

**REGULAR BOARD MEETING OF THE VILLAGE OF ANGELICA BOARD OF TRUSTEES
AUGUST 20, 2007
HELD AT THE ANGELICA VILLAGE OFFICE**

BOARD PRESENT: Mayor Peter Johnson - Trustees: Dana Guinnip, Robin Robbins, Roger Baker and John Schuler

EMPLOYEES PRESENT: Kevin Demick, Elwyn Gordon, Jim Brownell, Karen Herdman and David Pullen, Attorney

VISITORS PRESENT: Chris Geoppner, Bill Geoppner, Bob Jones, Larry Shilling, Joel Kassierer and Kier Dirlam

Mayor Johnson called the regular meeting to order at 7:07 pm.

Trustee Guinnip motioned to waive the oral reading of the minutes – second Trustee Schuler – carried.
Trustee Robbins motioned to approve the minutes from the regular meeting on July 10, 2007 as submitted – second Trustee Schuler – carried.

VISITORS

Geoppner Property

- Discussion of his rights as the landowner for access to the retention pond and the legality of the easement since it were never recorded.
- Attorney Dave Pullen advised that Dorothy Jones had made an agreement with the Village and gave the village certain rights to her property. The village has full control of that property only for the drainage issues – the current owner cannot interfere with this process. Even though the easement was not recorded this is still a legal binding agreement. Will take steps to record easement.
- Mr. Geoppner would like the village to access the retention basin from White Street instead of the Fair Grounds property. – If this is feasible for the village they will look into it.
- The village has concerns with allowing anyone access to the retention pond. This is the village's liability and believes this should only be maintained by village employees.
- Mr. Geoppner's Attorney will contact Mr. Pullen to discuss this issue further.

Angelica Comprehensive Plan

- Kier Dirlam, Chairperson of the Angelica Comprehensive Planning Board was present to receive comment on the plan that was submitted last month. Recommending a Joint Public Hearing be set for Monday, September 24th. After that time the final plan can be produced and approved at the next meeting.

EMPLOYEES REPORT

Kevin Demick – Streets Department

- West Main Street Project – Boxculvert is a couple of weeks behind – project tentatively scheduled for middle of September.
- Recommends the sidewalk on Center Street of Joel Kassierer's property be raised so they can have access to their driveway.
- Will do Olean Street with the West Main Project. This includes driveway approaches on Olean for Case, Geoppner and Chan
- Scheduled to make repairs to West Avenue and Brooklyn Street.
- Will get center lines striped before winter.
- Will take down fence on fair side of retention pond and install a gate.

Elwyn Gordon – Electric Department

- No business to report.

James Brownell – Electric/Water Department

- Electric Department – Hydro Reduction – 5% for September – possible 10% in October
- Water Department – Pipe pushing under creek complete - will start water line replacement after Labor Day.

- Recommends Chris Baker attend the upcoming Water Class in North Tonawanda in October – the class is for six weeks and he will receive his Class 2A license – the cost is \$800.00 plus travel expense. Board approved.

OLD BUSINESS - no business to discuss.

NEW BUSINESS

EXECUTIVE SESSION – Trustee Schuler motioned to enter executive session to discuss contract negotiations at 7:07pm – second Trustee Guinnip – carried.

Trustee Robbins motioned to exit executive session at 7:45pm – second Trustee Schuler – carried

HYLAND CO-GENERATION PROJECT

B/L Engineering – Trustee Guinnip motioned to authorize Barton & Loguidice, P.C. to go out to bid for the Request for Proposal on the Gas-to-Energy Transmission line with the village having the right to reject any and all bids – second Trustee Schuler – carried.

Purchase of Property – Trustee Baker motioned to authorize Hodgson Russ Attorneys to proceed with the appropriate paperwork to purchase the 6 acre lot on County Road 16 for \$25,000.00 subject to Hyland Landfill funding this purchase – second Trustee Schuler – carried.

