

# Village of Angola Board Meeting

MINUTES OF MONDAY, April 11, 2016 – 7:00 PM

At a regular meeting and Budget hearing of the Village of Angola Board of Trustees held at the Village Hall, 41 Commercial Street, Angola New York, County of Erie, on April 11, 2016 at 7:00 PM, there were;

**PRESENT:** Mayor Howard Frawley; Deputy Mayor William Houston, Trustees Carole Kin; John Wilson and Charles Katra.

**ALSO PRESENT:** Linda Giancarlo – Clerk-Treasurer; Andrew Yusick-Village Attorney; Donald Gallo-Village Engineer; Ernest Masullo- Police Chief; Charles Klepfer Sr.- newly appointed Fire Commissioner; Charles Klepfer Angola Fire Department Chief; Angola Fire Department; Paul Ryerse-Chief Code Enforcement Officer.

**GUESTS PRESENT:** Andrew John, James Bierfreund, Angela FD, Patricia Jasinski, Brian and Julie Leach, Jennifer and Matthew Padoba.

**PLEDGE OF ALLEGIANCE:** Led By Charles Klepfer Sr.

**APPROVAL OF ORGANIZATIONAL MEETING:** Trustee Kin seconded by Trustee Katra, Trustee Houston against Richard Bartlett on the Zoning Board of Appeals as discussed at the organizational meeting. unanimously carried

**APPROVAL OF MEETING MINUTES of March 15, 2016-** Trustee Houston, seconded by Trustee Kin, unanimously carried

**VISITORS:** No comments

## **COMMUNICATIONS:**

### **Mayor Frawley reported:**

- He will be attending the Association of Erie County Meeting April 28<sup>th</sup> at Ilio DiPaolos
- There will be a retirement party for Librarian Mary Truby for 44 year service at the Angola Public Library. The celebration will be held on May 1<sup>st</sup> at the Colony Restaurant.
- He will be attending the Directors Meeting of the Association of Erie County Governments on April 21 in Sloan, discussing energy savings.
- Evans Township Lions Club will be holding an “Evening with Frank and Dean and Then Some” on Saturday, June 18 at 7-10PM at Most Precious Blood School Hall. Tickets can be purchased via Trustee Houston.

### **Trustee Houston Reported:**

- Discussed the report regarding Governor Cuomo’s Budget. Some infrastructure money may be available. There are other good things as well.
- South Towns Coalition meeting is Thursday in Eden. He will be attending.
- Stated that he reviewed the Erie County Charter provisions pertaining to a “so called” County Planning Board that were distributed to the Village Board. He warned to be cautious about things that could result in negative impacts to the Village.

## **DEPARTMENT HEADS, COMMITTEE REPORTS:**

### **TRUSTEE HOUSTON – Reported**

- He and the Mayor represented the Village at the Evans-Brant Chamber Recognition Dinner. They sat with Citizen of the Year recipient Leonard Pero, Supervisor of Brant. It was held at Camp Pioneer. It was a nice event. Lenny put a nice thank you in the Angola Pennysaver not mentioning the Town of Brant or Village of Farnham because they did not recognize him for the award.
- Reported that the “E-Scrap for Camp” was done at the Village Hall and we received more than last year. He was able to have the DPW grab an old small broken down Organ that was donated to the Congregational Church years ago for the E-Scrap collection.
- Contacted our Garbage Collection contractor in regard to the throwing of the cans and lids. They are placing them down a little better now.
- National Grid re-installed the Street light that was removed due to it blown down, last year during a wind storm in the parking lot of the JT Waugh School.
- A new street light has also been installed on Mill Street near the square brick house. The old light will be removed at a future date.

**Mayor Frawley** mentioned that if any residents see a street light out get the pole number and we will call it in to National Grid.

