

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Tuesday, May 29, 1979 at 7:33 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Paul Atkinson
Lawrence R. Brenton Trustees
Connie C. Murray
Rosemarie Sugg

Theresa L. Cummins, Village Clerk
Thomas V. Troy, Village Attorney
Edward Way, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:33 PM.

A moment of silence was observed in honor of the Vietnam War veterans. This is Vietnam Veteran Week.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the minutes of the regular meeting held May 14, 1979 were approved.

Unanimously carried.

ON MOTION by Trustee Sugg, seconded by Trustee Brenton, the minutes of the public hearing held May 14, 1979 regarding a local law to amend Section 41.20 of the Sanitary Sewer Rent Code were approved.

Unanimously carried.

ON MOTION by Trustee Atkinson, seconded by Trustee Murray, the minutes of the public hearing held May 14, 1979 regarding a local law to amend Section 65.40 of the Water Code were approved.

Unanimously carried.

ON MOTION by Trustee Sugg, seconded by Trustee Brenton, the minutes of the public hearing held May 14, 1979 regarding an exceptional development permit for Townsend Square were approved.

Unanimously carried.

Mayor Kuzon stated he was pleased to announce that Theresa Cummins has recently been installed as Treasurer of the Erie County Village Officials Association.

Mayor Kuzon stated his first resolution concerned local law No. 7 to amend the Sanitary Sewer Rent Code. With the 1978-1979 budget sewer charges were segregated from the general fund and not included as part of the annual property tax bill. It was based on a percentage of consumption and billed quarterly as part of the water bill. We have found this to be fundamentally sound from a fiscal standpoint. We do feel that an annual review is necessary to keep things in order. The charges will be segregated and the Board will review this annually and assess the situation to see if any revisions are needed.

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Mayor Kuzon stated the present proposal is for one year. There is a flat fee of \$.97 per 1,000 gallons of water and is billed quarterly. There is no minimum charge for sewer use. Next year, the Board will reevaluate this method of charging rent. At that time we hope to implement the method that was put forth during the recent election campaign.

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

RESOLVED that Local Law #7, 1979 - Amend Section 41.20(B) of the Sanitary Sewer Rent Code, which was the subject of a public hearing on May 14, 1979 is hereby adopted. (Copy attached.)

LOCAL LAW ADOPTED
#7 - 1979

Amend 41.20 (B) of
Sewer Rent Code

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Sugg, it was moved to table the resolution concerning the Exceptional Development Permit for Townsend Square, because we are requesting more information from the developer regarding on-site drainage, specifically related to 25 year calculation for storm runoff.

Unanimously carried.

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

RESOLVED that Richard McClure, 403 Mill Street, Acct. #T302050 be issued a refund check for sewer charges paid 9/1/78 - 3/1/79 in the amount of \$184.87. Sewage from this address discharges into the Town sewer and not into Village sewer system.

WATER REFUND

Richard McClure

Unanimously carried.

Trustee Sugg advised that the Village Meeting House Committee held its first meeting last week and elected Gary Diehl as Chairman. Richard Macakanja was elected Secretary. An item of business discussed concerned the insurance survey with particular regard to our coverage. A list was made of the repairs to be done and they recommended that the Village proceed with some of the items immediately and wait until later on some of the other items. We will be putting in a handrail, fix a furnace pipe and have the electrical system checked.

Trustee Sugg reported that the Youth Committee met last week. There will be three openings in relation to the work to be done in Glen Park. Anyone interested in being interviewed should contact Mr. Bachovchin of the Amherst Youth Board. The persons hired will be working with young people and should have some experience in working with them.

(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. 7 of the year 19 79

A local law Amend Section 41.20(b) of Sanitary Sewer Rent 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

Amend 41.20(b)

The basis of charges for all other properties in the Village subject to the payment of sanitary sewer rent shall be 97¢ per thousand gallons of water actually consumed on premises for the fiscal year 1979 - 1980.

This local law will take effect June 1, 1979.

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Trustee Sugg stated the Cayuga Road Center program is up 20%. They are planning a spring carnival to raise money to continue their programs. It will be held on June 23rd in Garrison Park. There will be more information on this later. The gym program at Academy School has been completed and was very successful. It is planned to reinstitute this in the fall.

Trustee Sugg stated her resolution deals with signing a contract with Allentown Industries for work in Glen Park. Community Development funds were received several years ago and put back until they could be used to hire handicapped people to work in Glen Park. There will be 8 disabled workers and they will work from June 1st until September 15th doing various jobs in the park.

