the main right off of the water tower. Followed Emergency Response Plan and had water back to most customers within 30 minutes. Broke another valve in the process of repair. Both repairs were done by midnight. Everything went well and the weather cooperated.
- Mayor Frawley stated that the increased usage of power at Station #2 was related to daily activity of building new area in building and work on new ladder truck #6.
- Crew Chief Kaminski stated that the increased usage in electric at Pontiac Road Booster Station is normal for this time of year to keep the dehumidifier and heater running.

FIRE COMMISSIONERS –

- Commissioner Lynne Kaminski asked the Board to approve the use of Station #1 on Saturday, February 9, 2008 for the Lake Shore Central High School Band Bottle Drive. Stated she would provide the Village Clerk's office with the proper insurance certificates before the event. **MOTION made by Trustee Carlson, seconded by Trustee DeJohn, Trustee Houston ABSTAINED. UNANIMOUSLY CARRIED.**
- Stated Chuck Carlson has just applied for Fire Prevention grant for the company.
- Requested to speak to the Board in executive session regarding budget matters. Attorney Yusick stated that budget matters have to be discussed at a public meeting. Commissioner Kaminski stated that the \$45,000 allocated for the fire truck #6 has been spent. She requested two months ago that the Fire Department stop ordering parts for #6 as they were running over budget. Stated they have spent their entire budget for the fiscal year. **MOTION made by Trustee Carlson seconded by Trustee Houston to freeze all spending by the Village of Angola Fire department until further notice. UNANIMOUSLY CARRIED.** Mayor Frawley scheduled a workshop meeting with the Fire Chief, Fire Commissioners, Village Accountant, Village Attorney and the Village Board for Monday, January 7, 2007 at 6:30 P.M.

MOTION made by Trustee DeJohn, seconded by Trustee Carlson to adjourn the regular meeting and open the public hearing. UNANIMOUSLY CARRIED.

PUBLIC HEARING – 8:00 PM

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on December 17, 2007 at 8:00 p.m. for

consideration of Proposed Local Law #4 for the Year 2007, which will amend Chapter 30, Zoning; Chapter 31, Subdivision Regulations; Chapter 38, Flood Damage Prevention; and Chapter 48, Public Works Standard of the Code of the Village of Angola, by adding a new Chapter 40, Storm Water Management to the Code, said Local Law seeks to reduce storm water pollution, enhance water quality and approve the aquatic habitats by requiring a storm water pollution prevention plan. Copies of the Proposed Local law will be available at the Office of the Village Clerk/Treasurer of the Village of Angola, 41 Commercial Street, Angola, New York during all business hours. All interested parties shall have an opportunity to be heard by the Village Board at the Public Hearing to be held as aforesaid. By Order Of The Village Board

MOTION to close Public Hearing at 8:05 PM made by Trustee Houston, seconded by Trustee DeJohn. UNANIMOUSLY CARRIED. Trustee Houston stated that the new Local Law #4 must be included in the new Village Codebook.

MOTION made by Trustee Carlson seconded by Trustee Houston to open the second public hearing. UNANIMOUSLY CARRIED.

PUBLIC HEARING – 8:05 PM

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Village Board of the Village of Angola, Erie County, New York will be holding a public hearing on December 17, 2007 at 8:05 p.m. for consideration of Proposed Local Law #5 for the Year 2007, which will amend Chapter 35, Swimming Pools of the Code of the Village of Angola, by adding a new Chapter 39, entitled Storm Sewers, said Local Law establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system. Copies of the Proposed Local law will be available at the Office of the Village Clerk/Treasurer of the Village of Angola, 41 Commercial Street, Angola, New York during all business hours. All interested parties shall have an opportunity to be heard by the Village Board at the Public Hearing to be held as aforesaid. By Order Of The Village Board

MOTION to close public hearing made by Trustee Carlson, seconded by Trustee Houston. UNANIMOUSLY CARRIED. Trustee Houston stated Local Law #5 must be included in the new Village Codebook.

MOTION made by Trustee DeJohn, seconded by Trustee Houston to reopen the regular Board meeting. UNANIMOUSLY CARRIED.

CODE ENFORCEMENT – EXCUSED

114 South Main; 28 Mill Street; 135 North Main; 65 North Main; 17 & 29 Washington; Emenees Tavern, and Norfolk Southern Railroad Barrier to be kept on agenda. Trustee Houston complimented the building department for getting rid of a junk car in his neighborhood.

ZONING –

- Chairman Paul Cooper commended DPW for their fine job with Christmas in the Village as well as Sherry Schuster, parade organizer.
- Trustee DeJohn thanked Chairman Cooper for acting as master of ceremonies.
- Attorney Yusick spoke with Code Enforcement Officer Charles LaBarbera. Will try to schedule a meeting for beginning of new year to discuss what is necessary to put in code and what is optional with regards to Appendix K.

CLERK-TREASURER – No report

- Trustee Houston requested an update from Clerk-Treasurer on status of the following three items:
 1. Bill sent to Erie County for the problem they caused last summer on Old Lakeshore Road. Mayor Frawley would like a second copy mailed to Erie County Legislator Robert Reynolds Jr.'s office.
 2. County will be coming to take pictures for Façade Program.
 3. Paying Lori Szewczyk, Village Grant Writer on a contract basis through the Town of Evans rather than by monthly voucher.

OLD BUSINESS:

1. Sale of Water Plant
2. Thruway Water- pending
3. Senior Housing- Will have preplanning construction meeting in the early spring.
4. Intercontinental Bldg, Commercial St.- Attorney Yusick waiting for Property Search.

NEW BUSINESS:

1. Air Compressor – Sent wrong one-it has been returned!
2. Depot Project – grant status
3. Court Audit – Trustee Wilson and Trustee DeJohn will be working on it. Trustee DeJohn would like to know date it must be completed.
4. Member Item Request 2008 – Will schedule a workshop for early January 2008 to complete request of Senator Volker and Assemblyman Quinn.

RESOLUTIONS DECEMBER 17, 2007

OFFERED BY TRUSTEE DEJOHN

#1 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 Tuesday December 18th. 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 \$ 15,817.94. **MOTION made by Trustee DeJohn, seconded by Trustee Carlson, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE DEJOHN

#2 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:

A5010.1 \$1,668.24 or 18 days over 150 @ 50%

A5110.1 \$1,031.52 or 14 days over 150 @ 50%

For a total amount of: \$2,699.76 **MOTION made by Trustee DeJohn, seconded by Trustee Houston, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE HOUSTON

#3 APPROVE PAY REQUEST FROM TITAN WRECKING FOR K&L DEMOLITION

WHEREAS, the Village Board received a grant from Empire State Development Corporation for the Demolition of 83-87 N. Main Street (K&L Building) as part of the Restore NY Program, and

WHEREAS the Village of Angola has received payment requests from the Village Engineer Donald Gallo for the contractor Titan Wrecking, for the completion of the demolition project in the contracted amount of one-hundred-ten-thousand-dollars (\$110,000.00) as payment in full,

WHEREAS, the Village Board will submit to Empire State Development for reimbursement minus 10% Village share as per grant regulations, **NOW**

THEREFORE BE IT RESOLVED, the Village board authorizes said payment of one-hundred-ten-thousand-dollars (\$110,000.00) to Titan Wrecking for payment in full for the demolition of 83-87 N. Main. **MOTION made by Trustee Houston with the addition of any other claims on the property being made now as well. I.e. Engineering fees, Asbestos Abatement, Property Cleanup Fees, etc., seconded by Trustee DeJohn with the same additions, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE CARLSON

#4 ACCEPT RESIGNATION FROM VILLAGE JUSTICE AMY HONTZ

WHEREAS, the Village Board received a letter of resignation effective January 15, 2008 from Village Justice Amy Hontz, as she will be relocating her residency, and

WHEREAS, the Village Board commends Amy for her outstanding work as Village Justice for 8 years, and wishes to extend best wishes for the future, **NOW**

THEREFORE BE IT RESOLVED, the Village Board accepts with regret, said resignation of Village Justice Amy Hontz, effective January 15, 2008. Discussion followed by Attorney

Yusick stating that someone should be appointed in the interim until the March election.
MOTION made by Trustee Carlson, seconded by Trustee Houston, UNANIMOUSLY CARRIED.

