

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, May 13, 2019 at 7:00 p.m.

The meeting was opened at 7:30 p.m. by Mayor DeLano who led the Pledge of Allegiance.

Present: Daniel O. DeLano, Jr., Mayor
Basil J. Piazza, Deputy Mayor
Matthew J. Etu, Trustee
Deborah L. Rogers, Trustee
John “Al” Yates, Jr., Trustee

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer
Hazel J. Pasco, Deputy Treasurer
Charles Grieco, Village Attorney
Keaton DePriest, Director of Community Development
Ben Vilonen, DPW Crew Chief

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to approve the minutes of the regular meeting held on April 22, 2019, as submitted.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Yates, it was moved to open the public participation portion of the meeting.

Unanimously carried.

Member(s) of the audience who spoke and their topic(s) [*Board of Trustees’ comments are in italics.*]:

1. Dan Rider, 38 Garden Parkway – Scare document for future developers; He doesn’t care what the lawyer says; Lehigh Valley Station – Does not want to see a locomotive.
2. Larry Brenton, 31 Monroe Dr. – Asked for an update on Garrison Road. [*Mayor DeLano – work is not completed yet.*] Asked for update on Main Street striping. [*Mayor DeLano – Will be done Wednesday, weather depending.*]
3. Thomas Frank, 5403 Main St. – Parking/traffic; Glen Park parking garage; GBNRTC 2020-2024 Transportation Improvement program at NFTA building; Maintenance on Ellicott St. – 2 trillion dollars; LWRP/Ellicott Creek; Opportunity for state-wide initiative.

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4. Amy Alexander, 153 Mill St. – Parking/Walkability; Concerned about paid parking idea – parking overflows onto residential streets; would like to see a Main Street with more variety of businesses.
5. Maureen Gioia, 88 Oakgrove Dr. – Deer population problem – they carry disease, pose a threat to safety and traffic. Finds this unacceptable and asked what can be done to correct this problem in the Village. *[Amherst Police Dept. – Village is too densely populated an area for bait and shoot to be implemented. Mayor DeLano – Will reach out to DEC.]*
6. Larry Brenton, 31 Monroe Dr. – A woman from Garden Parkway fell and broke her wrist due to the terrible condition of sidewalks. Anything with a lift over ½” is against the ADA regulations. Need a certain number of parking spaces for each business.
7. Kathy Monahan, 67 Oakgrove Dr. – Walks the Village a lot and is dismayed by all the salons. Why so many? *[Deputy Mayor Piazza – Cannot control private business that come in and go out.]*
8. Dan Rider, 38 Garden Pkwy. – Re the vacant lot at Main and Garrison and another on S. Long Street, did they get a reduction of taxes? *[Village Attorney Grieco – Village does not assess properties. The Town of Amherst does.]* Residents are subsidizing vacant lots. *[Trustee Etu – Explained that Mr. Rider’s document is not legal. Lack of visible action does not mean there is lack of action.]*

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to close the public participation portion of the meeting.

Unanimously carried.

Report – Mayor DeLano

Mayor DeLano reported on the following topic(s): Main Street striping - 5/15/19, DOT will be closing parking lanes in the pm. 5/16/19, striping will take place. They will be removing the temporary striping. Union Road will be paved Tuesday and Wednesday, weather permitting. Garrison Road takeover by Village (from the county) will happen as soon as all remaining issues are resolved. Main Street trees – About 50 are being planted this spring. Residential tree planting is being pushed off until fall. Received a grant to re-tree Union Road, once paving work is completed. Village has been awarded the Tree City Sterling Award for the 13th year in a row.

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ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, the following resolution was adopted:

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2018-2019* fiscal year:

To:	001-3410-2050 (Fire Protection – Turnout Gear)	\$306.00
	001-3410-4160-3491 (Fire Protection – Truck Expense/Asst. Chief’s Vehicle)	\$281.00
	001-3410-4250 (Fire Protection – Gas & Oil)	\$1,053.00
	001-3410-4470 (Fire Protection – Building Maintenance)	\$1,100.00
	001-3410-4610 (Fire Protection – Health & Welfare)	\$190.00
	001-3410-4010 (Fire Protection – Office Supplies)	\$150.00
From:	001-3410-4170 (Fire Protection – Utilities)	\$306.00
	001-3410-4160 (Fire Protection – Truck Expense)	\$281.00
	001-3410-4180 (Fire Protection – Radio Repairs)	\$1,053.00
	001-3410-4280 (Fire Protection – EMS Supplies)	\$1,100.00
	001-3410-4620 (Fire Protection – Copy Lease)	\$190.00
	001-3410-4070 (Fire Protection – Utilities)	\$150.00
To:	001-3410-4161 (Fire Protection – Small Engine Repair)	\$100.00
From:	001-3410-4620 (Fire Protection – Lease/Copy Machine)	\$100.00

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Yates, the following resolution was adopted:

RESOLVED, that the following *budget amendments* are hereby made in the *General Fund* for the *2018-2019* fiscal year to account for a donation to the Meeting House from Lancaster Regional Players – 10% of ticket sales from production shows in December 2018 (12/7/18 & 12/16/18 – *Every Christmas Story Ever Told* – 118 tickets at \$1,208) and January 2019 - 1/26/19 *Whose Wine is it Anyway?* – 22 tickets at \$220):

Increase:	001-0001-2705 (Gifts & Donations)	\$121.00
	001-0001-2705 (Gifts & Donations)	\$22.00
Increase:	001-7530-2010 (Village Meeting House – Capital Improvements)	\$121.00
	001-7530-2010 (Village Meeting House – Capital Improvements)	\$22.00

Unanimously carried.

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ON MOTION by Mayor DeLano, seconded by Trustee Yates, the following motion was adopted:

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2018-2019* fiscal year:

RESOLVED, that payroll and vouchers in the amount of **\$348,553.52** covering the period from 4/17/19 – 5/7/19 are hereby approved as follows:

Payroll covering 4/15/19 – 4/28/19: \$34,923.13

Vouchers covering 4/17/19 – 5/7/19:

General Fund	\$265,186.37
Water Fund	\$0.00
Sewer Fund	\$2,165.65
Glen Park Fund	\$1,088.91
Trust & Agency Fund	\$12,495.46
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$32,594.00</u>
	\$313,630.39

GRAND TOTAL: **\$348,553.52**

Unanimously carried.

Report – Deputy Mayor Piazza

Deputy Mayor Piazza reported on the following topic(s): Three members of the Board recently attended a NYCOM conference. It's a constant fight to get minimum funding. Makes life difficult. Memorial Day is for remembering those that died for our country. There will be a service at the Williamsville Cemetery at 11:00am on 5/27/19. All are invited to attend.

ON MOTION by Deputy Mayor Piazza, seconded by Trustee Yates, the following motion was adopted:

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal corporations to enter into cooperative agreement for the performance of those functions or activities in which they could engage individually; and

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WHEREAS, Section 119-N of the General Municipal Law defines the term “Municipal Corporation” to mean a county outside the city of New York, a city, a town, a village, a board of cooperative educational services, fire district or a school district; and

WHEREAS, it has been determined that the Village of Williamsville can save money by the joint purchasing of energy; and

WHEREAS, the Village of Williamsville has determined that it may purchase energy through the use of a marketing firm, individually or through an energy cooperative;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville participate in the Erie County Energy Aggregation, and that the Mayor is hereby authorized and directed to complete and execute the Electric and Natural Gas Co-operative Purchasing Agreements for said Aggregation and to indicate that the Village of Williamsville will agree to be bound thereby.

On the question:

Trustee Rogers – Good Energy want to give assessment.

Deputy Mayor Piazza – This agreement commitment can be cancelled with 60 day notice. Audit can be done anytime.