- The Congregational Church is having a drawing for a freezer and meat. He has tickets available.
- Friends of The Village Organization raised over \$7-8000 to place a monument at the Forest Lawn Cemetery in Buffalo to memorialize the Victims of the 1867 Angola Train Disaster as they were never identified. The new marker has been placed and will be dedicated on Saturday, May 14<sup>th</sup>. At the same time there will be a ribbon cutting across the street from the Village Hall at the storyboard placed by the Town of Evans Historical Society and the Village of Angola about the Train Disaster.
- Mentioned the passing of: Gene Hilton; Antonio Arcara; Phillis-Ellis-Burdick-Krantz-Willesen; Guy Berner, a son of owners of the old Oswald Bakery in Derby, their son who was a ski instructor was killed in an avalanche in Oregon.
- Working on concert schedule for Centennial Park/Gazebo summer concert series celebrating 34 years, they will run from Wednesday, June 15 through Wednesday, August 31<sup>st</sup>.

### **TRUSTEE KIN – Reported on Behalf of the Angola Library**

- Wednesday, April 13, 20 and 27 Preschool Storytime ages 2-5
- Thursday, April 14<sup>th</sup> 3-5 Apps for Phones and Tablets for Adults
- Monday, April 25 Lego Club ages 2-5
- Jennifer Page is the new Librarian she is very nice and doing well.

**7:15 OPEN PUBLIC HEARING FOR TENTATIVE BUDGET Motion made by Trustee Kin, seconded by Trustee Wilson, unanimously carried**  
**Clerk-Treasurer read notice**

**VILLAGE OF ANGOLA  
NOTICE OF PUBLIC HEARING  
FOR 2016-2017 BUDGET**

**RESOLVED** that pursuant to Village Law Section 5-504 the 2016-2017 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 14, 2016. The budget may be inspected between the hours of 9:00 AM and 5:00 PM on or after March 15, 2016. Said Tentative Budget includes maximum compensation for the Mayor of \$5,500 per annum and for the Trustees of \$3,000 per annum. The 2016-2017 Budget reflects an increase of the tax rate from \$5.83 to \$5.94 with an increase in the garbage rate to \$200.00 per unit. A summary of the tentative budget is as follows:

<b>General Fund Appropriations</b>	<b>\$1,235,666.00</b>
<b>Water Fund Appropriations</b>	<b>\$ 842,050.00</b>

**FURTHER BE IT RESOLVED** that a Public Hearing on the budget will be held at the Village Office, 41 Commercial Street, Angola New York on Monday, April 11, 2016 at 7:15 PM to consider same before final adoption. Village Clerk is hereby authorized to publish notice in the paper of record the Hamburg Sun.

**COMMENTS FROM THE FLOOR-**

**Patricia Jasinski** lives at 117 Lake Street. She mentioned the infrastructure and her concerns about something being done on Lake Street. **Trustee Wilson** stated that this is an Erie County Road but he spoke to a County representative to make sure they are going to address this issue. **Mayor Frawley** stated that he and **Trustee Houston** have also been in contact with Legislator Mills. They will follow up.

**Julie Leach (daughter of Patricia Jasinski)** stated that it is the sanitary sewer that is bothering them as well. They are constantly calling a plumber, it keeps backing up. **Mayor Frawley** stated that he has a meeting with the Erie County Sewer Authority this week so he will have them check it out. She did call the sewer department and they said they will come out but she doesn't think that they did. Mayor Frawley will follow up. Trustee Katra also will also follow up with the Sewer Department,

**No other Comments.**

**Trustee Houston**

**MOTION TO CLOSE PUBLIC HEARING Trustee Kin, seconded by Trustee Wilson, unanimously carried**

**DEPARTMENT HEADS, COMMITTEE REPORTS (continued):**

**TRUSTEE WILSON – Reported**

- The annual Environmental Fair" was held at Evans Center Fire Hall this past weekend and it was well attended, a lot of Chicken BBQ's were sold by the Boy Scouts. Wings of Hope were also there.
- Tom Burton-owner of the Angola Village Commons continues to move forward with improvements, is trying to be as IDA compliant as possible. He also may have a new tenant coming in.
- Mentioned he has been in contact with the new owners of the old bowling alley. They are doing a great job with the building.
- Tom Burton would like to get in on the "façade" program as well.
- The Village Board thanked Matthew and Jennifer Podoba for going around and trying to get the business district on board for the Erie County Façade program. They have been networking with other businesses.