OFFERED BY TRUSTEE HOUSTON
#5 APPROVE NOTICE OF SPECIAL ELECTION

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.

TRUSTEE – To fill an unexpired term for 1-year
VILLAGE JUSTICE – To fill an unexpired term for 3-years

BE IT FURTHER RESOLVED that the Village Clerk is hereby directed to publish a Legal Notice stating the above. **MOTION made by Trustee Houston, seconded by Trustee DeJohn, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE DEJOHN

#6 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 “Christmas Carol Singing” for Thursday, December 19, 2007 at 6:30-8PM, all local enforcement agencies will be notified. **MOTION made by Trustee DeJohn, seconded by Trustee Carlson, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE HOUSTON

#7 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 2007/2008 Penflex Service Fee Agreement and approve payment to Penflex in the amount of \$1,850.00 and a \$75.00 Benefit Directive. **MOTION made by Trustee Houston, seconded by Trustee DeJohn, UNANIMOUSLY CARRIED.**

OFFERED BY TRUSTEE CARLSON

**#8 APPROVE WAIVER FOR LOYAL ORDER OF MOOSE ANGOLA LODGE #1614
TO STATE LIQUOR AUTHORITY**

WHEREAS, the Village of Angola received a letter from the Loyal Order of Moose Angola Lodge #1614 advising the Village Board that they are submitting an application to apply for a liquor license as a transfer from the Erie Road Lodge to the New location at 159 North Main Street, Angola, New York, **NOW**

BE IT RESOLVED, the Village of Angola authorizes Mayor Frawley to submit a letter, certified signed receipt, to Jim Sellers, Administrator of the Loyal Order of Moose (LOOM) Angola Lodge #1614, authorizing a waiver of the SLA 30 day waiting period. **MOTION made by Trustee Carlson, seconded by Trustee Houston, UNANIMOUSLY CARRIED.**

AUDIT OF BILLS – MOTION MADE TO APPROVE THE BILLS BY TRUSTEE CARLSON, SECONDED BY TRUSTEE DEJOHN, UNANIMOUSLY CARRIED regarding the following: General Fund Abstract #13, Checks #5960 to #6000 in the total amount of \$54,671.48 plus Payroll #26; Water Fund Abstract; #11 Checks #1505 to 1512 in the total amount of \$28,061.19 plus Water Payroll #26; **UNANIMOUSLY CARRIED**

MOTION TO ADJOURN IN MEMORY OF PASSENGERS WHO LOST THEIR LIVES IN THE GREAT TRAIN DISASTER OF DECEMBER 18, 1867, to A SPECIAL Board Meeting on Friday, December 28, 2007 at 5:00 PM, and the next regular scheduled Board meeting on Monday, January 7, 2008 at 7:30. with a workshop at 6:30, MOTION MADE BY TRUSTEE CARLSON SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED meeting adjourned at 8:41PM.

Submitted By



Michelle F. Warren
Deputy Village Clerk

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Exclusive: Dick Cheney on the Ford-Reagan race in '76

AMERICAN

ISTORY

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lakeshore
train wreck
of 1867

How we got
Rosie to rivet
in World War II

DESTINATIONS
Roosevelt's
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on the Hudson

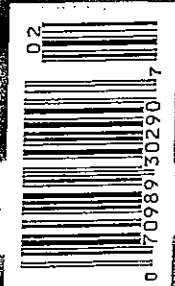
IN REVIEW
Lincoln, 1776,
Hoover, Kennedy,
murder ballads

George Custer Hero or Villain?

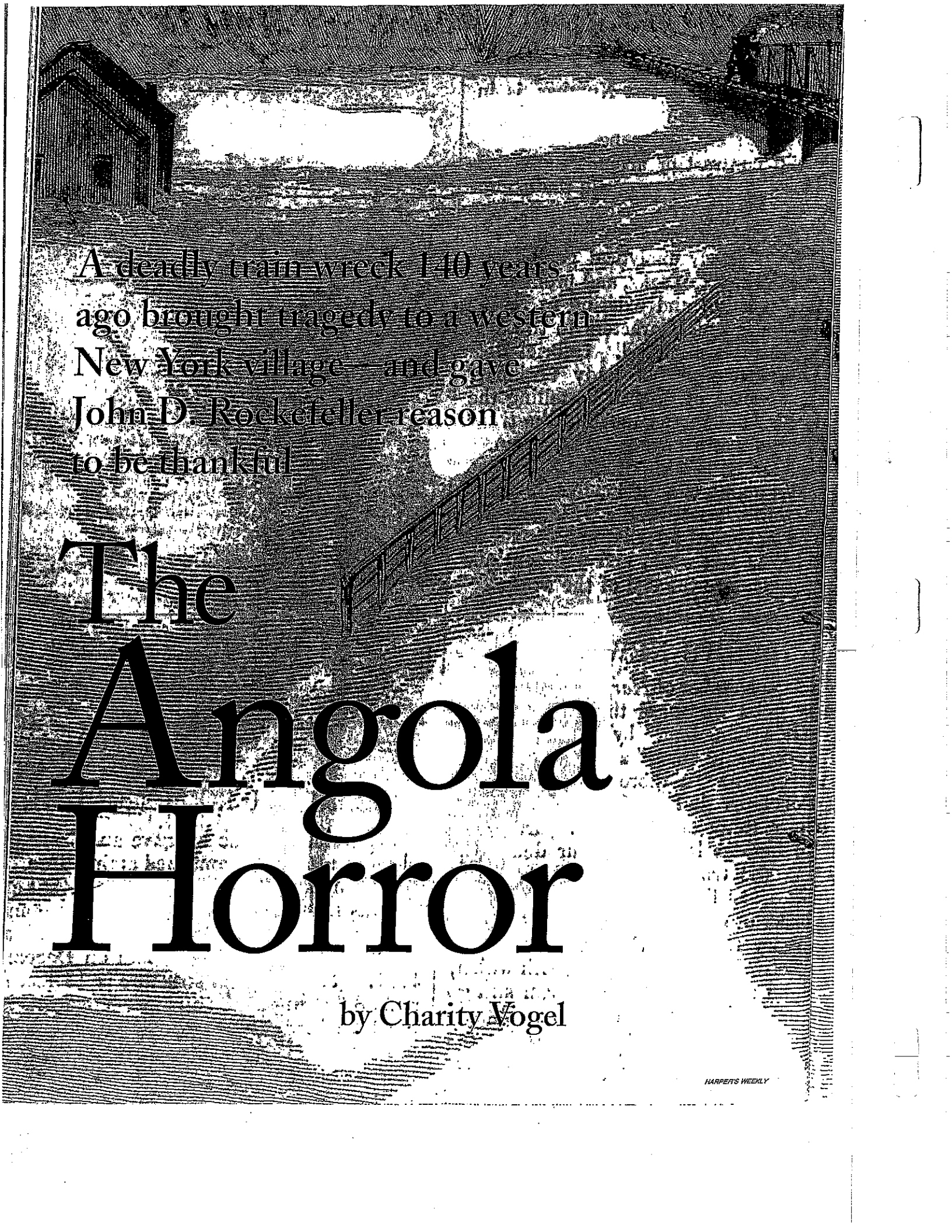
How movies, books and the times
we live in have twisted the truth

