

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, November 10, 1980 at 7:34 PM

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| 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 |
| | | Edward Way, Dept. of Public Works |

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

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

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the minutes of the public hearing held October 27, 1980 regarding no parking on the south side of Glen Avenue were approved.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, vouchers in the sum of \$197,261.30 were approved as follows:

| | | |
|------------------------------|---------------|------------------|
| Payroll Fund | W/E 10/29/80 | \$ 6,997.34 |
| | W/E 11/05/80 | 4,520.90 |
| General Fund | Abstract #476 | 91,618.53 |
| Sewer & Water Fund | Abstract #57 | 13,451.13 |
| Trust & Agency Fund | Abstract #96 | 2,564.10 |
| Federal Revenue Sharing Fund | Abstract #101 | 1,775.55 |
| Capital Fund | Abstract #107 | 1,833.75 |
| Special Assessment | Abstract #12 | <u>74,500.00</u> |
| Total Vouchers | | \$197,261.30 |

The large vouchers were - Manufacturers/Hanover - \$71,500.00; \$11,905.98; and \$74,500.00; Niagara Mohawk - \$3,947.49; O. Nero & Sons - \$2,608.00; and Cable Guide Railing - \$2,894.00.

Unanimously carried.

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Mayor Kuzon stated his next resolution calls for the first of two required public hearings regarding the use of community development funds which will be held at our next regular meeting on November 24th. We want ideas as to how to use the community block grant funds for the coming year. This year our funds have been increased by approximately \$15,000 as a result of our agreement with the Town of Amherst to enter into a cooperation arrangement with them.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held November 24, 1980 at 7:30 p.m. in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in expressing an opinion on community development and housing needs and to discuss possible projects or programs to meet those needs, in particular projects which would benefit low and moderate income persons in the Village of Williamsville.

NOTICE OF PUBLIC
HEARING
1981-82 C.D.
Funds

Unanimously carried.

Trustee Atkinson stated his resolution pertains to the election to be held for the terms of Mayor and two Trustees in the Village in March of the coming year.

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

WHEREAS the next general Village election for officers will be held on March 17, 1981, and

ELECTION

WHEREAS the Board of Trustees must designate by resolution and publish the offices which are to be filled in such election and the terms thereof,

Offices to
be filled
and election
date set

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Board of Trustees designates the following offices as vacant at the end of the current official year, to be filled at the Village election to be held on March 17, 1981 for the following terms; One (1) Mayor for a two (2) year term and two (2) Trustees for a two (2) year term each.

Section 2. The Village Clerk is hereby directed to publish this resolution in full in the Amherst Bee.

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Section 3. This resolution shall take effect immediately.

Unanimously carried.

Trustee Bancroft advised that his resolution pertains to additional renovation work at the Village Meeting House. The resolution covers the installation of restroom facilities in the Meeting House to permit occupancy and use of the structure. Presently there is only one small restroom in the Meeting House and it is undersized under New York State building codes. It also does not provide access for the handicapped. The new restroom facilities would provide male and female facilities and access for the handicapped. This project meets the community development requirements for funding.

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

RESOLVED that the Village Clerk is authorized to advertise for bids for Phase II - Meeting House Renovation - Restroom facilities. Bids to be opened at 10:00 a.m. on November 24, 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 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
BIDS

Phase II -
Meeting House
Renovation
Restrooms

Unanimously carried.

Trustee Brenton stated that a few weeks or a month or so ago he reported that we had received approval of applications made to the State under the 1979 act to make highways and roads safer. Since the approval we have completed one project dealing with the construction of a guardrail on Oakgrove Drive. There have been a few questions about this. Some have concerned the fact that no one has driven into the creek at this point in forty years. We want to make sure no one ever does go into the creek there. The trees in this area bear evidence that some drivers have had problems in this area. Some of the trees have great scores on them. We want to protect our population and others driving on this street. The rail is made of core 10 steel which rusts and turns brown and was thought to be suitable for this area. It was approved by the state through the county agency. The alternative

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guardrail would have been a galvanized type and this would not have been as aesthetically pleasing. When this type of rail is damaged it has to be repaired and we do not have the in-house ability to repair them. With the guardrail we installed, if it is damaged the steel will rust back and match the color there so we don't have to do anything with it. We felt this was the best way to go in this situation.

