

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, August 22, 1977 at 7:30 P.M.

Roll Call: Present John B. Sheffer, II, Mayor
Lois S. Idzak
Gordon J. Kuzon Trustees
Warren D. Miller
Roger C. Walker
Theresa L. Cummins, Village Clerk
Joseph C. Tisdall, Village Attorney
Edward Way, Dept. of Public Works

Mayor Sheffer called the meeting to order at 7:30 P.M.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the minutes of the regular meeting of August 8, 1977 were approved.

Unanimously carried.

ON MOTION by Trustee Idzak, seconded by Trustee Kuzon, it was moved to suspend the rules at 7:35 P.M. in order to hold a public hearing regarding a local law which would increase the annual income of property owners over 65 years of age eligible for an exemption from taxation of 50% of assessed valuation, from \$6,500 to \$7,200. The hearing was closed at 7:38 P.M.

Unanimously carried.

Mayor Sheffer congratulated Trustee Miller, who is the father of a new baby girl as of yesterday.

Mayor Sheffer stated he had one resolution pertaining to a matter brought up at our last meeting regarding our procedure at regular and special meetings. We would allow public comment during the meetings rather than just at public hearings or during suspension of rules. This would allow the public to comment on any given resolution after it has been moved and seconded and after comments by the Trustees. It frequently happens that someone comes to a meeting to speak on a specific resolution and finds he cannot do this because there is no procedural opportunity to be heard under our present rules.

ON MOTION by Mayor Sheffer, seconded by Trustee Idzak, the following resolution was adopted:

RESOLVED that the rules of procedure of regular and special meetings of the Board of Trustees are hereby amended to allow for comment by the public on all matters before the Village Board for a vote after any such matter has been duly moved and seconded.

AMENDMENTS
Agenda & Rules of
Procedure of Village
Board

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Trustee Idzak commented that she thought it was a marvelous idea to allow the public to comment on the resolutions and would allow for more input by the citizens. Trustee Miller stated he agreed with this.

Mayor Sheffer stated he had received a call from the Town Attorney for the Town of Alden after he saw the Mayor was going to make this resolution. He stated this is always done at their meetings. The public stands up and says what they think during the meetings.

Unanimously carried.

Mayor Sheffer reported that the Town has appointed three out of the four members they are allowed on the Glen Park Joint Commission. The Village has appointed its five members. Supervisor Sharpe and the Mayor have requested that they meet as soon as possible to elect a Chairman and get in touch with the present situation. Mr. Ward is out of Town this week but we hope we can get the committee together this week. There has been considerable public comment regarding the hill in Glen Park and this should be one of the first things they will deal with.

Trustee Kuzon reported that last Friday representatives from Forest City Dillon were in town and met with the Mayor, Trustees Kuzon and Idzak and with Chief Lavery and the Building Inspector to discuss the conditions that were attached to their exceptional development permit. The working drawings will be started soon and will take about six weeks. They will be demolishing the buildings on the site in early December. The representatives will again be in town on September 12th to further discuss the conditions with the Planning Board.

Trustee Kuzon reported that at the last meeting the subjects of the church parking lot at Eagle and Ellicott Streets and the traffic situation at Main and Union were brought up. They have both been referred to the Traffic & Safety Committee for their consideration and recommendations.

Trustee Kuzon reported the Traffic & Safety Committee will monitor the situation concerning the hill in Glen Park and report back to us.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, vouchers in the sum of \$72,513.76 were approved as follows:

Payroll Fund	W/E 8/12/77	\$ 3,450.74
	W/E 8/19/77	3,599.10
Total Payroll		<u>\$ 7,049.84</u>
General Fund	Abstract #399	9,232.45
Water Fund	Abstract #389	21,741.62
Trust & Agency Fund	Abstract #39	8,881.53
Federal Revenue Sharing Fund	Abstract #36	151.39
E.D.A.	Abstract #3	<u>25,456.93</u>
Total Vouchers		\$72,513.76

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Trustee Kuzon stated there were two large expenditures - one for the purchase of water from the Erie County Water Authority in the amount of \$21,553.86 and the other from the Economic Development Administration Fund to L. Miller Brothers, Inc. for work in Glen Park in the amount of \$25,456.93.