February 2008

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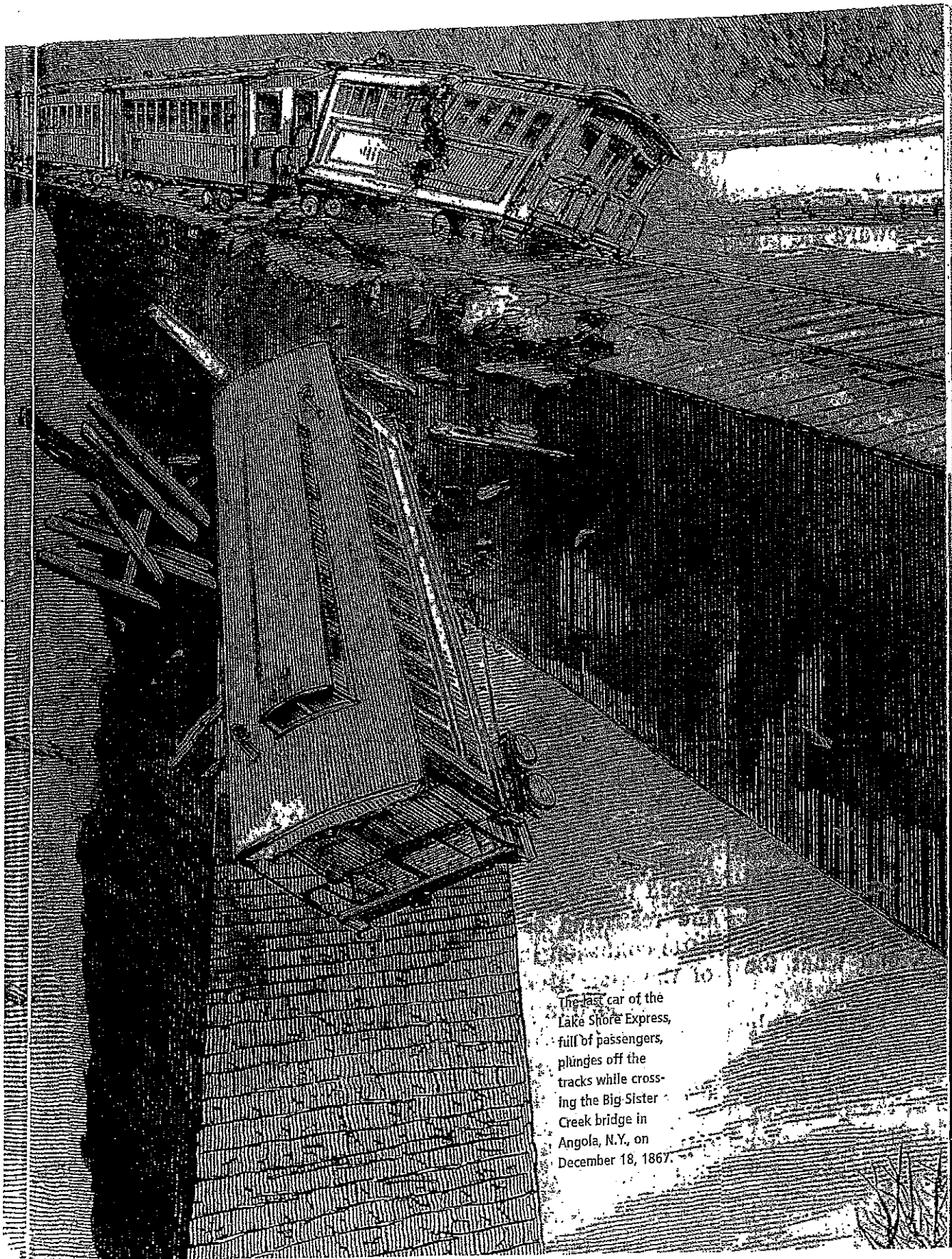
ynet.com



A deadly train wreck 140 years ago brought tragedy to a western New York village—and gave John D. Rockefeller reason to be thankful.

The Angola Horror

by Charity Vogel



The last car of the
Lake Shore Express,
full of passengers,
plunges off the
tracks while cross-
ing the Big Sister
Creek bridge in
Angola, N.Y., on
December 18, 1867.

‘The disaster, coming as it did
just before Christmas, gripped the
imagination of a nation still reeling
from the Civil War that had
ended two years earlier’

John D. Rockefeller was running late on the morning of December 18, 1867. When he climbed out of bed in his modest house on Cheshire Street in Cleveland that frigid Wednesday to catch the early morning express to Buffalo, he had business on his mind. Even though it was the holiday season—just a week before Christmas—Rockefeller had decided to make a quick business trip to New York City. He wanted to check on his East Coast operations, where his brother, William, managed the New York offices of Rockefeller & Company.

But he got a late start that morning, which was not like him at all.

Perhaps it had been all the packing. Rockefeller planned to squeeze in some holiday visits with friends and family in New York before returning home for Christmas, so into his suitcases he packed the gifts he intended to give to his relatives and associates there. That done, he sent his bags ahead of him to Cleveland's Union Station, and bid goodbye to Laura, his wife of three years, and Elizabeth, their 1-year-old daughter. He then headed off to catch his train.

Rockefeller was 28, a successful young businessman already widely known in Cleveland and the oil refining industry. A disciplined man, Rockefeller prided himself on hard work and a demanding schedule. He kept a sharp eye toward his own advancement, demanded a lot of others and drove himself harder than anyone. He knew that if he caught the 6:40 a.m. Lake Shore Express, due in Buffalo around 1:30 in the afternoon, he could then take the 6 p.m. New York Central Express, which would deliver him into Manhattan by 7 the next morning, in plenty of time to make full use of the business day.

Although his plans were meticulously arranged, Rockefeller pulled into Cleveland's Union Station just a few minutes too late; his bags made the train but he didn't, and it saved his life.

By missing the Lake Shore Express that morning, Rockefeller escaped one of the worst railroad accidents in 19th-century America—the “Angola Horror,” as newspapers subsequently

dubbed it. At a little past 3 in the afternoon, while crossing over a high railroad bridge in the western New York village of Angola, the last two cars of the Buffalo-bound express jumped the tracks and tumbled 30 to 50 feet into the icy, treacherous gorge below. Both cars burst into flames, trapping passengers inside and immolating them into blackened heaps of indistinguishable remains. Rockefeller, as a latecomer to the Cleveland station, would have sat in the end car.

