

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, January 23, 1978 at 7:37 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  
Thomas V. Troy, Village Attorney  
Edward Way, Dept. of Public Works

Mayor Sheffer called the public hearing to order at 7:37 P.M.

The Clerk read the notice of hearing regarding a local law which would amend Local Law #2 for the year 1975 - Dog Control Law. PUBLIC HEARING

Mayor Sheffer then turned the hearing over to Trustee Walker who stated the new law would be more restrictive and more in compliance with the Town law. The enforcing agency would be the Town Dog Warden and the police. We could appoint our own Dog Warden. Trustee Walker stated the fines under our law are different from those in the Town law. The fines we would level are those under the Agriculture and Markets Law. They are \$25.00 for the first violation, \$50.00 for the second violation and not more than \$75.00 for the third and all subsequent violations. DOG CONTROL LAW

Mrs. Carolyn Schlifke, 192 Evans Street, asked if there were any plans to notify dog owners regarding the change in the ordinance. Trustee Walker stated that when the law becomes effective, it will be posted in a conspicuous place. We can publish it in the Bee. We can also have it in the Village office for when they pick up their dog licenses.

Mrs. Schlifke asked about those who don't read the Bee and who mail in for their licenses. She said it is important for the people to be aware of the new law.

Trustee Walker stated we can probably coordinate this with the Town office. Attorney Troy stated we already have a dog ordinance. This new law will be to bring symmetry between the Town and Village laws. The changes are basically procedural.

Mayor Sheffer stated it was hoped the passage of the new law and the publicity about it and our contacts with the Dog Warden would help to bring the situation under control. He stated the Village Attorney had discussed the situation with the Dog Warden and hopefully we now have a better understanding as to the Village's problems and will have better enforcement cooperation.

ON MOTION by Trustee Walker, seconded by Trustee Idzak, the hearing was closed at 7:45 P.M.

Unanimously carried.



Theresa L. Cummins,  
Village Clerk-Treasurer

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Mayor Sheffer called the meeting to order at 7:33 P.M.

A minutes of silence was observed in memory of the late Senator Hubert H. Humphrey.

ON MOTION by Trustee Idzak, seconded by Trustee Walker, the minutes of the regular meeting of January 9, 1978 were approved.

Unanimously carried.

ON MOTION by Trustee Walker, seconded by Trustee Kuzon, the minutes of the public hearing held January 9, 1978 regarding a local law to amend Section 60.32 of the Traffic Code were approved.

Unanimously carried.

ON MOTION by Trustee Walker, seconded by Trustee Idzak, the minutes of the special meeting held January 13, 1978 were approved.

Unanimously carried.

ON MOTION by Trustee Walker, seconded by Trustee Idzak, it was moved to suspend the rules at 7:37 P.M. in order to hold a public hearing regarding a local law which would amend Local Law #2 for the year 1975 - Dog Control Law. The hearing was closed at 7:45 P.M.

Unanimously carried.

Mayor Sheffer stated the Village has received a recommendation from the Village Historical Society that the Christian Church building on Main Street be referred to from now on as the Village Meeting House and Museum. Those at the dedication know that the name was suggested at that time and the Historical Society unanimously recommended it. He stated he has a resolution regarding this.

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

RESOLVED that the building at 5656 Main Street, formerly known as the Christian Church, is hereby designated and shall henceforth be known as "The Village Meeting House and Museum".

VILLAGE MEETING HOUSE  
AND MUSEUM

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Mayor Sheffer stated the aspect of museum attached to the meeting house idea is significant in that we hope the Historical Society will have a museum there housing historical documents and artifacts. This could allow for funding by the State or national trust agency. This has no community development funds aspects.

Unanimously carried.

Mayor Sheffer stated the Board had met with a prospective occupant or user of the building several weeks ago. We are talking with different groups, the Historical Society, Art Society and others regarding use of the building. It is apparent that we need policy guidelines regarding the use of the building, scheduling of different groups and to set fees if any are to be imposed. He stated his second resolution was to establish a committee to set policy and oversee the initial operations of the buildings. Of course, the building is owned by the Village and the ultimate decisions rests with the Board of Trustees.

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

RESOLVED that the Village Board hereby establishes the "Policy Committee for the Village Meeting House and Museum". The committee shall consist of five members - three (3) from the Village Historical Society, one (1) from the Village Board and one (1) from the business community, and

COMMITTEE ESTABLISHED  
FOR  
VILLAGE MEETING HOUSE AND  
MUSEUM

BE IT FURTHER RESOLVED that the following persons are hereby appointed to this committee:

Gartley Weller	Representing the Historical Society
Betty Schueckler	" "
Earl Brock	" "
John B. Sheffer, II	Representing the Village Board

Mayor Sheffer stated the member representing the business community would be appointed later.