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, the following resolution was adopted:

RESOLVED that the Village Clerk be authorized to publish a notice of public hearing to be held in the Municipal Building, 5583 Main Street, Williamsville, New York at 7:35 P.M. on September 12, 1977 for the purpose of hearing all persons interested in a local law which would amend Section 60.30 of the Traffic Code by providing that no vehicle may park between the sidewalk and the curb.	PUBLIC HEARING NOTICE Local Law to amend Traffic Code Section 60.30 No parking between sidewalk & roadway
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Trustee Miller asked if this would apply to the commercial districts or to all districts and Trustee Kuzon stated it would apply to all districts.

Unanimously carried.

Trustee Kuzon stated he would present the fourth resolution on the agenda before doing the third resolution.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that the Clerk publish a notice of a public hearing to be held in the Municipal Building, 5583 Main Street, Williamsville, New York at 7:40 P.M. on September 12, 1977 for the purpose of hearing all persons interested in amending Section 60.50(2) of the Traffic Code to provide for the payment of the sum of 60 Dollars for towing and the sum of five dollars for each day for vehicles left unattended in violation of any Village ordinances or local laws or the Vehicle and Traffic Laws of New York State.	PUBLISH NOTICE OF PUBLIC HEARING Local Law to amend Traffic Code Section 60.50 (2) Towing charges
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Unanimously carried.

Trustee Kuzon stated the third resolution on the agenda involves amending the Traffic Code with respect to Hirschfield Drive, but it also involves more than that and he stated he wanted to delay action on that so it

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can be further examined. Before the Board acts on Mr. Chappelle's petition his property should be put into compliance with the Village's Zoning Ordinances.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, it was moved to suspend the rules in order to consider a resolution not on the agenda.

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, the following resolution was adopted:

RESOLVED that Dennis Murphy be authorized to attend the Annual Meeting of the New York State Association of Traffic & Safety Boards in Albany, New York August 28 to 31st and the expenses not to exceed \$200.00 to be paid by the Village.

CONFERENCE ATTENDANCE

Traffic & Safety
Boards

Trustee Kuzon stated Mr. Murphy has attended these meetings in the past at his own expense and he has always come back with information of use to us.

Mayor Sheffer asked if we had paid for this last year and Trustee Kuzon stated we had paid last year but before that Mr. Murphy paid his own expenses.

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, it was moved to return to the regular agenda.

Unanimously carried.

Trustee Miller asked what Trustee Kuzon had meant that in order to consider resolution No. 3 relating to Hirschfield Drive the property had to be brought into compliance. Trustee Kuzon stated the property had to be in compliance with the Zoning Code. Trustee Miller stated he did not see how we could hold up the one thing based on another matter. Attorney Tisdall stated the approving of the petition was for the petitioner's benefit. Trustee Miller stated the resolution dealt with something not physically occurring on his premises.

Mayor Sheffer stated Trustee Kuzon had made the decision not to offer this resolution. This would not prevent any of the other Trustees from offering it themselves if they thought it should be done.

Trustee Miller stated he was not objecting to taking it off the agenda pending further investigation but was opposed to the reasoning that if someone requests something on public property you try to connect that to something else. Attorney Tisdall stated this is perfectly appropriate. The petitioner is asking the Board to exercise

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its discretion in his favor at a time when the Village is asking him to bring his property into compliance with Village ordinances. There are some circumstances when you cannot and should not connect the two things when it involves the health, safety or welfare of the public. There are some indications here that the parking is not in the public interest and would hamper snow plowing at the corner. He is asking for the Board's help when he is not cooperating with the Village. The parking would be immediately adjacent to his property and for his use mainly. Trustee Miller stated the parking would not be restricted only to this property owner and Attorney Tisdall stated this was true but that the parking was limited to a short period of time and was next to his business.

Trustee Miller stated he wanted to commend the Department of Public Works and Mr. Way for their efforts and long hours during the recent influx of water from the south. Trustee Miller stated he had observed the operation and had learned a great deal about how the gates work. He stated he has been contacted by Amherst Highway Superintendent Lucey regarding a meeting with the towns to the south of us regarding coordination in operation of the gates. He stated he would have more information following the meeting.