- Motion to adjourn regular meeting and go into executive session to discuss a personnel matter made by Trustee Kin, seconded by Trustee Wilson, unanimously carried 7:30.

**Motion to re-enter the regular Board meeting** and close executive session made by Trustee Kin, seconded by Trustee Wilson 8:15

Mayor Frawley reported that no action was taken in executive session.

### **TRUSTEE KATRA- No Report**

### **MAYOR FRAWLEY– continued his Report**

- Attending the NYCOM Annual Conference May 1-3<sup>rd</sup> at Saratoga Springs.
- Will be attending the Directors Meeting of the Association of Erie County Governments, discussing energy savings.
- Attended the Association of Erie County Governments meeting discusses Emergency Services. Discussed ideas for staging areas.

**Chief Masullo** stated that the he is on the Committee for Emergency services and plans have been put into place for staging areas.

**Mayor Frawley** stated that new plans were discussed as well. He will give Chief Masullo the information he has.

- Handed Village Clerk paperwork to give to Keith Young-Disaster Coordinator.
- Congratulated Leonard Pero Evans-Brant Citizen of the Year and Mayor Krebs Citizen of the Year in Springville.
- Read the nice thank you that was put into the Pennysaver by Leonard Pero, thought it was nice.

### **ATTORNEY – No report**

### **POLICE – Chief Masullo-submitted monthly report**

**GENERAL CREW CHIEF – Excused-** submitted a very detailed report on all of the work his department has completed during the last month.

### **FIRE CHIEF – Charles Klepfer Reported:**

Training facility is in at the South Main Street Station-Station two, (purchased with Grant Money) and electrical work is being done. Training will start for state instructors and Fire Department. A walk through will be available after things are settled and in place.

Wheels will be taken off by the manufacturer and a solid support will be put into place.

**FIRE COMMISSIONERS – Newly Appointed Charles Klepfer Sr.** thanked the Village board for his appointment and looks forward to a good working relationship.

### **CODE ENFORCEMENT – Paul Ryerse Reported:**

- Currently short staffed at the Office, interviewing process is taking place to rebuild department.
- Currently reviewing the newly adopted 2006-2015 NYS Code. They have until October to transition.

Trustee Houston asked that the Inman property get cleaned up as soon as possible.

**PLANNING – Welcomed newly appointed Member Matthew Padoba**

**ZONING – Welcomed newly appointed Member Jennifer Padoba**

**DISASTER COORDINATOR- Keith Young** attended the EC Emergency Management Meeting, discussed Thruway closings. Mr. Young asked for approval to have Kirt Young join him tomorrow at the ICS300 School at Genesee Community College in Batavia, the fee is \$30 each and it is a 2-day school. They both need ICS300 courses. **Motion to approve made by Trustee Houston seconded by Trustee Wilson, unanimously carried.**

The Village Board asked him for a recommendation to serve as a Deputy Disaster Coordinator, he asked for Kirt Young. Mayor Approves and Attorney Yusick will prepare a resolution.

**CLERK-TREASURER – Linda Giancarlo Reported:**

- Working on monthly financials.
- E-Scrap for Camp
- Working with Matthew Padoba on the Façade Program.
- Continuing to work on DASNY Grant paperwork
- Reaching out for the additional Depot Grant monies
- Will start collecting unpaid water bills from the outside district. Working with the Evans Town Assessor. This will start in the fall.