Unanimously carried.

Mayor Sheffer gave a brief report with relation to the allocation of community development funds. He stated the Board had met on January 13th for the purpose of looking at the various suggestions made at the two public hearings that were held regarding the allocation of the funds. He stated they came to a preliminary

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decision regarding the allocation. We have to submit the proposal formally to the County before January 31st. Our problem is the substantial restrictions that the federal government has placed on the use of the funds, particularly regarding the percentages going to low income groups. 51% for people who meet the low income criteria of the federal government. They recommend 75% be used for those groups. This is difficult for the Village. It was reported in the paper that we had preliminarily allocated money to the Meeting House, for a rescue van, for Glen Park, for the tree planting program and for the Rinewalt Street water tank work. The point is that each of these services can be an adjunct to the Senior Citizens Housing on Main Street and enhance the project and help to service it. It is apparent that perhaps some of these projects will have trouble being approved. Perhaps the tree planting and water tank. He stated the Board will meet after the regular meeting tonight to discuss further allocation of these monies. We still have available \$26,119 from the funding of two years ago. This money was locked up by the federal government pending approval of the senior citizen housing project. This money is now released. This will be allocated to sewer projects and restoration of sewers. This should meet the criteria and restrictions of two years ago as they were not as strict then. He asked that anyone having any area of interest that might qualify under the program contact him and he would be happy to discuss it with him.

C.D. Funds report

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

WHEREAS the next general Village election for officers will be held on March 21, 1978, and

VILLAGE ELECTION

WHEREAS no person shall be entitled to vote at any Village election whose name does not appear on the register of the election district in which he claims to be entitled to vote, and

Registration Day Designated

WHEREAS it is the duty of inspectors of election to prepare such register of qualified voters for the district for which they are appointed, and

WHEREAS Section 516 of the Election Law of the State of New York requires that every Village hold a registration day for each general Village election.

NOW, THEREFORE, BE IT RESOLVED that:

First: The inspectors of election shall meet on the 4th day of March, 1978 at the Village Clerk's Office beginning at 12:00 noon and ending at 9:00 P.M. to commence the preparation of the register for the forthcoming Village election.

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Second: Registration day for the Village shall be held on Saturday the 4th of March, 1978.

VILLAGE ELECTION

Third: Such registration shall be held at the Village Clerk's Office in the Municipal Building, 5583 Main Street, Williamsville, New York 14221 from 12:00 noon to 9:00 P.M.

Registration Day

Fourth: At least ten days prior to the registration day set in this resolution a copy of such resolution shall be published in the official newspaper and a copy shall be posted in at least one conspicuous public place in such election district.

Fifth: This resolution shall take effect immediately.

Trustee Walker stated that registration day in the Village is only for those people who are not registered with the Board of Elections but who wish to vote in this year's Village election. It is not necessary to register if they are registered with the County Board of Elections.

Unanimously carried.

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

RESOLVED that the Board of Trustees of the Village of Williamsville determines that more than one-half of the voters qualified to vote at the forthcoming election for the Village officers were registered at the last preceding general election; that taking registration for the forthcoming election will be accomplished more efficiently and economically at a single place and by a single board of inspectors of registration; and it hereby appoints: Joyce Troy, Marian Garono and Edna Fisher as a single Board of Inspectors to conduct registration for such forthcoming election for each of the three Village election districts. The compensation of inspectors shall be \$2.25 per hour and Joyce Troy shall be Chairman of Registration. Registration for the forthcoming election shall be conducted on March 4, 1978 from noon until nine o'clock in the evening at the office of the Village Clerk, 5583 Main Street, Williamsville, New York.

VILLAGE ELECTION

Registration Inspectors Named

Unanimously carried.

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

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WHEREAS the Annual Village Election of the Village of Williamsville is to be held Tuesday, March 21, 1978; and

VILLAGE ELECTION

WHEREAS at the last general Village election more than eight hundred votes were cast;

Districts outlined

NOW, THEREFORE, BE IT RESOLVED that said Village shall be divided into three election districts and the places of holding such election shall be as follows:

District #1 - At the Williamsville Methodist Church, 5681 Main Street. District #1 includes the entire area east of Ellicott Creek, South of Main Street.

District #2 - At the Williamsville Fire Hall, 5570 Main Street. District #2 includes the entire area west of Ellicott Creek, both sides of Main Street.

District #3 - At the Academy Elementary School, Academy Street. District #3 includes the entire area east of Ellicott Creek, North of Main Street.

None of such districts contain more than eight hundred qualified voters.

BE IT FURTHER RESOLVED that the offices to be filled shall be for two Trustees for a term of 2 years each.

Unanimously carried.