COMPREHENSIVE PLAN – SEQR – Trustee Guinnip motioned to designate the Town of Angelica as Lead Agency for SEQR for the Comprehensive Plan – second Trustee Robbins – carried.

Trustee Robbins motioned to hold a public hearing on the Comprehensive Plan on September 24, 2007 at the Angelica Town Board Room at 7:00 pm – second Trustee Guinnip – carried.

SIDEWALK WORK CENTER STREET – Trustee Guinnip approved the village to replace 60 feet of sidewalk at Joel Kassirer property – second Trustee Schuler – carried.

PROPERTY EASEMENT – Trustee Robbins motioned to authorize the attorney to draw the paperwork up to record the Permanent Drainage Easement that was made between the Village of Angelica and Dorothy Jones in 2005 – second Trustee Guinnip – carried.

RESOLUTION – GRANT SALT STORAGE FACILITY – Offered by Trustee Guinnip and seconded by Trustee Robbins that the Village of Angelica will participate in a shared municipal services incentive grant application with the Town of Angelica for the purpose of constructing a shared municipal Sand/Salt Storage Facility. (See attached)

Roll Call Vote: Ayes 5
 Nays 0

The Mayor therefore declared the resolution duly adopted.

RESOLUTION – BAN – Offered by Trustee Baker and seconded by Trustee Guinnip authorizing the issuance of \$58,500.00 serial bonds by the Village of Angelica, Allegany County, New York, pursuant to the local finance law to finance the purchase of 10 self-contained breathing apparatus. (See attached)

Roll Call Vote: Ayes 5
 Nays 0

The Mayor therefore declared the resolution duly adopted.

RESOLUTION MEUA PROXY – Offered by Mayor Johnson and seconded by Trustee Guinnip to delegate William Whitfield as the accredited delegate of the Village of Angelica at the Annual Conference of the Municipal Electric Utilities Association. (See Attached)

Roll Call Vote: Ayes 5
 Nays 0

The Mayor therefore declared the resolution duly adopted.

WAIVERS ON MORATORIUM - The clerk submitted requests from Stephanie Coombs of West Main Street for the installation of a covered porch.
Trustee Robbins motioned to approve the waiver on the moratorium for the above building permit – second Trustee Baker – carried.

CONSERVATION CLUB SHOOT– A letter from Bob Jones was submitted to request the Conservation Club to hold a trap shoot on Saturday, September 8th – approved by board.

COURTROOM EQUIPMENT – Supervisor, Bob Jones advised that the courtroom was in need of a new all in one printer. The board discussed and approved for a inexpensive one this year and will budget for a new model from Acme Business in the future.

SIDEWALK REPLACEMENT REQUEST – A letter was submitted from Maurice and Betty Hannon requesting their sidewalk to be replaced on East Main Street. – The clerk will add them to list.

CORRESPONDENCE

- A Shared Service meeting is scheduled for Sept 1st or Sept 6th
- Time Warner Cable Franchise Fees (1238.99)
- Judge Schmitt’s June (2855) and July (875) Reports
- Reviewed PD Monthly report for May, June and July
- Reviewed the August 2007 Shut-off list.

CLAIMS

Trustee Robbins motioned to approve the general fund claims in the amount of \$37,083.72 – second Trustee Guinnip – carried

Trustee Schuler motioned to approve the electric fund claims in the amount of \$48,982.06 – second Trustee Baker– carried.

Trustee Guinnip motioned to approve the water fund claims in the amount of \$29,424.40 – second Trustee Schuler– carried.

Trustee Baker motioned to approve the joint activity claims in the amount of \$683.02 – second Trustee Guinnip – carried.

Trustee Robbins motioned to approve the trust and agency claims in the amount of \$230.00 – second Trustee Guinnip – carried.

With no further business to discuss Trustee Robbins motioned to adjourn at 10:19 pm second – Trustee Guinnip – carried.

Respectfully Submitted,

Karen E. Heidman – Clerk-Treasurer