Trustee Miller stated he has heard from the State Department of Transportation regarding the guard rail we want to install on Main Street to protect our water lines. They will send us a specific set of drawings of the standard type of guard rail they want to see installed. We envision completion of this in September.

Trustee Miller stated that when the Forest City Dillon representatives were here, he had spoken with the Mechanical Engineers regarding installation of sanitary sewers and water lines. We have requested a list of their needs so the Village Building Inspector and he can go over them point by point.

Trustee Miller stated his first resolution dealt with advertised bids received for the sale of the Village's Ford Van. Since the bids received were less than the amount granted on trade-in, he offered the following resolution:

ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that all bids received on August 18, 1977 for sale by the Village of a Ford Van are rejected.

Bids- Sale of Ford
Van

REJECTED

Unanimously carried.

Trustee Miller stated his second resolution dealt with a four-wheel drive vehicle with attached snowplow for which bids had been received. The funds for this vehicle will come out of our Federal Revenue Sharing Funds.

Bids - Sale of Ford Van

① T. Ferris
241 Country Parkway
Williamsville 4221

\$450.⁰⁰/₁₀₀

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ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

WHEREAS the Village has advertised for sealed bids for one pick up truck, and

BID AWARDED

WHEREAS Muck Motor Sales submitted the lowest bid meeting specifications,

Purchase of Pick up truck

NOW, THEREFORE, the contract for one pickup truck is awarded to Muck Motor Sales for a net price of \$6,543.00.

Trustee Kuzon asked if this truck included a snowplow and Trustee Miller stated it does. The price includes the trade-in. The highest bid for outright sale of the van was \$450.00 and the trade-in allowance was \$500.00.

Unanimously carried.

Trustee Miller stated his next resolution had to do with a resolution passed at the last meeting of the Board regarding International Harvester's bid for a dump truck for snow plowing. Upon closer investigation it did not meet all of the specifications. Therefore, no bids met specifications and it is the proper procedure to revoke them. He stated his next two resolutions dealt with this matter.

ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that the resolution of this Board passed August 8, 1977 accepting a bid for sale of a dump truck by International Harvester is revoked on the ground that the bid does not meet specifications.

BID ACCEPTANCE REVOKED

Dump truck

Unanimously carried.

ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that all sealed bids received for the purchase by the Village of a dump truck on July 28, 1977 are rejected.

BIDS REJECTED

Purchase of dump truck

Unanimously carried.

Trustee Miller stated the next resolution was to advertise the specifications for a single axle dump truck so we can continue the process and get a new truck. This is also to be paid for out of our Federal Revenue Sharing Funds.

Bid opening

Project Dump Truck

Date
Time

7/28/77
4:00 P.M.

Name and Address	Amount of Bid	Nature & Amount of Security	Alternate Bids	Trade Ins
① Buffalo Mack Inc 579 East St. Bfls. N.Y. 14210	<i>without trade</i> 37,143.70	<i>Bond</i>	<i>With Trade</i> 36,143.70	1,000
② W. W. Plasted International Harvesters Co.	33,695.		32,195.-	1500.-
③ Buffalo White Truck Total Service Inc. 85 Michigan Ave. Bfls., N.Y. 14204	31,707.-	DC87	31,082.-	625.-

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ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that the Village Clerk be authorized to advertise for sealed bids for one dump truck for the Department of Public Works to be opened at the Village Clerk's Office, 5583 Main Street, Williamsville, New York on August 29, 1977 at 4:00 P.M. The Clerk shall advertise for the bids in the official Village newspaper at least five days before the date on which the bids are to be opened and upon opening of the bids shall make a record by listing the name and address of each bidder, the amount of his bid, the nature and amount of security furnished, and all alternate bids and tradein allowance, if any, and present such records to the Board of Trustees at the first regular or special meeting of the Board following the opening of the bids.

ADVERTISE FOR
SEALED BIDS

Dump Truck

Unanimously carried.

ON MOTION by Trustee Miller, seconded by Trustee Idzak, the following resolution was adopted:

RESOLVED that all water charges and penalties to Harry Rosenfeld for Georgetown North Apartments dated July 1, 1977 and August 1, 1977 for \$890.56 be cancelled on the basis of an improper installation by the owner of the water meter.

WATER CHARGES
CANCELLED

Georgetown North

Unanimously carried.

Mayor Sheffer thanked Carolyn Schlifke of the Traffic & Safety Committee for representing the Village at the luncheon last Friday where the Village was presented with its fourth consecutive award for pedestrian safety within the Village.

Trustee Walker stated the bids were opened for the fire hoses and on the recommendation of the Fire Chief he was making the following resolution.

ON MOTION by Trustee Walker, seconded by Trustee Idzak, the following resolution was adopted:

RESOLVED that all sealed bids received August 17, 1977 at 4:00 P.M. for double jacket municipal fire hose be rejected.

BIDS REJECTED

Purchase of Fire
Hose

Unanimously carried.

Village of Williamsville

Bid opening

Project Fire Hose

Date 8/17/77
Time 4:00 P.M.

Name and Address	Amount of Bid	Nature & Amount of Security	Amount	Trade Ins																				
① Sanford Fire Apparatus E. Syracuse, N.Y.	yellow 1 1/2" 1.007 tax 1 1/2" 1.007 tax 3" 2.167	<table border="0"> <tr> <td></td> <td></td> <td style="text-align: right;"><u>Total</u></td> <td></td> </tr> <tr> <td></td> <td></td> <td style="text-align: right;">523.50</td> <td></td> </tr> <tr> <td></td> <td></td> <td style="text-align: right;">503.50</td> <td></td> </tr> <tr> <td></td> <td></td> <td style="text-align: right;">2167.-</td> <td></td> </tr> </table> Bid Bond			<u>Total</u>				523.50				503.50				2167.-		<table border="0"> <tr> <td></td> <td style="text-align: right;"><u>Total</u></td> </tr> <tr> <td></td> <td style="text-align: right;">\$3,174.-</td> </tr> </table>		<u>Total</u>		\$3,174.-	
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		523.50																						
		503.50																						
		2167.-																						
	<u>Total</u>																							
	\$3,174.-																							
② Wm. Shoemaker Hamburg, N.Y.	yellow 1 1/2" 1.085 tax 1 1/2" 1.085 tax 3" 2.435	<table border="0"> <tr> <td></td> <td style="text-align: right;">542.50</td> </tr> <tr> <td></td> <td style="text-align: right;">542.50</td> </tr> <tr> <td></td> <td style="text-align: right;">2435.-</td> </tr> </table> Bid Bond		542.50		542.50		2435.-	3520. ⁰⁰															
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③ Comprose Corp. Chuktwaga, N.Y.	yellow 1 1/2" 574.50 tax 1 1/2" 544.50 tax 3" 2,389.-	<table border="0"> <tr> <td></td> <td style="text-align: right;">574.50</td> </tr> <tr> <td></td> <td style="text-align: right;">544.50</td> </tr> <tr> <td></td> <td style="text-align: right;">2,389.-</td> </tr> </table> Bid Bond		574.50		544.50		2,389.-	3478. ⁰⁰															
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Trustee Idzak thanked the employees in the Village Clerk's Office for their help when she was working there last week.

Trustee Idzak stated the tree planting program is well underway. They are sending letters to all the property owners along Main Street, giving them the option of having trees planted on their property. There will be a meeting in September to decide where the trees will be planted, taking into consideration anyone who doesn't want to take advantage of this program.

Trustee Idzak stated the Youth Board has been working hard on the study of vandalism in the Village. There will be a meeting at the Amherst Highway Department on September 14th to make known the results of their study. There will be a public hearing on vandalism on September 28th at 8:00 P.M., also at the Highway Department. Everyone is invited to attend both meetings.

She stated the Youth Board is doing a fantastic job. One of their programs has been honored by the New York State Division for Youth as a model program to help youths learn from their mistakes.

She stated the Youth Board Director has been honored by being recommended for appointment to the National Advisory Committee on Juvenile Delinquency which is part of the U. S. Department of Justice. Representative Kemp has recommended this appointment.

With respect to the senior citizens, Trustee Idzak stated the Forest City Dillon representatives are on top of everything. Chief Lavery really put them through their paces and they will adhere to his wishes she is sure. Work also continues on the survey. The Director of the Senior Citizens Center is working with Trustee Idzak on many aspects of bringing services to all of our citizens and not just those who go to the center. She stated the Sheriff's Office has a security program for senior citizens. She is working with them to bring this to our residents.