Nearly 50 people died and many more were burned and badly injured in the disaster, which—coming as it did just before Christmas—gripped the imagination of a nation still reeling from the Civil War that had ended two years earlier. Accounts of the tragedy, replete with grisly illustrations, filled the pages of newspapers and periodicals across the country for weeks—and prompted calls by the public for safer trains, tracks and rail car heating methods. “The name Angola is, and will forever be, associated with the most fearful Railway slaughter on record,” stated the *Buffalo Patriot and Journal* on January 1, 1868. The newspaper offered the hope that “human foresight and ingenuity can prevent such terrible occurrences, in the future, whatever may be the verdict as to the cause of the present calamity.”

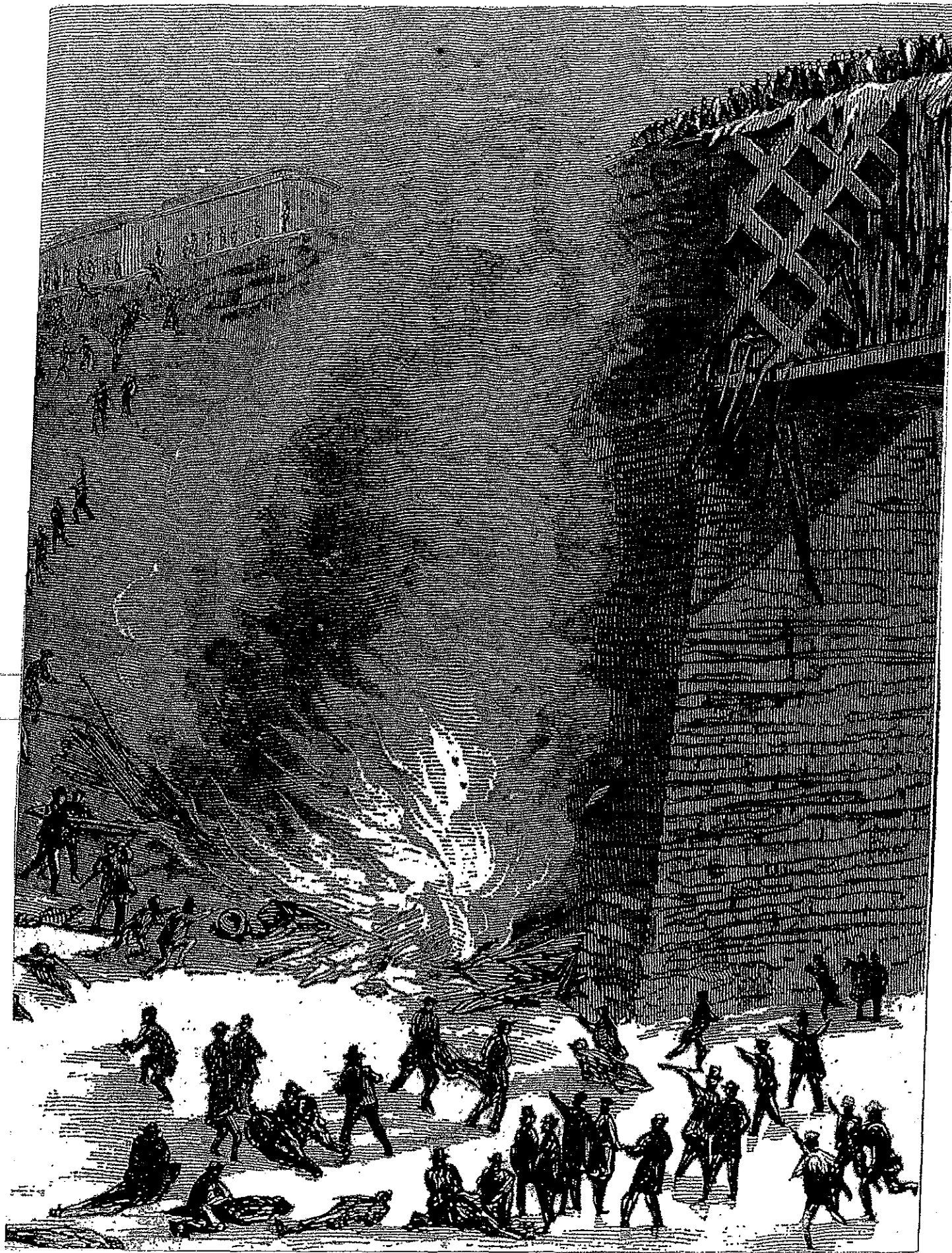
Rockefeller came across the scene himself when the later train he had taken to Buffalo that day was forced to stop in Angola because of the wreck. He immediately telegraphed Laura from the Angola railroad station. His missive to her was received in Cleveland at 6:25 p.m. “Thank God I am unharmed,” it read, “the six forty train I missed had bad accident.”

Two days later, in a longer letter to his wife from New York, Rockefeller was more explicit in detailing his “*gratitude* that I did not remain in the car with the baggage.” Of that baggage, he wrote: “The Christmas presents were burned with the valise [*sic*] and umbrella.” But, he added, “Our friends appreciate them as though received.”

Rockefeller, of course, lived a long and productive life after the Angola Horror—and went on to change the course of American history.

Many others, however, died that cold winter day, 140 years ago.

Villagers and passengers run to the scene and try to save those trapped in the burning car at the bottom of the icy gorge.



December 18 dawned bright, clear and cold: perfect weather for traveling. In Cleveland, Erie, Dunkirk and other stops along the Lake Shore Express line—a route that skimmed the Great Lakes—people climbed out of bed and prepared for their journeys.

William W. Towner, 25, a surveyor from Erie, Pa., had decided to treat himself to a pleasure trip in advance of the holiday. He was leaving on the 10:20 express to New York with two friends, J. Alexander Martin and Edward T. Metcalf, both young professionals from Erie.

Jasper and Eunice Fuller, a young married couple, had recently opened a small general store in Spartansburg, a growing village of 400 in rural Pennsylvania, and they were taking the express to Buffalo to buy new stock for their store. With the long war over, the reunited country was busily scrambling back to its feet. People were relocating from one place to another, opening new businesses, setting up homes and generally getting established in life. The holiday season only accelerated this spirit of movement and activity.

For his part, J.M. Newton, 46, the daytime railroad agent and telegraph operator in Angola, rose early on December 18 and got ready for work. His office in the railroad station was the busiest spot in the bustling rural village, thanks to the trains passing by