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

RESOLVED that the following be and they hereby are appointed inspectors of election for the Annual Election of the Village of Williamsville, to be held March 21, 1978 to be paid a fee of \$22.00 each:

VILLAGE ELECTION

District #1 - Esther Wirth, Chairman  
Ethel Henning  
Betty Klute  
Mary Nietopski

Election Inspectors Appointed

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District #2 - Joyce Troy, Chairman  
Marian Garono  
Agnes Irr  
Betty Schueckler

District #3 - Marie Eyre, Chairman  
Edna Fisher  
Frederick Haller  
Cecil Ryan

BE IT FURTHER RESOLVED that Suzanne Atkinson and Mrs. A. E. Landel be appointed as alternates, and

BE IT FURTHER RESOLVED that Esther Wirth is Chairman of the Election Inspectors, and

BE IT FURTHER RESOLVED that in the event of absence or inability of any of the above to serve, the Mayor is hereby authorized and empowered to appoint a substitute.

Unanimously carried.

Trustee Idzak stated the Youth Committee has met during the past couple of weeks regarding budget allocations for the forthcoming year. The Senior Citizens Sunday program at the center had 140 persons in attendance a week ago. She did not have the figures for this past Sunday. Trustee Idzak stated the Old Home Day Committee met for the first time and will meet again in February to make plans for the annual celebration.

Trustee Idzak stated her first resolution was to call for a public hearing on a local law which would enable the Village to place a lien on the insurance proceeds in order to collect back taxes on a given building, except for single or two-family homes. This lien on the fire insurance would enable us to collect back taxes in arrears for more than one year. In the event the building is restored to its original condition, we would be able to dismiss this lien. This is just a safeguard for the Village to collect back taxes on burned out buildings where in many cases they are abandoned.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held February 14, 1978 at 7:35 P.M. by the Board of Trustees of the Village of Williamsville in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons

NOTICE OF PUBLIC  
HEARING

Lien on insurance  
proceeds for  
back taxes

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interested in a local law which would authorize and empower a claim by the Village against the proceeds of a policy of fire insurance insuring the interest of an owner and issued on real property located in the Village of Williamsville to the extent of any lien by the Village thereon.

Unanimously carried.

Mayor Sheffer stated the two February meetings will be held on Tuesday the 14th and Tuesday the 28th because of a conflict with a holiday and a Town Board meeting. There are important hearings both those evenings.

Mayor Sheffer stated that February 14th is the date by which the Trustees and department heads must have their budget requests submitted to the office and the Trustees should have their annual reports in by then as well.

Trustee Kuzon stated that at the last meeting we requested the advisory boards for exceptional development permits to report their recommendations on the permit for the Culligan property. Two committees have met and a third will meet tomorrow night. The Environmental Council will meet in the first week of next month.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, vouchers in the sum of \$45,914.72 were approved as follows:

Payroll Fund	W/E 1/13/78	\$ 3,125.70
	W/E 1/20/78	<u>3,652.22</u>
Total Payroll		\$ 6,777.92
General Fund	Abstract #409	7,084.90
Water Fund	Abstract #399	10,548.16
EDA	Abstract #11	21,453.00
Trust & Agency Fund	Abstract #46	<u>50.74</u>
Total Vouchers		\$45,914.72

Trustee Kuzon stated there were two large vouchers - one for \$21,453.00 for a payment on Contract No. 3 for the building construction in Glen Park and one for \$10,375.78 for payment of water purchased from the Erie County Water Authority.

Unanimously carried.

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Trustee Kuzon stated his next resolution dealt with calling for a public hearing on a comprehensive planning study for the Village. He stated the Planning Board is currently studying this and developing preliminary objectives for bettering Village ordinances. Public input is important on this. This is a new planning study and is not a review or an up-dating of a previous master plan. Community Development funds are being used for this.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held February 14, 1978 at 7:40 P.M. by the Board of Trustees of the Village of Williamsville in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in expressing an opinion on the Comprehensive Planning Study for the Village of Williamsville.	NOTICE OF PUBLIC HEARING  Comprehensive Planning Study
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Unanimously carried.

Trustee Kuzon stated his third resolution was regarding parking restrictions on the west side of Arend Avenue between Stanton and Belmont. This was recommended by the Traffic and Safety Committee due to the dangerous situation on the street. It included a survey of 37 houses on the street - 31 were in favor, 7 against and 3 undecided. Six were not at home although they were called on twice. Those opposed were opposed in that the no parking was on their side of the street. One resident appeared at the public hearing in favor of the law. Chief Lavery and Trustee Miller (representing the Department of Public Works) recommended this be done.

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

RESOLVED that Local Law #1, 1978 Amendment to Traffic Code - Section 60.32 is hereby adopted. (Copy attached.)	LOCAL LAW #1 - 1978 Adopted No parking on West Side of Arend Avenue
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Trustee Kuzon stated the Traffic and Safety Committee are to be commended for their work. He asked for any comment the public might care to make before the resolution was voted on.

