

April 12, 2010

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

Meeting called to order at 7:00 pm.

Pledge of Allegiance was said.

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

Supervisor Judith Koehler: I need a motion to approve the agenda.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom to approve the agenda. 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 Clifford Thom and was seconded by Councilperson Timothy Neilans to open the public hearing on proposed Water District #9 at 7:02 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**

Paul Chatfield, Chatfield Engineers, explained about the district and the related costs involved. The residents were able to ask questions regarding the district.

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

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Timothy Neilans to close the public hearing on proposed Water District #9 at 7:22 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 create the district.

Resolution #49 Creation of Water District 9

The resolution in its entirety is hereby filed with and made a part of these minutes.

Motion was made Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom. Resolution duly adopted by the following vote:

Councilperson Ryan Miller, aye Councilperson Clifford Thom, aye

April 12, 2010

**Supervisor Judith Koehler, aye Councilperson Timothy Neilans, aye
Councilperson Matthew Passarell, aye**

Supervisor Judith Koehler: I need a motion to establish the district.

Resolution #50 Establishment of Water District 9

The resolution in its entirety is hereby filed with and made a part of these minutes.

Motion was made Councilperson Clifford Thom and was seconded by Councilperson Matthew Passarell. 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 approve the consultation fee for the PC Doctor.

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Matthew Passarell authorizing the expenditure of \$75.00 to PC Doctor for a consultation on the existing computers in the Town building. 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: Dick Remley is here to speak about the Swan Library.

Dick Remely spoke about the Library and asked the Board for a letter of support regarding the proposed new library.

Supervisor Judith Koehler: We are going to take a five minute recess.

Motion was made by Councilperson Matthew Passarell and was seconded by Councilperson Timothy Neilans to take a five recess at 8:05 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 motion for executive session.

Motion was made by Councilperson Matthew Passarell and was seconded by Councilperson Clifford Thom to enter executive session at 8:15 pm for the discussion of a personnel issue. 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**

April 12, 2010

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom to close executive session at 8:35 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: Next item is the brush and weeds law that Dan wants to amend.

Code Enforcement Officer Dan Strong explained about the amendment and the purpose for it. He asked the Board to hold a public hearing on this.

Supervisor Judith Koehler: I need a motion for a public hearing.

Motion was made by Councilperson Ryan Miller and was seconded by Councilperson Matthew Passarell calling for a public hearing to review proposed Local Law #2, Brush and weeds, on May 10, 2010 at 7:00 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 motion for the minutes.

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Ryan Miller to approve the minutes of the March 3, 2010 minutes with a correction that Councilperson Matthew Passarell was absent. 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 the vouchers.

Resolution #51	Payment of Claims	
Whereas, the following are against the Town:		
General A & B #'s – 112 – 132 & 134 – 150		\$ 54,601.86
Highway DA & DB #'s – 54 – 72		\$ 7,090.43
Water Districts #'s – 21 – 29		\$ 2,201.83
Grant 7 #'s – 5 – 6		\$ 509.80
Grant 9 #'s – 3 – 4		\$ 2,194.96
Sewer District #4		\$ 34.06
Sewer Grant 3 #1		\$ 101.50
	For a grant total of	\$ 66,734.44

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:

April 12, 2010

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 a letter of support for the library.

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Timothy Neilans authorizing a letter be sent to the Swan Library in support of the new building. Motion carried by the following vote:

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

Supervisor Judith Koehler: I need a motion authorizing my attendance at finance school.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Clifford Thom authorizing Supervisor Judith Koehler's attendance at the Tenth Annual Town Finance School in May from the 5th to the 7th at a cost of \$200.00 plus mileage. 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 to send a letter to Jed.

Motion was made by Councilperson Ryan Miller and was seconded by Councilperson Matthew Passarell authorizing Supervisor Judith Koehler to send a letter to Highway Superintendent Standish regarding recordation of hours. 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 the workshop with Colleen O'Connell.

Motion was made by Councilperson Timothy Neilans and was seconded by Councilperson Matthew Passarell to hold a workshop on May 3rd at 6:00 pm with Colleen O'Connell for compliance issues at a cost of \$200.00 plus travel costs. 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 Fire contract.

Resolution #52 Fire Contract

The Fire Contract, when filed by Supervisor Judith Koehler in the Town Clerks Office, will be filed with and made a part of these minutes. Resolution duly adopted by the following vote:

April 12, 2010

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 send a letter to Freed Max.

Motion was made by Councilperson Ryan Miller and was seconded by Councilperson Clifford Thom authorizing Supervisor Judith Koehler to send a response letter to Freed, Maxick and Battaglia regarding the 2008 audit. 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 send the memo to Jed and Mike.

Motion was made by Councilperson Matthew Passarell and was seconded by Councilperson Timothy Neilans authorizing Supervisor Judith Koehler to send a memo to Highway Superintendent Jed Standish and MEO Michael Neidert regarding the Deputy Highway Superintendent position. 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 change the drug testing facility.

Motion was made by Councilperson Clifford Thom and was seconded by Councilperson Ryan Miller to change the drug testing facility from Lake Plains to Lakeside. 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 close.

Motion was made by Councilperson Ryan Miller and was seconded by Councilperson Timothy Neilans to close the meeting at 10:22 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 at the regular Town Board meeting of the Albion Town Board held on May 10, 2010 with above highlighted correction.

Respectfully submitted,
Sarah M Basinait