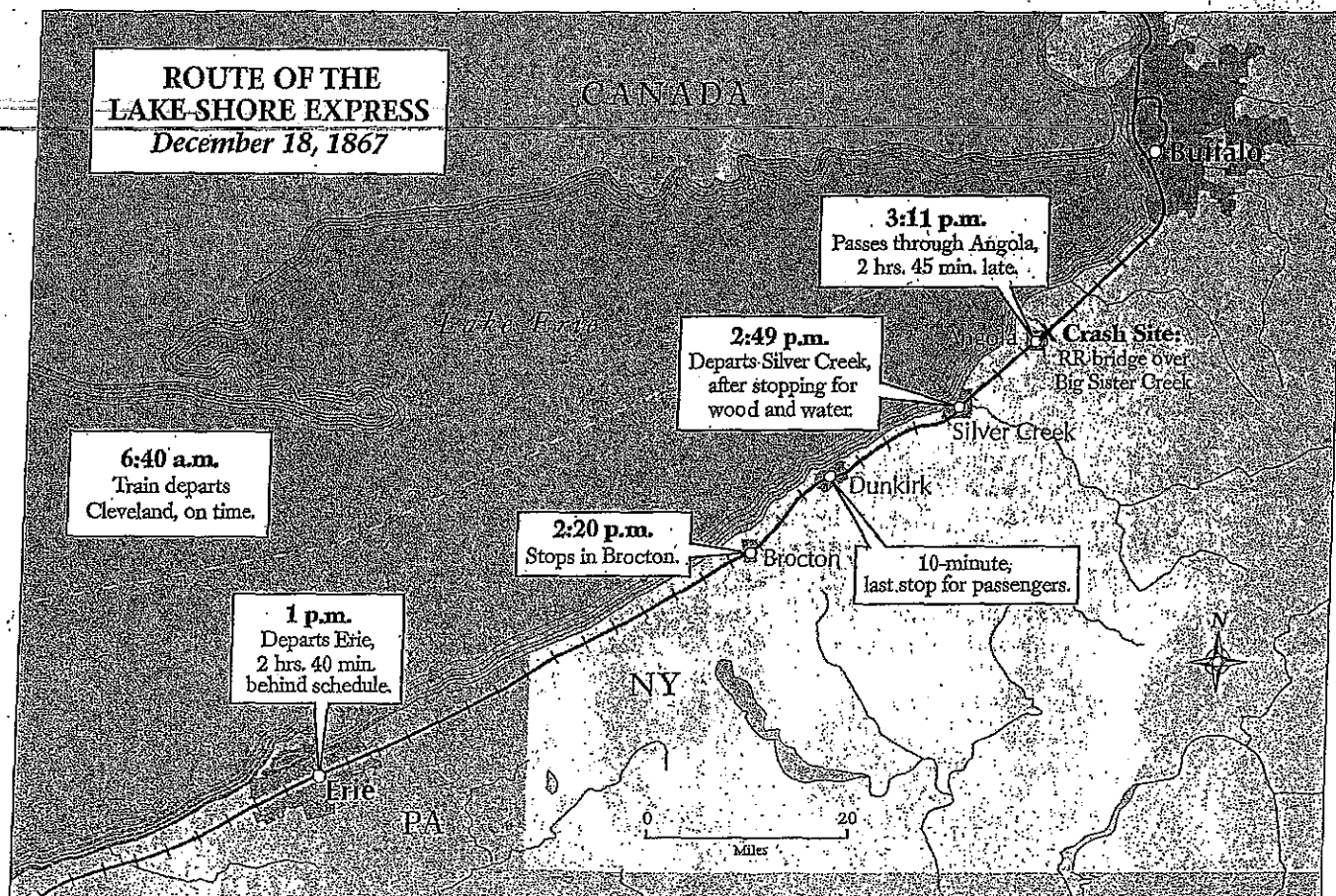
and the shoppers buying their dry goods, groceries, hardware, medicine and such at Lyman Oatman's general store next door. At a little before 7, Newton settled down at his desk, ready to begin his workday.

By midafternoon, the Lake Shore Express, now a couple of hours behind schedule, reached western New York, where two men waited on the platform in the small village of Brocton. Benjamin Franklin Betts, a 39-year-old wood dealer in Brocton on business, struck up a conversation with the other man—his identity since lost—and the two of them hit it off so well that they took dinner together.

At 2:20, when the express finally whistled into the village and pulled up to the station, Betts and his friend said goodbye to each other and climbed aboard the train. Betts chose to sit in a forward car. His friend boarded the train's last coach car, packed full of people.

The train once again began to move. It consisted of four passenger cars—three first-class and one second-class, each holding about 50 people—plus three or four baggage cars. It also contained several potbellied stoves to heat the coach cars, and kerosene lamps mounted on the walls to give light.

Stephen W. Stewart was easily the most prominent figure on the express that day; president of the Oil Creek Railroad, he had founded a bank in Corry, Pa. Also on board were Charles



Uncovering the Horror

I found the Horror in my own backyard. A few years ago, when I took a walk to a creek in my hometown of Angola N.Y., the narrow gorge jogged something in my memory: I remembered, dimly, having heard about a train wreck there.

Nobody seemed to know about a wreck, and its invisibility bothered me, so I decided to see what I could find out. Old newspapers brought the disaster, the 1867 Angola Horror, to life. For more than two years, I combed the papers, read dusty volumes of railroad history and turned brittle pages in antique periodicals. Then a friend who's a Rockefeller buff mentioned that *Titan*, the John D. Rockefeller Sr. biography by Ron Chernow, made glancing reference to an 1867 train accident that Rockefeller had narrowly missed when he was a young man. Could it have been the Horror?

I contacted the Rockefeller Archive Center in Sleepy Hollow, N.Y., and made my queries. It unearthed Rockefeller's telegram, which located him in Angola at 6:25 p.m. on December 18, 1867—the same date as the Angola train wreck! It also had a letter written to his wife dated two days later that made specific reference to the accident and to his earlier telegram:

"I will not by letter, rehearse particulars of the accident, but hope to viva voce [orally], as early as Wednesday next....You no doubt rec'd

my telegram sent at 6 p.m. 18th from Ongola [sic]."

Immense wealth and power were still in John Sr.'s future when he wrote those messages, and that helps to explain why his brush with the doomed train has up to now been little more than a forgotten chapter in his early life.

Even Rockefeller's closest family members were unaware of the incident. I contacted John Sr.'s only surviving grandson, David Rockefeller—who was born 48 years after the Horror occurred—to ask him personally about whether his grandfather had ever mentioned it. David, then 95, said that he spent lots of time talking about the past with his grandfather, but the Angola disaster never came up. "I have never heard of it, and my grandfather never mentioned it that I can recall," he commented. "I wish that it were otherwise."

For me, the story of the Angola Horror, and its connection to a towering figure in American history, became a story not only of loss and grief but also of survival and hope. Today, there is no historical marker at the creek, no gravesite for the victims, and the event seems to have been forgotten inside the village as well as out of it. Perhaps with the telling of this story—coming 140 years after the wreck—the poor souls who rode the Horror train will at long last be remembered and maybe, in some small way, mourned. C.V.

tion," he wrote. "I am thankful, thankful, thankful."

Stewart, the railroad president, was among the victims burned to death in the end car, along with Lobdell, the editor, and the Fullers of Spartansburg.

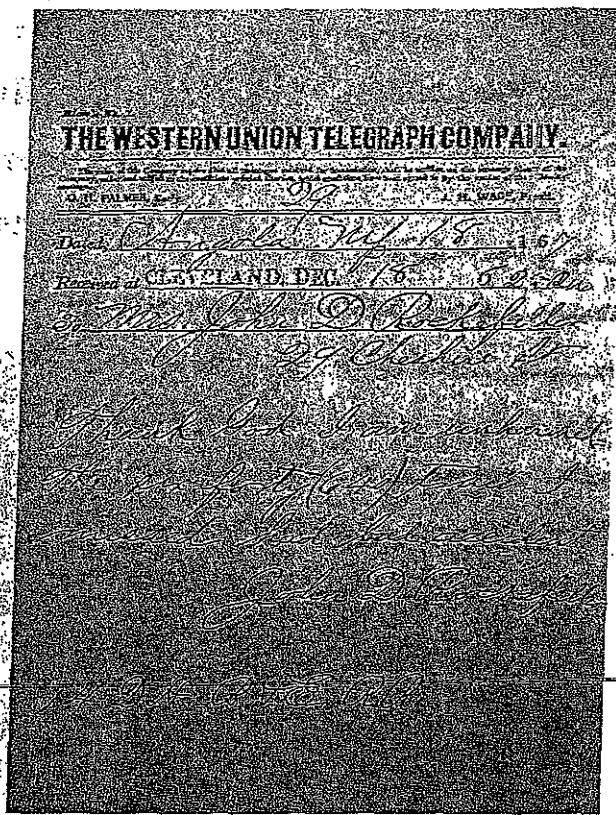
The honeymooning Kents died together. The wedding band that Granger had presented his bride—inscribed with her initials, still legible on the gold—survived the flames. Their bodies were identified, more than a week later, by the luggage claim tickets found on their remains.