Trustee Brenton stated the sidewalk on Glen Avenue is another project we are working on. There were six projects approved altogether. The Glen Avenue sidewalk is only half done. The intended completion date is next year as we have run out of time this year when concrete can be poured. We also wanted input from the Glen Park Committee as to where the sidewalk should go. Also, concrete has a tendency not to hold up when salt gets on uncured concrete.

Trustee Brenton advised that three projects will be done next year. Presently, the Department of Public Works is installing a storm drain on Garden Parkway as part of these projects.

Trustee Brenton stated his first resolution deals with hiring of an individual to help out in the Department of Public Works for a period of time that Mr. Peacock will be away. Mr. Peacock is hospitalized and has had an operation. We do need another man at present and this individual has worked for us before via the County Welfare Department for three years. He is a very capable individual and we are happy to be able to put him on a temporary full-time basis while Mr. Peacock is out sick.

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

RESOLVED that Ronald Farrar be appointed Temporary Laborer in the Department of Public Works from November 3, 1980 to December 31, 1980 at a rate of \$3.15 per hour.

APPOINTMENT

R. Farrar -
PT Laborer

Unanimously carried.

Trustee Brenton advised that his next resolution deals with no parking on the south side of Glen Avenue which was discussed at a public hearing at our last meeting. Adoption of the law will remove parking so that school children can cross more safely. This was requested by the Principal of St. Peter & Paul School.

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

RESOLVED that Local Law #8 - 1980, No Parking on the South Side of Glen Avenue, which was the subject of a public hearing on October 27, 1980, is hereby adopted. (Copy of local law attached.)

LOCAL LAW #8-1980
Adopted

No Parking on
South side of
Glen Avenue

Unanimously carried.

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Trustee Brenton stated his third resolution deals with our sewer rehabilitation program and authorizes the Mayor to sign the grant agreement.

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

RESOLVED that the Mayor is authorized to sign Grant Agreement C361244-01 in the amount of \$535,436 with the U. S. Environmental Protection Agency for rehabilitation of the Village sewer system.

AUTHORIZATION

Mayor to sign
Grant Agreement for
Sewer Rehab.

Unanimously carried.

Trustee Brenton stated his next resolution deals with a situation that the Board has previously had a resolution about, the acquisition of a small parcel of Thruway owned property on the northeast corner of Aero Drive and Wehrle. We previously passed a resolution authorizing the Mayor to sign an agreement for the purchase of this property but the Thruway Authority did not like our wording that the property was to be used for public purposes as they wanted it stated that it would be used for park purposes. We have an opinion from the Thruway Authority that this would not require us to establish a park at this location. We have notified them that we want to use this property for a buffer to enter our Village and perhaps to erect a sign welcoming motorists to the Village. We also might plant some trees there. Trustee Brenton stated his resolution will change the wording so that it meets the requirements of the Thruway Authority.

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

RESOLVED that the Village of Williamsville purchase a piece of real property (reference number 318) from the New York State Thruway Authority for \$1,000.00 to be used for park purposes. Legal description of the property follows:

PURCHASE OF
PROPERTY

All that piece or parcel of land situate in the Village of Williamsville, Town of Amherst, County of Erie, and State of New York, being a portion of parcel 816, map 816 appropriated for the Ontario Section of the New York State Thruway and filed in the Erie County Clerk's Office on June 10, 1953 and further described as follows:

Wehrle Drive
Area

Beginning at a point on the westerly highway boundary of former (1953) Wehrle Drive, C. R. No. 290, being the northeasterly corner of the above mentioned parcel 816, said point being

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210 feet distant, southerly measured at right angles from station 515+51.3 of the hereinafter described survey base line for the construction of the Ontario Section of the Thruway; thence North $79^{\circ} 16' 33''$ West $35\pm$ feet to a point on the westerly Williamsville Village line; thence southerly along said Village line $53\pm$ feet; thence southeasterly $21\pm$ feet along the northeasterly boundary of Aero Drive extended to a point on the abovementioned westerly highway boundary of Wehrle Drive; thence northerly along said highway boundary $58\pm$ feet on a curve to the left having a radius of 286.64 feet to the point or place of beginning containing 1,478 square feet more or less.

PURCHASE OF
PROPERTY

Wehrle Dr.
area from
State

The above mentioned base line is a portion of the survey base line for the construction of the Ontario Section of the New York State Thruway as shown on the above mentioned map 816 and further described as follows:

Beginning at Station 510+18.79, thence S $79^{\circ} 16' 33''$ E 488.13 feet to Station 515+06.92, thence S $79^{\circ} 16' 33''$ E 1033.68 feet to Station 525+40.60.

