

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, June 9, 1980 at 7:34 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Paul Atkinson  
William Bancroft Trustees  
Lawrence R. Brenton  
Connie C. Murray

Theresa L. Cummins, Village Clerk  
Thomas V. Troy, Village Attorney  
John Anstett, Dept. of Public Works

Absent

Edward Way, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:34 PM.

ON MOTION by Trustee Atkinson, seconded by Trustee Murray, the minutes of the regular meeting held May 27, 1980 were approved.

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the minutes of the public hearing held May 27, 1980 regarding a local law to amend Section 65.40 of the Water Code were approved.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Atkinson, it was moved to suspend the rules at 7:36 PM in order to reconvene a public hearing regarding the rezoning at 44, 50 and 54 S. Cayuga. (The hearing was closed at 7:38 PM.)

Mayor Kuzon stated his first resolution is to adopt Local Law #6 to amend Section 65.40 of the Water Code. This will increase the water rate to \$1.83 per 1,000 gallons. This is a direct result of the Erie County Water Authority passing on to the Village an increase in their charges. We do this regretfully but it is in the best interests of the Village and proper management of the Water Fund.

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

RESOLVED that Local Law #6 - 1980 - Amend Section 65.40 of the Water Code, which was the subject of a public hearing on May 27, 1980, is hereby adopted.

LOCAL LAW #6 - 1980  
Adopted

Amend Water Code  
Increase rates

(Copy of Local Law attached.)

Unanimously carried.

(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. .... 6 ..... of the year 19 .. 80 ..

A local law ..... Amend Section 65.40 of Water 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

§ 65.40 WATER CHARGES

A) Water Consumption:

1. \$1.83 per 1,000 gallons: minimum 5,000 gallons (\$9.15) per quarter.
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 \$1.83 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 on July 1, 1980.

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, June 9, 1980 at 7:34 PM

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, vouchers in the sum of \$64,813.50 were approved as follows:

Payroll Fund	W/E 5/30/80	\$ 6,357.37
	W/E 6/09/80	<u>2,777.68</u>
Total Payroll		\$ 9,135.05
General Fund	Abstract #466	17,689.85
Sewer & Water Fund	Abstract #47	32,714.65
Trust & Agency Fund	Abstract #86	2,109.00
Federal Revenue Sharing Fund	Abstract #92	1,672.95
Neighborhood Preservation Program Fund	Abstract #1	<u>1,492.00</u>
Total Vouchers		\$64,813.50

The larger vouchers were: \$7,169.09 to Amherst Disposal for garbage disposal and \$31,792 and \$1,753.00 to M & T Bank for principal and interest payments on bonds.

Unanimously carried.

Trustee Murray thanked the volunteers from the Parks and Recreation Committee who worked with her on pruning the southern edge of Garrison Park. They were Mr. and Mrs. Brunskill and David Fusani.

Trustee Murray also thanked the members of the Beautification Committee who planted the triangle at Main and Evans and the front of the Meeting House. They were Katrina Wabschall, Maryann Piazza and Marie Eyre.

Trustee Murray thanked Carlton and Eleanor Holls and Pauline Firestone for planting the memory garden at Garrison Park.

Trustee Murray reported that the mowing and trimming of Glen Park will begin again next Monday. It is not being done this week since the Town has debris week this week.

Trustee Murray advised that we joined the Niagara Frontier Recreation and Parks Society in connection with our Parks and Recreation Committee. She stated that we have received helpful information from them. The members are professional in recreation and parks for the most part. They have been able to advise us in some areas we needed help in. It was \$10.00 well spent for the year.

Trustee Murray reported that the Old Home Day Committee has its final meeting on July 1st. They are still accepting applications for parade entries and booths on the Island.

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, June 9, 1980 at 7:34 PM

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

RESOLVED that the Traffic & Safety Committee is hereby designated the Disaster Preparedness Committee for the Village of Williamsville and to plan for prevention or mitigation of, response to, and recovery from local disasters.

DISASTER PREPAREDNESS

Traffic & Safety Committee designated disaster preparedness committee

Unanimously carried.

Trustee Murray stated we have been talking about preparing a disaster preparedness program for about a year now and this is a step towards trying to do something about this.