As for the trio of friends from Erie—Towner, Martin and Metcalf—they had taken seats together, and all three were burned to the point of disfigurement. Towner was identified and claimed

by his brother, brother-in-law and a doctor who came from Erie to recover his remains. Metcalf's body was returned to his family and friends in Erie on Christmas Day. "The body of C.T. [sic] Metcalf, of Erie, Penn., had been recognized among the burned carcasses by a tooth on the left side of the mouth lapping over to the right," reported *The New York Times* on December 21.

Martin, on the other hand, was so badly charred that he was placed into a wooden case at the scene, along with other remains, for sorting and identification. Some time later, at the Soldiers' Rest Home in Buffalo, Martin's friends were at last able to identify what they hoped was his body; they took it away with them.

Darkness fell quickly over the smoking scene of the wreckage,



John D. Rockefeller realized his good fortune at having not caught the 6:40 train, and immediately telegraphed his wife when he arrived in Angola after the accident. At 28, Rockefeller was not widely known outside Cleveland.

as villagers tended to the victims. Supervising this effort was Dr. Romaine J. Curtiss, Angola's talented physician and, until teams of backup doctors arrived later that night from Buffalo, the chief caretaker of the train's wounded. Curtiss, 27, who had served as a Union hospital ship surgeon during the Civil War, checked over the bodies of the burnt, dispatched the badly wounded to nearby homes and treated those suffering from shock and lesser injuries.

At the residence of Josiah Southwick, "persons were lying in beds and upon the floor, in almost every room in the house, and not only Mr. Southwick's family, but a number of the neighbors...were kindly and most patiently doing all in their power to assuage their pain and make them comfortable," noted *The New York Times* on the 21st. Indeed, the villagers of Angola received much praise in the press for their quick and determined response to the tragedy.

The bodies of the dead were carried to the Angola depot. There they were boxed, sometimes two or three to a casket, and sent by funeral train to Buffalo. The Soldiers' Rest Home, the Tift House and the National Hotel all served as temporary morgues where relatives and authorities could view them. "A large number of people lined the walks while the bodies were being carried out of the depot, and a most respectful silence was preserved," reported *The New York Times*.

Zachariah Hubbard, a carpenter from Port Dalhousie, Ontario, was among those taken to the Soldiers' Home. A passenger in the end car, Hubbard had died two hours after he was pulled from the wreck, his upper torso intact and uninjured, the entire lower half of his body burned "to ash." Later, his ring of keys was found in the wreckage and reunited with his body.

A memorial service for all the victims took place inside Buffalo's Exchange Street depot three days before Christmas, on December 22. During the service, the choirs of the city's churches came together to sing a hymn—"I would not live away," taken from the Book of Job—that resounded mightily off the cavernous ceilings of the depot, under which 19 plain wooden boxes lay in neat rows.

Afterwards, the boxes were buried in Forest Lawn, a rolling, lushly treed cemetery on the edge of Buffalo. Railroad officials claimed 19 people lay in the boxes; passenger lists, had they been kept, would have indicated that far more unidentified and

'The memorial hymn resounded mightily off the cavernous ceiling of the Buffalo depot, under which 19 plain wooden boxes lay in neat rows'



Today, no marker identifies the spot of the train wreck. This photo of the Big Sister Creek railroad bridge, in Angola just south of the present-day Mill Street bridge, was taken on December 18, 2005, the 138th anniversary of the accident.

unclaimed victims presumably lay in the coffins as well. Cemetery records hedged on this point, and listed only two names for the 19 burial spaces, probably feeling less than confident about the accuracy of the identifications.

No one, in the end, knows exactly how many victims of the Angola Horror were laid to rest that day.

Drive over Big Sister Creek in Angola today, and you'd never know that it had been the scene of anything important. No marker identifies the spot of the Angola Horror train wreck. The same is true of Forest Lawn; a simple sign once marked the spot where the unknown victims were buried, but it fell down, or was taken down, some decades ago.

It has never been replaced, John D. Rockefeller went on to form the Standard Oil Company

within three years of the Angola tragedy. By the early 1880s,

Rockefeller—perhaps influenced by his brush with disaster—was selling oil products specifically designed to make rail travel safer. An 1883 advertisement for his Mineral Seal 300 Fire Test Burning Oil claimed superiority "to all other burning oils in this respect, withstanding a heat of 300 degrees before igniting, for which reason it is especially adapted for use in Railway Coaches and Passenger Steam Boats."

Another ambitious young American also took lessons from the Angola disaster: George Westinghouse. Shocked by train wrecks of his day, Westinghouse was determined to find a quicker and safer way of stopping rail cars in an emergency. The result was an invention that revolutionized train travel: the air brake. By 1893 the federal government made air brakes and automatic couplers mandatory on trains in the United States, a change that cut the accident rate on the nation's rails by 60 percent.

Meanwhile, Benjamin Betts—wood dealer, wreck survivor and unlikely hero—became a well-respected engineer and architect. Betts died at 65 and was lauded after his death for his contributions to bridge design—including the first cantilever bridge over the Niagara River, a span that drew international acclaim. Having seen one bridge cause such suffering, Betts dedicated much of the rest of his life to making them safer, stronger and more beautiful. He always regretted that he had been unable to do more. □

Lobdell of La Crosse, Wis., an editor at the *Daily Republican*; Eliakim B. Forbush of Buffalo, an attorney returning from a case he had won in Cincinnati; and Isadore Mayer, a New York theatrical agent.

At least one honeymooning couple rode the express: 21-year-old Granger D. Kent of Grand Island, N.Y., and his new wife were on their way home. Also onboard were two engaged men headed toward their betrothed and their weddings.

The hours of the early afternoon slipped past uneventfully on the train. Betts, sitting in his seat in the forward car, sank into a reflective state as the train chugged through the winter landscape. He would later describe his mood as daydream-like, lulled by the muted scenery passing outside the window.

At Dunkirk, N.Y., the express stopped for 10 minutes, and a few passengers boarded, the last to do so. At the small village of Silver Creek, the train stopped again, briefly, only to take on wood and water.

At 2:49, Silver Creek telegraph operator George P. Gaston noted the departure of the Lake Shore Express from his station. He messaged ahead to Newton, the agent in Angola: The express was on its way.

Ahead of the train lay Angola, with its small wooden depot, and just beyond that a bridge—a plain wood-and-concrete truss span—over Big Sister Creek. Only 2½ years earlier, this bridge had borne the funeral train of Abraham Lincoln as it traveled a stunned, war-weary nation on its way toward the slain president's burial place in Illinois.

Now, Newton, standing at the window of his Angola telegraph office, watched the express as it steamed through the village, 2 hours and 45 minutes behind schedule. It was moving at about 28 miles per hour, Newton later testified—well within a typical range of speed.

On his routine rounds, Conductor Frank Sherman worked his way through the end car of the express. Sherman, a Buffalo resident, would later recall seeing Stewart, the railroad president, sitting in his usual spot in the last seat of the train.