Unanimously carried.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Buffalo Niagara Water Keepers cleanup this past weekend. Adding bistro tables and high stools for visitors at the Farmers Market this season, which starts this Saturday morning and runs through October 26th. Homecoming on Main event is coming June 1st. It will feature a new version of Taste of Williamsville between 4:00pm – 8:00pm and will take place in the same space as the Farmers Market in the Town of Amherst parking lot.

ON MOTION by Trustee Yates, seconded by Deputy Mayor Piazza, the following motion was adopted:

WHEREAS, New York General Municipal Law (GML) §205-cc was enacted in 2018 to provide enhanced cancer disability coverage (hereinafter referred to as “Cancer Coverage” to any “Eligible Volunteer Firefighter” (as defined in GML §205-cc (1)(a); and

WHEREAS, the law requires that any fire district, department or company provide and maintain Cancer Coverage for Eligible Volunteer Firefighter effective January 2019; and

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WHEREAS, the VILLAGE. Is the authority having jurisdiction (AHJ) over the Williamsville Fire Department (hereinafter referred to as the “WFD”) AND IS RESPONSIBLE FOR Eligible Volunteer Firefighter members of the WFD; and

WHEREAS, the WFD provides fire protection services to the following fire districts with the Town of Amherst (TOWN): Fire Protection District No. 1 – Autumn Harvest; Fire Protection District No. 2 – Lamm Post; Fire Protection District No. 3 – Lehn Springs; Fire Protection District No. 4 – Mill Street; Fire Protection District No. 15 – Park Club; Fire District No. 16 – Williamsville-Sheridan the cost of which is billed to the TOWN on an annual basis; and

WHEREAS, the TOWN and the VILLAGE; wish to jointly share in the cost of premiums for Cancer Coverage for both the WFD Eligible Volunteer Firefighters and the TOWN Eligible Volunteer Firefighters on a proportional basis set forth in the Municipal Cooperation Agreement for Volunteer Firefighter Enhanced Cancer Disability Benefits Program Insurance Premiums;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to sign the Municipal Cooperative Agreement dated February 4, 2019 with the Town of Amherst for Volunteer Firefighter Enhanced Cancer Disability Benefits Program pending approval by the Village Attorney.

On the question:

Deputy Mayor Piazza – Unfunded mandate from New York State. State should have provided some relief.

Unanimously carried, as amended.

Report – Trustee Etu

Trustee Etu reported on the following topic(s): Parks update – meeting every 2 weeks to work on update. NYCOM – Grants. Community partners. Mason’s Mission – they build 2 barrier free playgrounds a year. S. Long neighbors – Auctions Services is willing to write a letter in support. Parks survey – Please reply. Have 320 responses to date.

Trustee Etu had no resolutions on the agenda.

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Report – Trustee Rogers

Trustee Rogers reported on the following topic(s): There are two new Little Free Libraries in the Village: 1) Glen Park – donated by a Clarence Girl Scout Troop and 2) Garrison Park – donated by Forest Elementary School. Griffiths Sculpture Park – contacted to acquire a sculpture to display in Island Park. Meeting House Garden – Designed and to be planted and maintained by Forest Stream Garden Club, who received a \$1,000 grant from Plant America. Glen Park/Noll Nature Center – Glen Park Joint Board is looking at options of what to do there. Will keep the public up to date on any progress.

Trustee Rogers had no resolutions on the agenda.

Staff Report(s)

Community Development Director DePriest reported on the following topic(s): VFW Memorial Day Parade down Main Street starts at 2:00pm on 5/27/19; Homecoming on Main – Experience Williamsville event is June 1st. Will be a great day in the Village.

ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved to leave the regular agenda to open the Executive Session at 8:45 p.m. for the purpose of discussing threatened litigation in connection with an alleged violation of the NYS Human Rights Law.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Rogers, it was moved to close the Executive Session and return to the regular agenda at 9:18 p.m.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to adjourn the meeting at 9:19 p.m.

Unanimously carried.

Judith A. Kindron
Administrator/Clerk-Treasurer