Trustee Idzak stated this was a great idea. Where there is parking on both sides of the street, the streets are too narrow for cars to pass in this type of weather. She stated that most of our streets should allow parking only on one side.

Nicholas Perino, 113 Arend Avenue, stated that with cars parking on both sides of the street, a fire truck could not get down the street. Trustee Kuzon stated this was a reason given by Chief Lavery in recommending this law be passed.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County  
City of.....Williamsville.....  
Town  
Village

Local Law No. ....1..... of the year 19 ..78....

A local law .....Amending Section 60.32 of the Traffic Code.....  
(Insert title)

Be it enacted by the .....Board of Trustees..... of the  
(Name of Legislative Body)

County  
City of.....Williamsville..... as follows:  
Town  
Village

60.32 1A. Arend Avenue - West side between Belmont Street and Stanton Street.

This local law shall take effect immediately upon filing with the Secretary of State.

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Mayor Sheffer thanked the Traffic and Safety Committee for their survey on this question. It was very helpful to the Board.

Unanimously carried.

Trustee Miller stated well over five feet, or more than 62" of snow has fallen in excess of the normal amount. This is a problem on the main and side streets. Beginning tonight, he stated they were beginning a practice followed on county and state highways which is to shelf the banks on the streets. They cut the tops off the snowbanks so that when it snows again they can put more snow on top of them.

Trustee Miller stated he had spoken with the Chairman of the Environmental Advisory Council and we are going to start a pilot program of dumping snow in the creek. It is legal under the law to do this. It will be monitored under the direction of Mr. Way of the Department of Public Works. With the winters getting worse, the sidewalk plow is getting tired of the work load. It is not in service until repairs are made. He stated a request will be made to the Board to use some of the federal funds to get a new sidewalk plow having a capacity for deeper snow. He stated all of the streets are in good shape and we have received compliments on the plowing and snow removal efforts. He asked Mr. Way to pass these compliments on to his workers. He stated they are going out again this morning to continue to keep the highways open.

Trustee Miller stated his first resolution related to an inaccuracy in reading of a meter installed with a remote dial which was not functioning properly.

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

RESOLVED that the January, 1978 water bill for Lloyd Roeser, 194 Hirschfield Drive, Account #118488 be adjusted from \$44.28 to \$8.20 due to an error by Village personnel in reading the meter.

WATER BILL  
ADJUSTMENT -  
Roeser

Unanimously carried.

Trustee Miller stated his next resolutions dealt with the lighting on Main Street. The number of lights has been changed to reflect the number of lights on the wooden poles as well as on the metal poles.

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

RESOLVED that the resolution of the Board adopted on October 24, 1977 regarding the installation of 42 pressure sodium lamps on Main Street is hereby rescinded.

MAIN STREET LIGHTING  
Repeal  
resolution of  
October 24, 1977

Unanimously carried.

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

RESOLVED that the Village of Williamsville install 75 high pressure sodium lamps on Main Street at no capital cost and an annual utility cost to the Village, not to exceed \$7,000 including the receptacles on 40 poles.	MAIN STREET LIGHTING  75 high pressure sodium lamps
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Trustee Miller stated that in going over the larger number of poles and the financial and energy savings impact with the representative from Niagara Mohawk, the cost and energy savings aspect is increased with the increased number of poles. With 75 poles we will equal approximately an energy savings of what 22 homes would use in any year.

Unanimously carried.

Mr. Way had no report.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the rules were suspended for public participation.

Unanimously carried.

Supervisor Jack Sharpe of the Town of Amherst stated that in the realignment of the Town Board the liason between the Village and Town would be handled directly by Mr. Sharpe's office.

Supervisor Sharpe stated the Town is in the process of deciding what will be done with the existing police building when the new Audubon building is completed in December, 1978. We will be keeping a substation there per the agreement with the Village. At present the Town plans are for court facilities in the existing building.

Mayor Sheffer stated the Village appreciated the cooperation between the Town and the Village on the many matters we have to deal with.

Mrs. Carolyn Schlifke, 192 Evans Street, asked Mr. Way about whether anything could be done to improve the situation at the crosswalks, particularly in the area where the children walk to Academy Street. The plows have plowed in the crosswalks and not every resident has shoveled this area out. Mr. Way stated the crews are out doing this. He stated they would be in the Evans and Belmont area tomorrow morning and they would try to get every intersection done. They have CETA men doing this work.

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

Unanimously carried.

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ON MOTION by Trustee Kuzon, seconded by Trustee Idzak, the meeting was adjourned at 8:20 P.M.

Unanimously carried.



Theresa L. Cummins,  
Village Clerk-Treasurer