At 3:11 p.m., Sherman opened the door of the end car, stepped through it and began making his way forward through the second-to-last car. At the same time, Dr. Frederick F. Hoyer, a country physician, walked from the second-to-last car into the one in

‘At 3:11 there was a terrific jarring sensation, prompting Betts to bolt from his seat. Sherman gave the signal for down brakes’

front of it, a move that most likely saved his life.

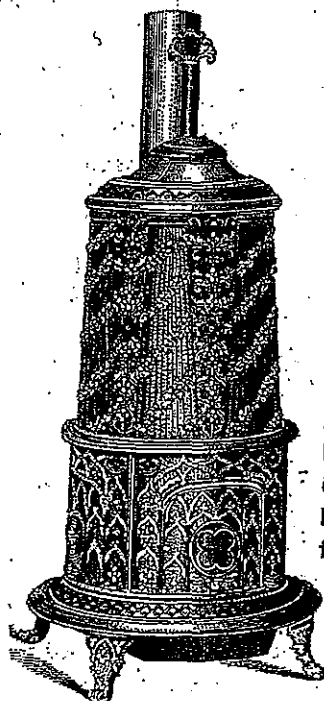
Also at 3:11, Benjamin Betts felt the first sensations of something amiss—a “trembling motion,” then “relief, as if a connection had been broken.” There was a terrific jarring sensation, prompting Betts to bolt from his seat. As he did, a shrill whistle rang out as Sherman gave the signal for “down brakes.”

But it was too late. The last two cars of the Lake Shore Express had begun to topple, helplessly, from the railroad tracks.

The cause of the Angola Horror was simple, and deadly. As the express chugged toward the bridge, it ran over a “frog” in the track located 606 feet past the depot building. One of the wheels on the end car, possibly a wheel with a flaw or defect, hit the frog—the crossing point of two rails, a normal part of a switch in the tracks—in such a way that it jarred the wheel loose, causing it to vibrate back and forth. This friction, rail officials later noted, damaged a span of track between the depot and bridge.

Still, all might have been well—the accident possibly averted—if the train's vibrating, off-center wheels had not hit a metal spike 21 feet past the frog, which threw the end car further off balance. The train sheared the head off the spike, chief engineer of the Buffalo and Erie Railroad Peter Emslie later testified, and at that moment the fate of the express' end car was sealed. It jumped the tracks.

Potholed coal or wood stoves could heat the cars to a comfortable temperature, although experienced travelers made a dash for the intermediate seats—not too close to or too far from the stove. After the Angola Horror, railroads devised safer heating methods for their cars.



Once the end car derailed, it began to rock back and forth, slowly and then more quickly—a wobbly, lurching movement that sent the passengers into a panic. They tried to run toward the front of the train, but the rocking motion made it difficult. People were thrown around like rag dolls; some were trampled, others smothered.

The end car also began to pull heavily on the train. As the Lake Shore Express steamed over the Big Sister bridge, the end car uncoupled from the train. It felt like something popping loose, passengers remembered, after the jarring of the derailment. Once free of the train, the car plummeted down into the creek, flipping over several times before coming to a shuddering stop on the icy gorge floor.

Meanwhile, the second-to-last car, pulled off balance, continued to hold

the track for a few more moments. It managed to shakily cross the 160-foot-long railroad bridge; then it began—just barely—to climb the opposite embankment.

But the motion of the end car's uncoupling proved to be too much. The second-to-last car came off the tracks and tipped over, and then rolled and tumbled back down the embankment, into the gorge. Passengers were thrown about like twigs, and most were injured—many severely. Robert M. Russell, a Civil War veteran from Tennessee, who had served in the Confederate army under General Nathan Bedford Forrest, was battered so badly that it wasn't clear whether he would live or die; he survived.

Not so, the passengers in the end car. Those who lived through its tumble into the gorge had, by this time, begun to burn.

The potbellied stoves had come loose during the plunge, shaking fire and red-hot coals all over the inside of the car. Kerosene from the gas lamps fed the flames, which consumed the car's plush upholstery and dry wood like kindling. "I saw the coals of fire from the stove scattered all over the car," recalled Angolan Josiah Southwick, a farmer and justice of the peace who witnessed the disaster from his home on a rise above the creek. He ran to help, but was stopped by the intense heat. "Inhaling the flames," Southwick later said, "I was obliged to go back."

He wasn't alone. Many villagers who ran to the scene of the wreck would report the smell of flesh in the air, and the screams of the dying as the car burned. "The car was all in flames," said John Martin, proprietor of a tin shop, who himself pulled five people from the inferno. "I could not see them," Martin said, "I could hear them." The *Erie Observer* reported the tragedy: "The hideous, remorseless flames crackled on; the shrieks died into moans, and moans into silence more terrible, as the pall of death drew over the scene."

The screams of the dying lingered for close to five minutes, eyewitnesses said, before silence fell over the snow.

Betts, in a forward car, had hopped off the still-moving train and ran as hard as he could back toward the creek. Bracing himself in the snow, he made his way down to the two cars, which were lying some yards apart from one another on the icy creek bed.

Betts ran to the badly smashed end car. It was lying upside down, spun around so that one end pointed toward the bridge

'The screams of the dying lingered for close to five minutes, eyewitnesses said, before silence fell over the snow'



Families and friends search for loved ones among the charred remains laid out at the Soldier's Rest Home in Buffalo, N.Y. The corpses were numbered and described in minute detail.

abutment, and the other tilted upward. Betts spotted a man hanging half out of the car, his arms waving wildly; he grabbed him and began to pull with all his strength, trying to pry the man loose.

The force of the fall had splintered the wooden car into bits, and the final impact of the descent had rammed everything in it—seats, belongings, men, women and children—into a dense mass of flesh and fabric and wood. "The bank was steep, and it was with great difficulty we could work around the car," Betts would recall during the official inquest. "The lower end of the car was an indiscriminate mass of broken seats, passengers, timber."

In the brief moment in which he stared into the interior of the car, Betts recognized a face looking back at him. With a sick feeling, Betts realized it was the same man he had dined with in Brocton that afternoon. The man was looking at him piteously and crying out for rescue.

Benjamin Betts looked down at the man he held in his own arms—a stranger, who hung suspended between life and death. He began to pull. The man came free of the wreckage and was passed along, hand to hand, down a line of rescuers to safety.

And then Betts saw that the fire had begun in earnest. He turned to see if he could save his friend from the Brocton station, trapped in the mass of flesh and wood. But it was too late. The man was being consumed by the fire; then he was gone.

Young John D. Rockefeller, in the letter he penned to his wife after the wreck, acknowledged that he had narrowly escaped death. He credited a favorable Providence with his survival, underlining thickly the words in the letter he sent her: "I do (and did when I learned that the first train left) regard the thing," Rockefeller wrote, "as the *Providence of God*."

It wasn't hard to see why. Only three of the 50 or more people in the end car of the train had survived. Indeed, Rockefeller knew that he would have sat in this car, had he arrived at the Cleveland station on time.

He told Laura as much in his letter. "We certainly should have been in the burned car as it was the only one that went that we could have entered at the time we would have arrived at the sta-

MINUTES
Village of Angola Special Meeting
Friday December 28, 2007 – 5:00 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 28, 2007 at 5:00 PM, there were

PRESENT: Mayor - Howard Frawley; Trustees – William Houston, John Wilson and James Carlson, excused was Trustee DeJohn **ALSO PRESENT:** Linda Giancarlo-Village Clerk; Andrew Yusick-Attorney; Christine Mittner-Part-Time Clerk

GUESTS: No guests in attendance

MEETING CALLED TO ORDER at 5:00PM, Motion made by Trustee Carlson, Seconded by Trustee Wilson.