ON MOTION by Trustee Sugg, seconded by Trustee Brenton, the following resolution was adopted:

RESOLVED that the Mayor is hereby authorized to sign an agreement with Allentown Industries to work in Glen Park for a term to commence June 1, 1979 and to end on September 15, 1979 at a total cost not to exceed \$12,000.00.

AUTHORIZATION -

Mayor to sign agreement with Allentown Industries

Unanimously carried.

Trustee Atkinson, a Vietnam veteran, stated he was pleased that the Mayor asked him to lead the Pledge of Alligence tonight. He stated he totally appreciates the opportunity to be able to serve twice now in government and to be a constructive citizen.

Trustee Atkinson stated Theresa Cummins has been a great attribute to our Village and pleased at the honor she received in being elected Treasurer of the Erie County Village Officials Association.

With respect to the Townsend Square matter, Trustee Atkinson stated the matter had been tabled tonight on the basis of the many comments put forth by the residents and requests made previously by the Board to the developer. The additional information is to make sure that when we vote on this we have access to each and every piece of information. This will insure that we will be able to make an informed decision; not one on a quick and unresearched sort of basis.

ON MOTION by Trustee Atkinson, seconded by Trustee Sugg, vouchers in the amount of \$125,957.01 as follows:

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Payroll Fund	W/E 5/18/79	\$ 3,278.85
	W/E 5/25/79	<u>5,650.78</u>
Total Payroll		\$ 8,929.63
General Fund	Abstract #441	47,147.54
Sewer & Water Fund	Abstract #22	29,561.68
Trust & Agency Fund	Abstract #64	<u>40,318.16</u>
Total Vouchers		\$125,957.01

There were large vouchers for - NYS Employees Retirement - \$35,190.00; Trust & Agency Fund - \$6,750.00; and Erie County Water - \$20,317.14.

Unanimously carried.

Trustee Atkinson stated that at the end of our fiscal year many transfers have to be made between budget categories.

ON MOTION by Trustee Atkinson, seconded by Trustee Murray, the following resolution was adopted:

RESOLVED that the following budget transfers be made in the General Fund effective May 29, 1979:

GENERAL FUND
TRANSFERS

<u>Transfer From</u>		<u>Transfer To</u>	
<u>Acct.</u>	<u>Amount</u>	<u>Acct.</u>	<u>Amount</u>
1990.4	\$20,000.00	1010.401	\$ 15.00
1991.4	10,000.00	1010.445	20.00
5142.1	12,000.00	1325.411	280.00
5182.411	6,000.00	1410.404	300.00
1010.404	250.00	1410.448	75.00
1110.403	250.00	1410.1	3,000.00
1110.419	500.00	1420.445	40.00
1325.401	500.00	1440.410	9,580.00
1325.410	250.00	1640.407	800.00
1355.2	200.00	1640.445	3,000.00
1355.1	200.00	1910.4	6,200.00
1410.403	600.00	3310.423	510.00
1420.410	1,900.00	3310.1	1,100.00
1620.445	200.00	3410.407	600.00
1640.416	1,000.00	3410.422	75.00
1640.425	250.00	3410.428	625.00
3310.424	650.00	3410.446	70.00
3310.444	650.00	3620.410	6,000.00
3620.401	150.00	3620.445	25.00
3620.1	3,500.00	5010.404	175.00
5142.416	<u>250.00</u>	5010.100	690.00
		5110.416	4,025.00
		5110.425	75.00
		5110.426	1,370.00
	<u>\$59,300.00</u>		

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<u>Acct.</u>	<u>Transfer From</u> <u>Amount</u>	<u>Acct.</u>	<u>Transfer To</u> <u>Amount</u>
Amount Forwarded		5110.445	\$ 420.00
		5110.110	1,375.00
		5110.100	4,000.00
	<u>\$59,300.00</u>	6326.445	400.00
		7140.407	25.00
		7140.417	45.00
		7140.435	800.00
		7140.436	1,250.00
		7140.445	170.00
		7140.11	255.00
		7140.1	1,270.00
		7550.441	385.00
		7550.44	5.00
		7440.443	215.00
		8020.417	5.00
		8160.416	3,870.00
		8170.416	500.00
		8170.1	1,110.00
		8510.1	515.00
		8560.434	2,010.00
		8560.445	1,760.00
		9040.8	265.00
			<u>\$59,300.00</u>

Unanimously carried.

ON MOTION by Trustee Atkinson, seconded by Trustee Brenton, the following resolution was adopted:

RESOLVED that the following budget transfers be made in the Water Fund effective May 29, 1979:

WATER FUND
TRANSFERS

<u>Transfer From</u>		<u>Transfer To</u>	
<u>Acct.</u>	<u>Amount</u>	<u>Acct.</u>	<u>Amount</u>
6.8340.45	\$ 2,500.00	6.8340.402	\$ 30.00
6.1990.4	3,000.00	6.8340.407	100.00
6.1991.4	1,150.00	6.8340.41	6,790.00
6.8340.2	750.00	6.8340.416	130.00
6.8340.45	2,500.00	6.8340.426	1,740.00
6.9030.8	200.00	6.8340.445	600.00
6.9060.8	155.00	6.8340.448	675.00
		6.9040.8	190.00
	<u>\$10,255.00</u>		<u>\$10,255.00</u>

Unanimously carried.

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ON MOTION by Trustee Atkinson, seconded by Trustee Sugg, the following resolution was adopted:

RESOLVED that the following budget transfers be made in the Sewer Fund effective May 29, 1979: SEWER FUND TRANSFERS

<u>Transfer From</u>		<u>Transfer To</u>	
<u>Acct.</u>	<u>Amount</u>	<u>Acct.</u>	<u>Amount</u>
7.1990.4	\$95.00	7.9040.8	\$95.00

Unanimously carried.

ON MOTION by Trustee Atkinson, seconded by Trustee Brenton, the following resolution was adopted:

RESOLVED that the Village Clerk-Treasurer be authorized to make any other budget transfers necessary at year end, after all encumbrances and adjustments have been placed on the books. AUTHORIZATION
Clerk-Treasurer
to make year-end transfers
and adjustments

Unanimously carried.

ON MOTION by Trustee Atkinson, seconded by Trustee Sugg, the following resolution was adopted:

RESOLVED that the Manufacturers and Traders Trust Company, as paying agent for Village of Williamsville bond issues, is hereby authorized to destroy all cancelled obligations hereafter received by said bank, on the condition that in each instance the Village Clerk receive an affidavit of destruction executed by an authorized bank officer. AUTHORIZATION
M & T to destroy bonds

Vote on Roll Call: Trustee Murray - aye; Trustee Sugg - aye; Trustee Brenton - aye; Trustee Atkinson - abstain; Mayor Kuzon - aye.
Ayes - 4; Noes - 0; Abstain - 1.

Carried.

Trustee Atkinson abstained due to the fact that he is an officer of the Manufacturers and Traders Trust Company.

Trustee Brenton stated his first resolution relates to a local law which will increase the water rates. We are passing along an increase to us by the Erie County Water Authority.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the following resolution was adopted:

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RESOLVED that Local Law #8, 1979 - Amend Section 65.40 of the Water Code, which was the subject of a public hearing on May 14, 1979 is hereby adopted. (Copy attached.)

LOCAL LAW ADOPTED

#8 - 1979

Amend Section 65.40 of Water Code

Mayor Kuzon advised this had been a Board budget recommendation, that if there was an increase in rate we pass it along to the consumer. Doing so is only a matter of sound fiscal management. Previous Boards tried to absorb increases but they became so large they had to be passed along to the consumer and there was a very large increase at one time. It has recently been the practice to pass along the increases as they occur.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Sugg, the following resolution was adopted:

RESOLVED that the Mayor is hereby authorized to execute contract with Amherst Disposal for Refuse Collection for the period June 1, 1979 - May 31, 1980.

AUTHORIZATION

Mayor to sign contract with Amherst Disposal

Mayor Kuzon stated this was a budget recommendation of the entire Board and that we not enter into the garbage collection business but bid the contract and continue the twice weekly pickups in summer. \$87,000 was budgeted for this and the bids came in at \$136,000; \$127,000; and \$89,000. This resolution authorizes the \$89,000 contract with an option to renew for an additional year.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the following resolution was adopted:

RESOLVED that the Mayor is hereby authorized to sign an agreement with the Erie County Consortium, acting by and through the Office of Employment and Training Services of the County of Erie, for employment of economically disadvantaged youth under Title IV of the Comprehensive Employment and Training Act of 1978.

AUTHORIZATION

Mayor to sign agreement with Erie County re: summer employment of youth

Unanimously carried.

Mr. Brenton stated his next resolution relates to the two people who will be on-call at the Department of Public Works to take the place of Mr. Way when he is unavailable due to vacation, illness, etc. We have two individuals that we are preparing to take higher duties. Previously we only had one person to do this and he

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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~~ ofWilliamsville.....
~~Town~~
Village

Local Law No.8..... of the year 19 79.....

A local law Amend Section 65.40(A) of Water Code.....
(Insert title)

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

~~County~~
~~City~~ ofWilliamsville..... as follows:
~~Town~~
Village

Amend Section 65.40 Water Charges:

A. Water Consumption:

1. \$1.79 per 1,000 gallons; minimum 5,000 gallons (\$8.95) per quarter year.
2. Temporary water supply for one or two family homes \$5.00 per month and all others meter loan and deposit of \$25.00 plus \$1.79 per 1,000 gallons consumed.
3. All consumers outside the incorporated limits of the Village shall be charged one and one-half of the above rates.

This Local Law will take effect June 1, 1979.

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received \$30.00 additional in wages for 24 hour on-call duty. Now, we will rotate the men every other month. There is no increase in the cost to the Village.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the following resolution was adopted:

RESOLVED that John Anstett and David Laubisch be appointed on-call alternates effective June 1, 1979. They will be on call on alternate months and will be compensated an additional \$30.00 for the month each is on duty.

DEPARTMENT OF PUBLIC WORKS

On Call Alternates

Unanimously carried.

Trustee Murray reported that 17 new trees have been put in on Main Street. We are starting to plant the annuals in the park.

Trustee Murray reported that the Environmental Council will be meeting with the Planning Board next Monday to discuss the proposed landscape ordinance. We are hoping to get comments from the Board so we can make this a local law within the next month.

Trustee Murray advised that the senior citizens program continues under the able direction of Bea Slick.

With respect to sewer funding, Trustee Murray stated our Infiltration and Inflow Study is on the desk of the DEC and has been there since February, 1978. It has not yet been approved and we are not alone in this situation. Amherst's study also has not been approved and Councilman Collier will be meeting with the DEC about their study soon. Hopefully he will be able to get ours moving also. Any further work with sewer funding cannot go ahead until this report is approved by the DEC. Funding would provide the Village with 75% reimbursement for any sewer rehabilitation. The Village would have to come up with the other 25%.

ON MOTION by Trustee Murray, seconded by Trustee Sugg, the following resolution was adopted:

RESOLVED that Nancy Davis be appointed Laborer - Part Time (Seasonal) in the Department of Public Works from June 25, 1979 to September 4, 1979 at a rate of \$2.65 per hour.

APPOINTMENT -

Laborer- Part Time
in DPW

Unanimously carried.

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

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

Unanimously carried.

Richard Hill, 18 Brookside, asked what the trouble was with the sewers on Cadman and Trustee Murray advised the line running from Cadman to Brookside and up to Wehrle is in very bad shape. It is one of the largest problems we are having. Mr. Hill stated this is not too old a line.

Mr. Hill asked about the posts blocking the sidewalks in Glen Park so that cars cannot get through. He stated they do not look like breakaway posts to him. Trustee Sugg stated these are breakaway posts according to the architect. The Fire Department stated that when they would break these posts they would damage their trucks. We are trying to come up with some alternative solution to this. We need posts there as there was some abuse of the park by cars driving there. The access to the Glenside Apartments is of concern to the Fire Department and us. Mr. Schueckler has given the Joint Board some advice on how the path can be very slightly changed so the trucks can get in to service the park and apartments. The Town Engineer is looking at the situation and we will see what we can come up with.

Mr. Hill asked about the handicapped parking area at the park. He stated the brush is going to hide the view. Trustee Sugg stated the architect says the view will be there. The brush has to be pruned. The handicapped parking signs are not done yet because while the Joint Board has discussed this the signs have not yet been authorized.


Trustee Murray stated she wanted to thank the Department of Public Works for digging the holes for the trees. They did an efficient job this year and it was done in less than two weeks time.

ON MOTION by Trustee Atkinson, seconded by Trustee Brenton, it was moved to return to the regular agenda.

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the meeting was adjourned at 8:04 PM.

Unanimously carried.


Theresa L. Cummins,
Village Clerk-Treasurer