Trustee Atkinson reported that yesterday in the Village our Historical Society conducted a walking tour of a number of our homes in the Village. He was very pleased to have been one of the homes walked through. A number of people commented to us on how enjoyable it was to walk through and see a lot of homes they did not know were here. They said it seems like a quiet and serene place. There were about 165 to 170 people who walked through. Residents should be very proud and pleased to be a part of this community. It is a compliment for our lifestyle and the way we have maintained the Village.

Trustee Bancroft stated that on June 11th the senior citizens will hold a picnic on Island Park through the senior citizens recreation program. It will start at 11:00 AM and run until 2:00 PM. They bring their own lunch and will have entertainment in the afternoon by the drama group.

Trustee Bancroft stated his resolution deals with repair work at the Meeting House on Main Street. Some months ago we entered into an agreement with Foit-Albert to draw up plans and make recommendations on specific type structural repairs to the building. We are now advertising for bids. We will use 1978 & 1979 community development funds. The scope of the work involved consists of repairing one of the roof truss members, adding a second emergency exit to the building, improving the front exit to provide for access by the handicapped, making repairs to one of the stone piers in the basement and repairing the rear chimney where most of the mortar has fallen away. The work would be scheduled for sometime this summer.

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids

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, June 9, 1980 at 7:34 PM

for the general construction work as stated above at the Village Meeting House. Bids to be opened at 4:00 p.m. on July 16, 1980, in the Village Clerk's Office, 5583 Main Street, Williamsville, New York. 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 be 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 trade in 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.

AUTHORIZATION TO  
ADVERTISE FOR BIDS

VILLAGE MEETING HOUSE

Unanimously carried.

Trustee Brenton advised that the County, which administers Community Development funds for the various municipalities, has approved our request to transfer about \$26,000 of community development funds into renovation of the Mill Street water line. We have had some problems with pressure down there and we have determined that it would be a good idea to replace the 4" line with a 6" or 8" line. It will be done in the general area between Glen and Belmont. The money won't do too much but it is a step in the right direction. It is a good use of the community development funds in a project which will benefit the whole community and is in an area in need of assistance.

Trustee Brenton stated his first resolution on tonight's agenda regarding the appointment of a seasonal laborer in the Department of Public Works will be withdrawn due to the fact that in our work session prior to tonight's meeting it was determined that the individual in question is not a Village resident. It was felt that there might be Village residents who might be interested in working as a seasonal laborer. He stated he was unaware of the fact that a Village resident had expressed interest in this job. We need to proceed with the hiring of an individual because the work is there now for him to do but we will go another two weeks until our next meeting to see if a Village resident will be available for the job.

Trustee Brenton stated his next resolution deals with eleven light standards on Main Street between Union and Grove. They are in the way of the Main Street preservation work where they are widening the street by two feet. The poles have to go back two feet. The poles are being paid for by the Village and Niagara Mohawk is under contract to provide the lighting. At the end of the contract, the Village will own the poles. Being essentially

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, June 9, 1980 at 7:34 PM

Village property, Niagara Mohawk wanted \$9,800 to move the poles. At the inception of this matter, the State was not willing to assist the Village and they felt it was up to the Village and Niagara Mohawk to move the poles. After lengthy negotiations, we have determined that the aluminum poles we were able to acquire from the Youngman Highway will be contributed and the State will provide the foundation for the light standards (approximately \$500 to \$800 per standard) and also underground conduits. Niagara Mohawk will provide the wiring for the poles. Essentially, we will then have underground wiring replacing the present overhead wiring, and aluminum poles where we now have wooden poles. Instead of spending \$9,800 we will now be paying approximately \$3,396 to buy out the contract life of the eleven poles from Niagara Mohawk and wind up with a better system. This will save Village taxpayers about \$6,500.

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

MAIN ST. RECONSTRUCTION

RESOLVED that the Village of Williamsville purchase the unexpired contract life of the eleven light standards on Main Street from Niagara Mohawk Power Corp., and thereby becomes the owner of the existing lighting system.

Village purchase unexpired life of 11 light poles from Niagara Mohawk

Unanimously carried.

Trustee Brenton stated his next resolution deals with maintaining the new poles when they are in place.

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

RESOLUTION of the Village Board of the Village of Williamsville agreeing to maintain, repair, and energize a Highway Lighting System on or along State Highway within the geographical jurisdiction of the MUNICIPALITY, such highway identified as S.H. 5061, Main Street, PIN 5034.40, County of Erie.