Trustee Idzak stated that in addition to his regular duties, our Village Assessor has been attending seminars in East Aurora regarding the County revaluation project. There are about 15 meetings lasting 4 hours each and he is asking the Board for additional compensation for his time spent at these meetings. This project will involve many more hours in the future. All property in the Village will have to be posted and filed.

ON MOTION by Trustee Idzak, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that the salary of Raymond Fischer as Village Assessor be increased from \$500 to \$650 for the 1977-1978 fiscal year. SALARY INCREASE

Assessor - R. Fischer

Unanimously carried.

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Mr. Way had no report from the Department of Public Works.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, it was moved to suspend the rules for public participation.

Unanimously carried.

William Groth, 15 Garden Parkway, stated there are many potholes in the area of S. Long Street and Garden Parkway. Some are at the Lehigh Railroad tracks. He stated he had never seen the street as bad as it is now. The street used to be taken care of every two years but it has been three years now.

Mayor Sheffer stated we are aware of that problem. He stated Trustee Walker has corresponded with the railroad about this. Trustee Walker stated he had sent a letter on July 12th and that he heard back from Philadelphia on August 4th. There are two divisions of the company handling this problem. One is taking care of S. Long Street and the other division handles Cayuga Road. He stated he will send another letter to each division. We would like to be able to do this work ourselves if we have to and then bill the company but we have to see if the paving method for the tracks is the same as for the streets so there is no danger of a derailment.

Mr. Way stated the department will patch any and all potholes in the Village. We hope to start this on Wednesday. He stated they had been held up by the bad weather, the firemen's convention and the flooding conditions. We also have a limited amount of help. We will have this work done by the time snow arrives.

Mr. Groth commented that the article in the Courier Express concerning the bad effect of the Firemen's convention on the Village businesses was not accurate. He had spoken to many of the merchants and they were all happy to see the convention held here.

Mrs. Schlifke of the Traffic & Safety Committee presented the Board and Trustee Kuzon, as liason to the Traffic & Safety Committee, with the plaque she had received at the luncheon. She mentioned this is our fourth award for pedestrian safety in the Village.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, it was moved to return to regular session.

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, the meeting was adjourned at 8:12 P.M.

Unanimously carried.



Theresa L. Cummins,
Village Clerk-Treasurer

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, August 22, 1977 at 7:35 P.M.

Roll Call:

Present

John B. Sheffer, II, Mayor

Lois S. Idzak

Gordon J. Kuzon Trustees

Warren D. Miller

Roger C. Walker

Theresa L. Cummins, Village Clerk
Joseph C. Tisdall, Village Attorney
Edward Way, Dept. of Public Works

Mayor Sheffer called the public hearing to order at 7:35 P.M.

The Clerk read the Notice of Public Hearing regarding a local law which would increase the annual income of property owners over 65 years of age eligible for an exemption from taxation of 50% of assessed valuation, from \$6,500 to \$7,200.

PUBLIC
HEARING

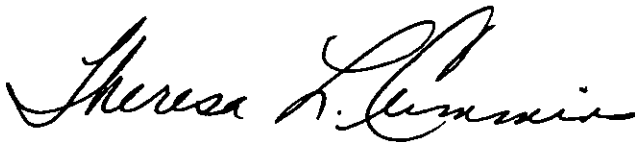
Mayor Sheffer turned the hearing over to Trustee Idzak who stated this local law will be voted on at our next meeting on September 12th. It will raise the amount of income for a person or a couple over 65 years of age that they could earn in any given year from \$6,500 to \$7,200 and still qualify for a 50% exemption in their taxes. This will become effective 45 days after adoption and would be in time for the 1978 tax notices. This is subject to public referendum. This has been passed by the State Legislature and by many municipalities in our area and also by the Town of Amherst. Based on the number of people who have qualified in the past, the cost to the taxpayer will be \$.07 per \$1,000 assessed valuation, or about \$.45 per year for the taxpayer.

Sr. Citizen Tax
Exemption

No one appeared in favor of, or in opposition to the proposed local law.

ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, the hearing was closed at 7:38 P.M.

Unanimously carried.



Theresa L. Cummins,
Village Clerk-Treasurer