RESOLUTIONS OFFERED FOR DECEMBER 28, 2007

#1 Approve SEQRA for LL#4-2007 and LL# 5-2007

WHEREAS, the Proposed Local Law #4 for the Year 2007, entitled “Stormwater Management” and Proposed Local Law #5 for the Year 2007 entitled “Storm Sewers”, copies of which are attached hereto, have been presented to the Village Board of Trustees, and

WHEREAS, a short form environmental assessment form has been filed and a public hearing held, and

WHEREAS, the Village Board of Trustees is the Lead Agency for purposes of SEQRA.

NOW THEREFORE, BE IT RESOLVED, that a Negative Declaration pursuant to the State Environmental Quality Review Act be issued for the adoption of Local Law #4 and LL#5 for the year 2007, Said Negative Declaration and the reasons therefore are hereby attached

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

#2 ADOPT LL#4-2007

WHEREAS, Proposed Local Law #4 for the Year 2007, entitled “Stormwater Management” has been presented to the Village Board of Trustees, and

WHEREAS, the Village Board of Trustees is lead agency pursuant to the State Environmental Quality Review Act, and

WHEREAS, a short form environmental assessment form has been filed, and

WHEREAS, a Negative Declaration pursuant to the State Environmental Quality review Act has been issued, and

WHEREAS, the Village of Angola Planning Board has reviewed and approved the Local Law, and

WHEREAS, the Local law is entitled “Stormwater Management” and amends Chapter 30, Chapter 31, Chapter 38 and Chapter 48 pf the Code of the Village of Angola by adding a new Chapter 40 entitled “Stormwater Management” and

WHEREAS, notices of said Local Law have been delivered to the Town of Evans and County of Erie pursuant to the General Municipal Law and no comments or objections have been received.

NOW THEREFORE, BE IT RESOLVED, that the proposed Local Law #4, for the year 2007 amending Chapter 30, Chapter 31, Chapter 38 and Chapter 48 of the Code of the Village of Angola by adding Chapter 40 entitled "Stormwater Management: which is attached hereto is hereby is hereby adopted as Local Law #4 for the year 2007. **MOTION MADE BY TRUSTEE CARLSON, SECONDED BY TRUSTEE HOUSTON, UNANIMOUSLY CARRIED**

#3 ADOPT LL#5-2007

WHEREAS, Proposed Local Law #5 for the Year 2007, entitled "Storm Sewers" has been presented to the Village Board of Trustees, and

WHEREAS, the Village Board of Trustees is lead agency pursuant to the State Environmental Quality Review Act, and

WHEREAS, a short form environmental assessment form has been filed, and

WHEREAS, a Negative Declaration pursuant to the State Environmental Quality review Act has been issued, and

WHEREAS, the Village of Angola Planning Board has reviewed and approved the Local Law, and

WHEREAS, the Local Law is entitled "Storm Sewers" and amends Chapter 35 of the Code of the Village of Angola by adding a new Chapter 39 entitled "Storm Sewers" and

WHEREAS, notices of said Local Law have been delivered to the Town of Evans and County of Erie pursuant to the General Municipal Law and no comments or objections have been received.

NOW THEREFORE, BE IT RESOLVED, that the proposed Local Law #5, for the year 2007 amending Chapter 35, of the Code of the Village of Angola by adding Chapter 39 entitled "Storm Sewers" which is attached hereto is hereby is hereby adopted as Local Law #5 for the year 2007.

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

BUSINESS:

Nest: The Mayor asked Trustee Wilson how things are going as Treasurer of NEST. The Mayor questioned Trustee Wilson on the opening of an account under the Village's name and using the Village Tax ID number. Trustee Wilson assured the Mayor that this is standard procedure with NEST and many Towns or Villages prior to his appointment did the same. However, there was a printing error on the Checks, they should have read NEST not Village of Angola and he has reordered them, he also stated that he will have the account removed from the Village banking area. The Mayor asked why he and the Clerk were not made aware of his opening of this account. The Mayor reported that the Clerk had just discovered the account when doing online banking for the Village. The Mayor felt this was something that he and the Clerk should have been made aware of. Trustee Wilson stated that the Clerk has nothing to do with the NEST account. The Village just acts as a holder of the money. Trustee Wilson stated that this has never been an issue with other municipalities and didn't understand why it is an issue here. He also asked why the Clerk had to call everyone else instead of asking him. The Clerk replied, she knew nothing at all of the account, and if Trustee Wilson would have come to her and at least let her know what he was doing, she wouldn't have called the Attorney or the Mayor on it. She stated that she wanted the Attorneys legal opinion before she called Trustee Wilson. The Clerk also stated that she is the Village Clerk-Treasurer and is

responsible for all the banking records under the Village Tax ID#. The Mayor asked Trustee Wilson if he was doing the financial reports for NEST. Trustee Wilson said he and Michelle, the Deputy Clerk, work together on them. The Mayor expressed his concern of time that the Office is putting in on these reports. Trustee Wilson assured the Mayor that NEST only writes about three checks a year, and the work involved is very minimal. Mayor Frawley asked for the Board and Attorney comments. Trustee Carlson said he knew all about it and didn't have a problem with it. Trustee Houston said he has been a representative of NEST for years but never had to deal with the Official side of it. Attorney Yusick says he sees no problem at this time as long as we do not handle collection for a third party, Attorney Yusick stated that he assumes because we are a part of NEST that it should not be an issue with the Comptrollers Office. We will wait and see what the Comptroller says.

Fire Department: Trustee Wilson is concerned of several Fire Department Issues. He is concerned of their finances. He thought the Village should look into running background checks. He spoke to many other Fire Companies and they do annual background checks on all firefighters. Attorney Yusick stated that this should be done for all employees of the Village as well as Fire Fighters, because it is a liability issue. There were past issues with the DPW as well. The Clerk mentioned that she submits an updated drivers list to the insurance Agency which lists all Fire department and DPW drivers and their Drivers License numbers. The Board asked her to contact the Insurance Company to see if they run background checks with this list. Trustee Wilson stated that his appointment as liaison for the Fire Department means nothing. There is no respect for officers and liaisons and this needs to be addressed. The Mayor assured Trustee Wilson that no matter what is authorized or not authorized as a Fire Department, has to come back to the Board for approval anyways. Trustee Wilson is also concerned that the appointment of a third Commissioner to fill James Davis's position has not been made. Attorney Yusick stated that the issues regarding Fire Department Commissioners, has been argued for many years. The Board has to determine what direction they want to go in regard to commissioners. He will put something together in this regard. Trustee Houston expressed his concern over the years, regarding the duties and the powers of commissioners. The Board agrees that they need to take serious control over the Fire Department and their spending habits and would also like to ask the fire company to give the Village Board an annual report in regard to the Fire Company accounts and cash balances. Feels that since they are an entity of the Village we should be aware of their financial status.

No other business discussed.

Motion to Adjourn to Regular Board Meeting January 7, 2008 7:30 P, with a Workshop at 6:30PM

Made by Trustee Carlson seconded by Trustee Wilson, Unanimously Carried. Meeting adjourned at 5:40PM

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