

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, February 25, 2019 at 7:30 p.m.

The meeting was opened at 7:35 p.m. with the Pledge of Allegiance led by Trustee Rogers.

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 D. Grieco, Village Attorney
Keaton DePriest, Director of Community Development

Excused: Ben Vilonen, DPW Crew Chief

The Proclamation for James L. Schiferle, Sr., was tabled until the next meeting.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to approve the minutes of the regular meeting held on January 28, 2019, as submitted.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved to approve the minutes of the special meeting held on February 13, 2019, as submitted.

Unanimously carried.

<p style="text-align: center;">Public Hearing</p>
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<p style="text-align: center;"><i>Proposed amendment to Chapter 84 of the Village Code (Signs)</i></p>
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ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved at 7:39 p.m. to continue this public hearing which was previously left open by the Village Board at the January 28, 2019 meeting.

Unanimously carried.

No one from the audience addressed the Board.

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ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved at 7:40 p.m. to continue this public hearing at the March 11, 2019 Village Board meeting.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, 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):

Thomas Frank, 5403 Main St. – Regional Economic grant application; infrastructure and transportation; Imagine Amherst; NYCERTA; LWRP; Onondaga Escarpment; IJC 1909 Treaty between U.S. and Canada; watershed; interconnectivity; One Region Forward.

ON MOTION by Mayor DeLano, seconded by Trustee Etu, 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): Apologized for missing the last meeting - only his second time in 8 years; budget meeting – going well; AIM funding cuts; increases in insurances and mandates; tax cap over rides; minimal damage from recent wind storm.

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:	001-1410-2000 (Village Clerk – Equipment)	\$150.00
	001-1410-4450 (Village Clerk – Misc.)	\$152.00
From:	001-1410-2010 (Village Clerk – Computer Software)	\$150.00
	001-1410-4620 (Village Clerk – Lease Copy Machine)	\$152.00
To:	001-1620-2000 (Buildings – Equipment)	\$215.00
From:	001-1620-4160 (Buildings – Building Repairs)	\$215.00

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To:	001-1640-4160 (Central Garage – Building Repairs/Maint.)	\$2,741.00
	001-1640-4450 (Central Garage – Misc.)	\$28.00
	001-1640-2000 (Central Garage – Equipment)	\$27.00
From:	001-1640-4161 (Central Garage – Small Equip. Repairs)	\$1,564.00
	001-1640-4260 (Central Garage – Maint. Supplies)	\$1,029.00
	001-1640-4440 (Central Garage – Parts)	\$203.00
To:	001-3410-4160-3401 (Fire Protection – Truck Exp./ Engine 1)	\$3,562.00
	001-3410-4160-3402 (Fire Protection – Truck Exp./Engine 2)	\$3,562.00
	001-3410-4160-3404 (Fire Protection – Truck Exp. Rescue 4)	\$36.00
	001-3410-4160-3406 (Fire Protection – Truck Exp./Ladder 6)	\$692.00
	001-3410-4160-3451 (Fire Protection – Truck Exp./2015 Ford 350 XL)	\$49.00
	001-3410-4470 (Fire Protection – Building Maint.)	\$931.00
From:	001-3410-4160 (Fire Protection – Truck Expense)	\$6,493.00
	001-3410-4160-3407 (Fire Protection – Rescue 7)	\$595.00
	001-3410-4160-3409 (Fire Protection – Chief’s Vehicle)	\$813.00
	001-3410-4471 (Fire Protection – Building Repairs)	\$931.00
To:	001-5110-4161-0900 (Street Maint. – Repairs/2013 Nissan Leaf)	\$11.00
	001-5110-4161-0902 (Street Maint. – Repairs/2002 Int’l Dump/w Plow)	\$13.00
	001-5110-4161-0903 (Street Maint. – Repairs/2015 Dump Truck)	\$158.00
	001-5110-4161-0904 (Street Maint. – Repairs/2005 Freightliner)	\$171.00
	001-5110-4161-0905 (Street Maint. – Repairs/2007 Int’l Sander/Plow/Dump)	\$1,383.00
	001-5110-4161-0907 (Street Maint. – Repairs/1992 Autocar Dump w/Plow Frame)	\$85.00
	001-5110-4161-0908 (Street Maint. – Repairs/2011 Chevy Silverado 3500HD)	\$141.00
	001-5110-4161-0909 (Street Maint. – Repairs/2013 Ford F-150 Pickup)	\$107.00
From:	001-5110-4161 (Street Maint. – Repairs/Equip.)	\$2,069.00
To:	001-5110-4161-0910 (Street Maint. – Repairs/2009 Ford F350 (Green))	\$36.00
	001-5110-4161-0917 (Street Maint. – Repairs)	\$102.00
	001-5110-4161-0918 (Street Maint. – Repairs/2010 Ford F350XL PU (Green))	\$6,090.00
	001-5110-4161-0919 (Street Maint. – Repairs/2007 Chevy 4x4 w/Plow)	\$76.00
	001-5110-4161-0921 (Street Maint. – Repairs/Maint. 2008 Ford F250 PU (Green))	\$21.00
From:	001-5110-4161 (Street Maint. – Repairs/Equip.)	\$6,325.00

Unanimously carried.

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

RESOLVED, that payroll and vouchers in the amount of \$498,353.70 covering the period from *1/23/19* to *2/19/19* are hereby approved as follows:

Payroll covering 1/21/19 – 2/3/19: \$38,588.03

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Payroll covering 2/4/19 – 2/17/19: \$41,248.44

Vouchers covering 1/23/19 – 2/5/19:

General Fund	\$54,155.33
Water Fund	\$0.00
Sewer Fund	\$18,517.36
Glen Park Fund	\$121.00
Trust & Agency Fund	\$14,409.91
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$120.00</u>
	\$87,323.60

Vouchers covering 2/6/19 – 2/19/19:

General Fund	\$64,818.90
Water Fund	\$0.00
Sewer Fund	\$6,731.12
Glen Park Fund	\$995.49
Trust & Agency Fund	\$14,456.53
Debt Service	\$181,906.25
Community Development	\$0.00
Capital Fund	<u>\$62,285.34</u>
	\$331,193.63

GRAND TOTAL: **\$498,353.70**

Unanimously carried.

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

RESOLVED, that the Village Board of Trustees hereby approves the *Volunteer Firefighters Service Award Program List* of all 2018 active volunteer firefighters for the Village of Williamsville and hereby authorizes the Mayor to sign the authorization for Penflex, Inc. to use the data submitted for the 2018 records.

Unanimously carried.

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

WHEREAS, the Town of Amherst employs Margaret Hamilton Winship, Director of Community Development/Strategic Planning, whose professional services are also of benefit to the Village of Williamsville for certain economic development related activities and projects; and

WHEREAS, the Town and Village agree to continue to share the services of said employee;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to sign the Employee Shared Services Agreement with the Town of Amherst, dated January 1, 2019, for the continued sharing of services of the Director of Community Development/Strategic Planning in the calendar year 2019, at a salary, with fringe benefits, of no more than fifteen thousand, three hundred and zero cents (\$15,300.00).

Unanimously carried.

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

RESOLVED, that light duty is hereby approved for David Klein for the period from 3/8/19 through 4/7/19.

Unanimously carried.

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

RESOLVED, that Phil Michalowski of 156 N. Harvest, Williamsville, is hereby appointed as a member of the Williamsville Fire Dept., effective March 1, 2019.

Unanimously carried.

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

RESOLVED, that *Hazel J. Pasco* is hereby appointed a *Sub-Registrar of Vital Statistics* for the remainder of the **2018-2019** official Village year.

Unanimously carried.

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

WHEREAS, on or about October 12, 2017, the Board of Trustees of the Village of Williamsville, following extensive negotiations, opportunities of public comment, and a review of potential adverse environmental impacts, adopted a resolution declaring a portion of certain property owned by the Village and currently used by the Department of Public Works as a side yard (and defined in the October 12, 2017 resolution as the “Village Swap Parcel”) to be surplus property and authorizing the Village to transfer title to the Village Swap Parcel to Natale Development, LLC (“Natale”) in exchange for Natale transferring to the Village an identically sized portion of adjacent property owned by Natale (defined in the October 12, 2017 resolution as the “Natale Swap Parcel”), subject to negotiation of a final agreement between the parties; and

WHEREAS, the parties subsequently engaged in good faith negotiations concerning the terms and conditions of the proposed land swap transaction between the Village and Natale and have prepared a proposed Land Swap Agreement dated as of January 28, 2019, including related agreements annexed as schedules thereto, copies of which have been provided to the Village Board of Trustees (collectively, the “Proposed Land Swap Agreements”) to set forth the terms and conditions of the proposed land swap transaction;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees hereby approves the Proposed Land Swap Agreements, authorizes and directs the Mayor to execute the Proposed Land Swap Agreements, and to thereafter consummate the proposed land swap transaction by executing a deed, and all other documents and instruments that are required to be executed on behalf of the Village to consummate the transactions, and to take such further steps as are necessary to complete the transactions contemplated by the Land Swap Agreements, including, without limitation, the right, with advice of counsel, to negotiate such amendments to the Proposed Land Swap Agreements as the Mayor approves, with such execution by the Mayor to be deemed conclusive evidence of such approval; provided, however, that no such amendment(s) to the Proposed Land Swap Agreements shall change location, size, or configuration of the Village Swap Parcel or Natale Swap Parcel to be included in the land swap transaction.

Unanimously carried.

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Report – Trustee Yates

Trustee Yates reported on the following topic(s): The new Village event to be held on June 1st has been named “Homecoming on Main – Experience Williamsville!”; it will be a way to welcome the community to our Village’s newly revamped streetscape on Main with more details to come.

Trustee Yates had no resolutions on the agenda.

Report – Trustee Etu

Trustee Etu reported on the following topic(s): No report.

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

RESOLVED, that the proposal from Flynn Battaglia Architects PC, for a study relating to the installation of restrooms at Garrison Park, dated 12/4/18, is hereby approved in the amount of \$6,500.00.

Unanimously carried.

Report – Trustee Rogers

Trustee Rogers reported on the following topic(s): Historic photographs of early 1900s Village life from the Deazley Collection have been hung in the hallway of Village Hall.

Trustee Rogers had no resolutions on the agenda.

Report – Deputy Mayor Piazza

Deputy Mayor Piazza reported on the following topic(s): Governor’s unfair position towards villages; Island Park wading pool is being eliminated; big toy equipment needs work. Congratulated organizers and participants in the WBA’s Soup Stroll event of 2/23/19 which raised enough funds to provide 30,000 meals to be distributed by the Food Bank of WNY to those in need.

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

RESOLVED, that *David Sherman* of *69 Columbia Drive, Williamsville*, is hereby appointed to serve as *Chairman* of the *1812 Field Hospital Committee*.

Unanimously carried.

Staff Report(s) - None

ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved to open the Executive Session at 8:01 p.m. to discuss the employment history of a specific individual.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved to close the Executive Session at 8:59 p.m. and return to the regular agenda.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Yates, it was moved to adjourn the meeting at 9:00 p.m.

Unanimously carried.

Judith A. Kindron
Administrator/Clerk-Treasurer