AGREEMENT - Village agree to maintain, repair and energize lighting system on Main Street

WHEREAS, the State of New York Department of Transportation proposes to reconstruct a State Highway identified as S.H. 5061, Main Street, PIN 5034.40, County of Erie within the geographical jurisdiction of the Village of Williamsville, and

WHEREAS, the Village of Williamsville approves of such project and desires to have a highway lighting system on such highway within its geographical jurisdiction, and

WHEREAS, the State of New York has agreed to provide as a part of the project the following items in connection with a street lighting system:

1. Underground duct system, including conduits, pull boxes, hand holes and drainage pockets;
2. Foundation for light standards;

AGREEMENT -

Village agrees to light, maintain and energize lighting system on Main Street

provided that the Village of Williamsville agrees to maintain, repair and energize such highway lighting system for a period of 20 years or until such time as the COMMISSIONER, in his discretion, determines that such lighting and/or the maintenance of such lighting system is no longer necessary for such Highway.

NOW, THEREFORE, the Village Board, duly convened, does hereby

RESOLVE, the Village of Williamsville approves of the above-subject project; and it is hereby further

RESOLVED, that the Village of Williamsville shall maintain, repair and energize such highway lighting system, and it is hereby further

RESOLVED that the Village Board of the Village hereby authorizes the Mayor of the Village of Williamsville to enter into and execute an Agreement with the State of New York by and through the Commissioner of Transportation to commit the Village of Williamsville to maintain, at its own expense the lighting on the above-identified project, such agreement to provide that the maintenance shall include the repair and replacement of equipment and the furnishing of electric current for the lighting system, and

BE IT FURTHER RESOLVED, that the Clerk of this Board is hereby directed to transmit five (5) certified copies of the foregoing resolution to the State Department of Transportation.

Unanimously carried.

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, June 9, 1980 at 7:34 PM

Mr. Anstett had no report for the Department of Public Works.

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

Unanimously carried.

Charles Flynn, 83 S. Union Road, asked what the status was of the barber shop on Union Road. He stated that they had been told the State had given him license to operate the barber shop.

Trustee Atkinson stated we have finally received official notification that the license was transferred to the Union Road address. The Enforcement Committee will be meeting a week from Thursday and at that time legal action will be taken with respect to the Village's position and we hope to bring the matter to a swift end. This matter will be on the enforcement agenda and we will make sure they are in full compliance with the Zoning Ordinance.

Mr. Flynn stated something has to be done. The majority of the people in the neighborhood and taxpayers don't want this there. This has been going on for almost a year now. Trustee Atkinson stated the people in the area have been extremely patient in this situation. We wanted to be sure that we did not prejudice our ability to enforce this particular situation to the fullest extent possible. Now that we have pursued all the avenues and have absolute confirmation from the State we can now move to assure compliance with the zoning in that area.

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

Unanimously carried.

Mayor Kuzon called the public's attention to the list of upcoming committee meetings at the bottom of tonight's agenda. The next Board meeting will be on June 23rd.

ON MOTION by Trustee Murray, seconded by Trustee Bancroft, the meeting was adjourned at 7:56 PM.

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, June 9, 1980 at 7:36 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Paul Atkinson

William Bancroft

Trustees

Lawrence R. Brenton

Connie C. Murray

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

John Anstett, Dept. of Public Works

Absent

Edward Way, Dept. of Public Works

Mayor Kuzon called the reconvened public hearing to order at 7:36 PM.

RECONVENED  
PUBLIC HEARING  
ON REZONING

Mayor Kuzon stated that on May 12, 1980 this public hearing regarding the rezoning of property at 44, 50 and 54 S. Cayuga Road was adjourned until tonight with the intention that the petitioner would come back with additional information regarding the rezoning. Since then, the applicant has requested that we withdraw his petition for rezoning as more work is needed on the proposal before it is presented again. Mayor Kuzon read the letter that was received from Mr. and Mrs. Hogan requesting the withdrawal of their petition.

ON MOTION by Mayor Kuzon, seconded by Trustee Atkinson, the hearing was closed at 7:38 PM.

Unanimously carried.

Theresa L. Cummins,  
Village Clerk-Treasurer