**OLD BUSINESS:**

1. **Sale of Water Plant- nothing new**
2. **Depot Project- discussed**
3. **USDA- funding for outside retail water district-nothing new**
4. **Land Banking 59 N Main- moving forward-awarded contract to Robin Combs as contractor, siding, roofing, electrical, etc. ( discussed a need for a new waterline)**
5. **Solar Energy-pending future solar site for residents**
6. **Union negotiations-moving forward with Trustee Katra**
7. **Justice Court Audit-scheduling soon**

**Trustee Houston** shared his concern over the County Water bill and the unusual high credit the Village is receiving for the “Free-Wheeling” water that goes out to the Pontiac Area ; he will talk with the water maintenance worker on our end to check it out.

**NEW BUSINESS:**

1. **E-Scrap for Camp- total collection was 940 lbs. (up from last year’s 320lbs) possibly from the old organ.**

**RESOLUTIONS OF APRIL 11, 2016**

-----  
**#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 for the outside water district unless paid in full by April 18, 2016. 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 \$10,847.30. **Motion made by Trustee Wilson, seconded by Trustee Kin unanimously carried.**

-----

**#2 APPROVE USE OF CENTENNIAL PARK / WILLIAM G HOUSTON GAZEBO**

**RESOLVED** that the Village Board approves the application from Lake Shore Association of Churches- Rev. John Kwiecien for the use of Centennial Park and the William G Houston Gazebo for “National Day of Prayer” on Thursday May 5, 2016 from 6:30-8:00PM. **Motion made by Trustee Kin, seconded by Trustee Kin unanimously carried.**

-----

**# 3 ADOPT FISCAL YEAR 2016-2017 BUDGET**

**WHEREAS**, the Village of Angola Board of Trustees held a public hearing on the 2016-2017 Budget on April 11, 2016 at 7:15 PM as specified in the Notice of Public Hearing, **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, 2016.

<b>Total General Fund Appropriations</b>	\$1,235,666.00		
Less Estimated Revenues	\$727,770.00	Taxable Valuation	\$77,086,795.00
Less Appropriated Fund Balance	\$50,000.00	Tax Rate	\$5.94
Amount to be raised by taxes	\$457,896.00	Garbage Fee	\$200.00

<b>Total Water Fund Appropriations</b>	\$842,050.00		
Less Estimated Revenues	\$842,050.00		
Less Appropriated Fund Balance	\$0.00		

**Motion made by Trustee Katra, seconded by Trustee Wilson unanimously carried.**

-----

**#4 APPROVE USE OF HERMAN PARK FACILITIES- FOR THE DATES BELOW**

**RESOLVED** that the Village of Angola Board of Trustees hereby approves the following application for the use of Herman Park Facilities, a \$50 non-refundable deposit has been received. Scott and Marie Cameron-Saturday, July 30, 2016 from 12PM to 6PM, for a Birthday Party. **Motion made by Trustee Houston, seconded by Trustee Wilson, unanimously carried.**

-----

**#5 APPROVE WINE TASTING-FUNDRAISER FOR ANGOLA VOLUNTEER FIRE DEPARTMENT**

**WHEREAS**, the Angola Volunteer Fire Department requested permission from the Angola Village Board to assemble a Wine-Tasting Event as a fundraiser for the Volunteer Fire Department, and **WHEREAS**, the Angola Volunteer Fire Department would like to schedule the event for August 27, 2016, and **WHEREAS**, the event will take place at 51 Commercial Street (station #1), and

WHEREAS, if approved, the Angola Volunteer Fire Department and the Village Clerk will satisfy all necessary requirements through the Village of Angola's Liability Insurance Company and obtain the necessary certificates if so required. **NOW**

**BE IT RESOLVED**, the Village of Angola Board of Trustees hereby approves the assemblage application from the Angola Volunteer Fire Department to assemble a Wine Tasting Fundraiser Event as described above, pending approval of the Village of Angola's Liability Insurance Company NYMIR. **Motion made by Trustee Wilson, seconded by Trustee Kin unanimously carried.**

-----  
**#6 APPROVE PUBLIC HEARING FOR LOCAL LAW #1 "Procurement Policy Amendment"**

**WHEREAS**, proposed Local Law No. 1 for the year 2016 entitled "Procurement Policy Amendment" has been presented to the Board of Trustees of the Village of Angola, and

**WHEREAS**, said proposed local law amends the Village of Angola's Procurement Policy to except from the requirements of that policy goods and services purchased under the provisions of General Municipal Law Section 103(16) commonly known as "piggybacking."

**NOW, THEREFORE, BE IT RESOLVED**, that the Village of Angola Clerk/Treasurer is hereby directed to publish pursuant to law, the attached Notice of Public Hearing for Proposed Local Law No. 1 for the year 2016 amending the Village of Angola's Procurement Policy to except from the requirements of that policy goods and services purchased under the provisions of General Municipal Law Section 103(16) commonly known as "piggybacking." Said hearing to be held on the 9<sup>th</sup> day of May, 2016, at 7:15PM at Angola Village Hall, 41 Commercial Street, Angola, New York 14006, at which time all interested persons shall be heard. A copy of the Proposed Local Law No. 1 for the year 2016 is available at Angola Village Hall.

**NOTICE OF PUBLIC HEARING**  
**Proposed Local Law No. 1 for the Year 2016**  
**Procurement Policy Amendment**  
**Village of Angola**

**PLEASE TAKE NOTICE** that Proposed Local Law No. 1 for the Year 2016 has been introduced to the Village Board of Trustees of the Village of Angola, Erie County, New York amending Chapter 34 of Angola Village Code to add a new section: 34-4 K providing for exceptions to the Village Procurement Policy for purchases pursuant to General Municipal Law Section 103(16).

**PLEASE TAKE FURTHER NOTICE**, that pursuant to Section 20 of the New York Home Rule Law, a Public Hearing will be held on the aforesaid Local Law before the Board of Trustees of the Village of Angola at Village Hall, 41 Commercial Street, Angola, New York 14006 at 7:15 pm on the 9<sup>th</sup> day of May, 2016 for the consideration of Proposed Local Law No. 1 for the Year 2016.

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

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

**LOCAL LAW NO. 1**  
**FOR THE YEAR 2016**  
**ENTITLED PROCUREMENT POLICY AMENDMENT**  
**AMENDMENT TO CHAPTER 34 of the Angola Village Code**

-Local Law No. 1 for the year 2016 Amending Chapter 34, Section 34-4 of the Code of the Village of Angola, County of Erie, to add Section 34-4 K as follows:

-34-4 K. Purchase of goods or services under General Municipal Law Section 103(16).

-This local law shall take effect immediately upon filing with the Secretary of New York State.

**Motion made by Trustee Kin, seconded by Trustee Houston, unanimously carried.**

-----

**#7 APPROVE PUBLIC HEARING FOR LOCAL LAW #2 “Village Justice Residency”**

**WHEREAS**, proposed Local Law No. 2 for the year 2016 entitled “Village Justice Residency” has been presented to the Board of Trustees of the Village of Angola, and  
**WHEREAS**, Section 300(2)(b) of the Village Law permits villages having a population of less than 3,000 to provide, in lieu of any residency requirement provided by law, residency outside of the Village provided that such justice and/or acting village justice resides within the County of Erie, and  
**WHEREAS**, the Village of Angola has a population of less than 3,000 and, as a result, it has been difficult to identify qualified individuals willing to accept such position, and  
**WHEREAS**, said proposed Local Law No. 2 amends Article 31 of the Angola Village Code to add an Article II entitled ‘Village Justice Residency’ and Section 31-3 entitled ‘Eligibility to Hold Office.’  
**NOW, THEREFORE, BE IT RESOLVED**, that the Village of Angola Clerk/Treasurer is hereby directed to publish pursuant to law, the attached Notice of Public Hearing for Proposed Local Law No. 2 for the year 2016 to amend Chapter 31 of the Angola Village Law to permit the Angola Village Justice and/or Acting Angola Village Justice to reside outside the Village of Angola provided such residency is within the County of Erie. Said hearing to be held on the 9<sup>th</sup> day of May, 2016, at 7:45 PM at Angola Village Hall, 41 Commercial Street, Angola, New York 14006, at which time all interested persons shall be heard. A copy of the Proposed Local Law No. 2 for the year 2016 is available at Angola Village Hall.

**NOTICE OF PUBLIC HEARING**  
**Proposed Local Law No. 2 for the Year 2016**  
**VILLAGE JUSTICE RESIDENCY**  
**Village of Angola**

**PLEASE TAKE NOTICE** that Proposed Local Law No. 2 for the Year 2016 has been introduced to the Village Board of Trustees of the Village of Angola, Erie County, New York amending Chapter 31 of Angola Village Code to add: Article II – Village Justice Residency. Said Local Law permits the Village Justice and /or Acting Village Justice to reside outside of the Village provided said Village Justice and /or Acting Village Justice reside in Erie County.

**Please take further notice**, that pursuant to Section 20 of the New York Home Rule Law, a Public Hearing will be held on the aforesaid Local Law before the Board of Trustees of the Village of Angola at Village Hall, 41 Commercial Street, Angola, New York 14006 at 7:45 pm on the 9<sup>th</sup> day of May, 2016 for the consideration of Proposed Local Law No. 2 for the Year 2016.

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

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

**LOCAL LAW NO. 2**  
**FOR THE YEAR 2016**  
**ENTITLED VILLAGE JUSTICE RESIDENCY**  
**AMENDMENT TO CHAPTER 31 of the Angola Village Code**

Local Law No. 2 for the year 2016 amending Chapter 31 of the Code of the Village of Angola, County of Erie, to add as follows:

Article I – Village Justice Residency

Section 31-3 – Eligibility to Hold Office.

In lieu of any other residency requirement imposed by law, the Angola Village Justice and/or Acting Angola Village Justice may reside outside of the Village provided that the Village Justice and/or Acting Angola Village Justice reside within the County of Erie.

**Motion made by Trustee Katra, seconded by Trustee Kin unanimously carried.**

-----  
**#8- DEPOT GRANT-AUTHORIZING MAYOR TO SIGN LEGAL DOCUMENTS**

**WHEREAS**, the Village of Angola has received a special grant in the New York State Budget; and  
**WHEREAS**, there are specific requirements and regulations governing the expenditure of these funds;  
**NOW, THEREFORE**, the Village Board of the Village of Angola resolves the following:

1. Administration of all funds under this grant will be in accordance with all terms and conditions contained in the **“GUIDELINES for Projects over \$50,000 and under or those Involving Construction”** dated September 18, 2014 provided by the NYS Office of Parks, Recreation and Historic Preservation;
2. That, Howard Frawley, as Mayor of the Village of Angola is hereby authorized to sign legal documents on behalf of the Village of Angola and that such signature is acknowledgment of the acceptance by this body of compliance with all terms and conditions of the MASTER CONTRACT FOR GRANTS, to be executed for the grant.

**Motion made by Trustee Katra, seconded by Trustee Houston unanimously carried.**

-----  
**#9- APPOINTMENT OF DEPUTY DISASTER COORDINATOR**

**WHEREAS**, the Village has an appointed disaster coordinator, and  
**WHEREAS** for the safety of the Village residents a Deputy Disaster Coordinator is necessary to perform such services in the absence of the Disaster Coordinator.

**NOW, BE IT RESOLVED**, that Kirt Young is appointed Deputy Disaster Coordinator for a period of one year.

**Motion made by Trustee Kin, seconded by Trustee Wilson unanimously carried.**

-----  
**AUDIT OF BILLS – Motion to Pay Bills brought forth for this board meeting made by Trustee Houston, seconded by Trustee Katra, unanimously carried**

**ADJOURN** Motion to Adjourn regular meeting and public hearings on May 9, 2016 at the Village Hall at 7:00PM, workshop 6:30 if needed. Motion made by Trustee Kin, seconded by Trustee Wilson  
Meeting adjourned at 8:45PM

**Submitted By**

**Village Clerk Treasurer  
Linda Giancarlo**

---