March 8, 2010

Town of Albion regular Town Board meeting held in the Town hall, 3665 Clarendon Rd.

Meeting called to order at 7:04 pm.

Pledge of Allegiance was said and the exit message was given.

Present was Councilperson Ryan Miller, Councilperson Clifford Thom, Supervisor Judith Koehler and Councilperson Timothy Neilans. Absent was Councilperson Matthew Passarell. Also present was Attorney for the Town John Gavenda and

Supervisor Koehler: I need a motion for the agenda. Is there any changes?

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Timothy Neilans to accept the agenda as written and submitted. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a motion to open the public hearing.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom to open the public hearing at 7:06 pm on proposed Local Law #1, amending the purchasing policy. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

The proposed local law was reviewed and the residents were able to ask questions regarding it.

Supervisor Judith Koehler: I need a motion to close the public hearing.

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Ryan Miller to close the public hearing and enter the regular meeting at 7:10 pm. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a resolution to adopt the Local Law.

Resolution #47 Amendment to Chapter 29-2

Councilperson Ryan Miller moved the adoption of the following resolution, and Councilperson Timothy Neilans seconded the motion.

Be it hereby enacted by the Town Board for the Town of Albion as follows:

***WHEREAS,* the Town of Albion received funding under the Community Development Block Grant (CDBG) Program; and**

***WHEREAS,* under the CDBG program regulations, communities are required to comply with the procurement standards established for federal assistance programs; and**

***WHEREAS,* these procurement standards require that, whenever possible, small, minority, and women-owned businesses should be solicited as potential sources of supplies, services, and construction and other contracts; and**

***NOW THEREFORE BE IT RESOLVED,* that the Town Board of the Town of Albion hereby amends Chapter 29 Section 29-2 of the Purchasing Policy of the Albion Town Code to read as follows:**

Section 29-2(C) - In compliance with the Community Development Block Grant (CDBG) Program the Town of Albion will consider in the solicitation of bids or quotes for services, supplies or contracts to be given to:

1) **Small and/or locally owned businesses, with priority to businesses owned by or which employ low or moderate income persons as defined by HUD; and**
2) **Qualified Minority and Women owned Business Enterprises ((M/WBE) firms listed in the directory of ratified minority and women-owned businesses maintained by the Empire Development Corporation on its website at http://205.232.252.35 or at http://www.empire.state.ny.us/smallandgrowingbusinesses/mwbe.asp; and**

***BE IT FURTHER RESOLVED,* that these provisions shall apply to the procurement of goods and services related to the implementation of the CDBG funded programs and activities as well as to the procurement of goods and services related to the general conduct of business by the Town of Albion. Councilperson Ryan Miller moved the adoption of the following resolution, and Councilperson Timothy Neilans seconded the motion. Resolution duly adopted by the following vote:**

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: Next is the Code Enforcement Officers report.

The Code Enforcement Officer gave a report to the Board on various topics.

Supervisor Judith Koehler: I need a motion to approve the minutes of the January 11, 2010 meeting.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Ryan Miller to approve the minutes of the January 11, 2010 as published and submitted. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

March 8, 2010

Supervisor Judith Koehler: I need a motion to approve the minutes of the February 8th meeting.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Ryan Miller to approve the minutes of the February 8, 2010 as published and submitted. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a resolution for the vouchers.

Resolution #48 Payment of Claims

Whereas, the following are against the Town:

General A & B #'s – 75 – 111	**$ 47,602.59**
Highway DA & DB #'s – 31 – 53	**$ 36,416.56**
Water Districts #'s – 14 – 20	**$ 3,656.29**
Grant 7 - #4	**$ 1,024.30**
Sewer Districts #'s -#3	**$ 69.54**
For a grand total of	**$ 88,769.28**

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom to approve payment of the above listed claims. Resolution duly adopted by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a motion to hold a public hearing for Water District #9.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom calling for a public hearing on April 12, 2010 at 7:00 pm to consider the establishment of proposed Water District #9. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a motion to approve the water district connection between three and six.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Ryan Miller rejecting all bids received for the water connection between Water District 6 and Water District 3 and the Town Board authorizes the Town of Albion Highway Department to do the work. Motion was carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a motion for the building use policy.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom adopting the building use policy. The policy in its entirety is hereby filed with and made a part of these minutes. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Supervisor Judith Koehler: I need a motion for executive session.

Motion was made by Councilperson Ryan Miller and was seconded by Councilperson Timothy Neilans to close the meeting and open executive session at 9:20 pm. Motion carried by the following vote:

Councilperson Ryan Miller, aye **Councilperson Clifford Thom, aye**
Supervisor Judith Koehler, aye **Councilperson Timothy Neilans, aye**
Councilperson Matthew Passarell, aye

Minutes approved with the above highlighted changes at a meeting held on April 12, 2010.

Respectfully submitted
Sara Stirk