All bearings are referred to true north at the $78^{\circ} 35'$ meridian of west longitude.

Reserving to the party of the first part herein, its successors and assigns, forever the right to restrict and control access to the Thruway right-of-way from the above described parcel along the following course and distance:
N $79^{\circ} 16' 33''$ W, $35\pm$ feet and the party of the second part hereto accepts this deed with the understanding that it, its successors and assigns shall not be permitted any access to the Thruway right-of-way along said course and distance.

The party of the second part, by his acceptance of this conveyance for himself, his heirs and assigns, covenants and agrees not to erect upon the premises conveyed herein any advertising device as defined in Section 361-a of the Public Authorities Law without written permit therefor from the New York State Thruway Authority.

Unanimously carried.

Trustee Murray stated the Environmental Council had a public awareness project for the last two years in the form of a poster contest for children to make them more aware of environmental issues and this year we have found another member for the council through this. A seat has been open on the council for quite a

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while now because we wanted someone who was very interested in environmental issues. This person had been recommended by someone on the council and the appointee also came forward during this year's poster contest.

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

RESOLVED that Mary Lee Rath, 116 Reist Street, is hereby appointed to the Environmental Advisory Council until the end of the official 1980-1981 Village year.

APPOINTMENT
Environmental
Advisory Council

Unanimously carried.

Mr. Way advised that all the crosswalks for school crossings have been painted.

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

Unanimously carried.

Mrs. Carolyn Schlifke, 192 Evans Street, asked Trustee Brenton about the sidewalk on Glen Avenue that was already in. She asked if any more work was going to be done this year in the line of grading. Trustee Brenton stated the top soil has been put in where there was previously dirt. They intend to put sod in there also.

Mrs. Schlifke stated there is quite a drop off between Glen Avenue and the sidewalk and someone could fall and get hurt. Also people have driven over it - the top soil. This area should be fixed. Trustee Brenton stated the situation will be rectified. A memo was sent to the Glen Park Committee regarding this and asking if two entrances to the park in this area could be closed off. We have received their reply today and we will close off these two entrances. These entrances are only separated by about 20 feet. We felt it best to close off the westerly two entrances but felt we should request input from the Glen Park Committee even though the property is not within Glen Park itself but is in the Village owned right-of-way. The two entrances are one to the parking lot and one to the park proper. Trustee Brenton stated he and Mr. Way had been down there on Saturday morning and we will be redressing that area and spreading some of the fill along the entire length of the sidewalk before next spring.

Mrs. Schlifke asked if sod will be placed between the sidewalk and the street because already cars have driven through the top soil and the sidewalk has been covered with mud. There are ruts in the top soil. Trustee Brenton stated they are aware of this and sod will be put in. The sod was supposed to be in last Thursday or Friday but was not done.

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Mrs. Schlifke stated that as a Village resident she is very pleased with the Main Street restoration. She thinks this has done much to facilitate the movement of traffic on Main Street. The Department of Transportation did a good job. We had a summer of some inconvenience but thinks it was well worth it in the long run. She asked if the Village has contacted the DOT to express their feelings on the construction work and what it has done for the Village. She stated she thinks the left turn lanes, markings and the center island have helped a lot. She thinks this is what we have been looking for for a long time for Main Street. We were able to maintain parking on both sides and satisfy the shop owners and we have done away with some of the congestion on Main Street.

Mayor Kuzon stated he thinks the Board agrees with her feelings on this and he has spoken with the project engineer, Mr. Huber, and conveyed some of these thoughts to him. Officially, however, we haven't done anything but perhaps something could be done.

Trustee Brenton stated there are still a few areas of concern that the State has not yet taken care of. One of these is areas of surface water accumulating along Oakgrove. Mr. Way advised that this had been taken care of this morning. Trustee Brenton stated there is some concern over the curb cuts where the salt may accumulate in the groves. He also thinks there might be a few sanitary sewer manholes that are allowing the infiltration of storm water.

Mrs. Schlifke stated that overall she thinks the job is really excellent and is what the Village has been looking for.

Trustee Murray stated there are still some trees to be put up.

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

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Bancroft, the meeting was adjourned at 7:58 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer