

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, December 8, 1980 at 7:35 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
		Edward Way, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:35 PM.

ON MOTION by Trustee Brenton, seconded by Trustee Bancroft, the minutes of the regular meeting held November 24, 1980 were approved.

Unanimously carried.

ON MOTION by Trustee Atkinson, seconded by Trustee Brenton, the minutes of the public hearing held November 24, 1980 regarding the use of 1981-1982 Community Development Funds were approved.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Atkinson, vouchers in the sum of \$62,748.27 were approved as follows:

Payroll Fund	W/E 11/24/80	\$ 6,916.92
	W/E 12/03/80	<u>6,515.83</u>
Total Payroll		\$13,432.75
General Fund	Abstract #478	23,074.67
Sewer & Water Fund	Abstract #59	21,445.06
Trust & Agency Fund	Abstract #98	3,280.19
Federal Revenue Sharing	Abstract #102	<u>1,515.60</u>
Total Vouchers		\$62,748.27

The larger vouchers were for: Amherst Disposal - \$8,426.27; Niagara Mohawk - \$4,046.65; M & T Bank - \$7,728.00 (principal and interest on bond); M. C. Morgan - \$13,182.17.

Unanimously carried.

Trustee Brenton stated his first resolution deals with a situation we have found on Eagle Street as a result of looking for a water leak. We use a television camera in the line to look for a leak and in this instance we were unable to get the TV camera in and have come to the conclusion with the Town and our Department of

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Public Works that we have a sanitary sewer problem of blockage there. The line is not totally obstructed. We are fearful that it could become obstructed and if this would occur we would have to go in on an emergency basis and free up the line. We deem it wise to declare knowledge of this problem in light of our sewer rehabilitation program so that if in the future we have a problem with this line we can go in on an emergency basis and receive funding for this work. It is not included in our sewer rehabilitation program at this time.

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

WHEREAS the Village has inspected the Sanitary Sewer on Eagle Street between Mill and Ellicott Streets, and

SEWER GRANT APPROVAL  
REQUESTED

WHEREAS the condition of this sewer has deteriorated to the extent to cause collapse and blockage of sewage flow and infiltration of groundwater, and

for sewer on Eagle  
Street

WHEREAS repair of the sewer with Village funds would cause a financial hardship, and

WHEREAS the Village has received a grant from the U.S.E.P.A. for sewer rehabilitation identified in the Sewer System Evaluation Survey Report, and

WHEREAS the Village has determined that this situation is an emergency that if allowed to continue could cause personal loss of property and health problems, and

WHEREAS the USEPA will allow municipalities to effect repairs with prior approval under Step II/III grants, and

WHEREAS the Village would like to repair this sewer immediately and receive reimbursement under the existing USEPA grant,

NOW, THEREFORE, BE IT RESOLVED THAT the Village hereby notifies the NYS Dept. of Environmental Conservation and US Environmental Protection Agency that this condition does exist and that any delay in approval of funding for these repairs may result in loss of personal property and health hazards,

BE IT FURTHER RESOLVED THAT the Village send certified copies of this resolution to the NYSDEC and USEPA along with a request for approval of the necessary repairs.

Unanimously carried.

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Trustee Brenton advised that his second resolution deals with our excellent Traffic and Safety Committee. It appoints Henry Smith to be a member of that committee. Mr. Smith is the Town Traffic and Safety representative and has served on this committee for many years. He has done an outstanding job while serving as an ex-officio member of the committee. On this basis we have decided to appoint him as a permanent member, recognizing that he lives outside of the Village. We have members on other committees who also reside outside the Village.

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

RESOLVED that Henry Smith is appointed to the Traffic & Safety Committee until the end of the 1981-1982 official Village year.

APPOINTMENT

Henry Smith  
to Traffic & Safety  
Committee

Unanimously carried.

Trustee Brenton stated his next resolution pertains to a past request on the part of the Mayor when he was a Trustee acting as liaison to the Traffic and Safety Committee. It deals with the construction of guardrails on Spring and Rock Streets under the Safer Local Roads program funded by the state and federal governments. This was never approved but was put on top priority and in following this up over the last year he was able to contact the individual responsible for this approval. We now have approval for the guardrails. The old one is badly deteriorated and in some places is not there. The Traffic and Safety committee has advised us of the seriousness of this problem and with approval of our application we will be reimbursed for approximately \$4,700 to construct this guardrail. This reimbursement might go up due to the inflationary escalation over the last few years. Hopefully this will be done before the winter is over.

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

RESOLUTION OF THE BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSVILLE APPROVING A FEDERAL-AID HIGHWAY PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE MUNICIPALITY TO PERFORM THE CONSTRUCTION ENGINEERING AND/OR THE CONSTRUCTION FOR SUCH PROJECT AND AUTHORIZING THE MAYOR OF THE VILLAGE OF WILLIAMSVILLE TO EXECUTE AN AGREEMENT ON BEHALF OF THE MUNICIPALITY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF THE WORK OF SUCH PROJECT AND FOR THE PARTICIPATION BY THE MUNICIPALITY IN THE NON-FEDERAL SHARE OF THE COSTS OF THE PROJECT.

STATE AID PROGRAM  
APPROVED

Mayor authorized  
to sign  
contract

Guard rails  
on Rock and  
Spring Streets

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WHEREAS, a Project for the construction of guardrails - Rock and Spring Street funded under the Federal-Aid Highway Program as provided for by the appropriate sections of Title 23 U.S. Code calls for state or local participation; and

Guard rail  
funding

Rock & Spring  
Streets

WHEREAS, The Board of Trustees desires to advance the project which is not or portions of which are not on the State Highway System by authorizing the Municipality to participate in the non-federal share of the cost of construction engineering and/or construction of such project.

NOW, THEREFORE, the Board of Trustees duly convened does hereby

RESOLVE, that the Board of Trustees hereby authorizes the Village of Williamsville to participate in the cost of construction engineering and/or construction by performing the construction engineering and/or construction with its own forces; and it is further

RESOLVED, that this Authorization shall commit the Village of Williamsville to an amount not to exceed \$300.00 for the construction engineering and/or construction; and it is further

RESOLVED that the Mayor of the Village of Williamsville be and is hereby authorized to execute all necessary agreements on behalf of the Village of Williamsville with the New York State Department of Transportation approving of the above subject project and providing for the Municipality's participation in the cost of the local share of the subject report.

Unanimously carried.

Trustee Murray reported that on November 25th Mrs. Schlifke, Clerk Cummins and she attended a Disaster Preparedness conference at Erie Community College South that was held by the County Office of Disaster Preparedness. We found it to be very informative.

Trustee Murray stated her first resolution is for an appointment to the Environmental Advisory Council which comes as a result of their recent poster contests. The appointee's son has won first place in the contest two years in a row and when he was asked if he would like to serve on the committee he agreed.

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

RESOLVED that Eugene Covelli, 69 Arend Avenue, is hereby appointed to the Environmental Advisory Council until the end of the 1980-1981 official Village year.

APPOINTMENT

Environmental Advisory Committee

Unanimously carried.

Trustee Murray advised that her second resolution deals with a public hearing to be held on amending the Zoning Ordinance with respect to adult use facilities, requiring them to be in M-1 Districts. This follows the lead of the Village of Kenmore and we hope to eliminate problems that they have been having there. This law also follows similiar laws in other communities.

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

RESOLVED that the Village Clerk publish Notice of Public Hearing to be held January 12, 1981 at 7:30 p.m. in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in a proposed local law which would amend Section 70.270 of the Zoning Code and add a new section 70.273 entitled "Adult Uses" to the Village Zoning Code.

PUBLISH NOTICE OF PUBLIC HEARING

Adult Uses Local Law

Unanimously carried.

Trustee Atkinson had no report or resolutions.

Trustee Bancroft advised that the Williamsville Seniors will be holding their Christmas Party on December 18th with a potluck luncheon at the Fire Hall. It will be from 12:00 to 3:00 p.m. and all Village seniors are invited to attend.

Trustee Bancroft thanked the Williamsville Historical Society for their gracious donation relative to the two front stained glass windows at the Village Meeting House which they have had repaired and protected with a plastic barrier to prevent any further harm to those windows.

Trustee Bancroft stated his resolution will authorize the Mayor to sign a lease agreement with the Queen's Players' Theatre for use of the Village Meeting House for a one year period of time on a paid fee basis. This agreement is the culmination of about nine months of work by the Village Meeting House Committee and representatives of the Queen's Players' Theatre.

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Trustee Bancroft stated the group's plans call for them to put on, in 12 months period of time, four semi-professional type productions involving a number of people from the greater suburban area. This is an interesting use of the Village Meeting House and we look forward to a very successful start for this group. Copies of the lease agreement will be available. They are not attached to tonight's agenda. It sets forth what everyone is responsible for and what can and cannot be done there.

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

RESOLVED that the Mayor is hereby authorized to sign lease agreement with the Queen's Players' for use of the Village Meeting House effective December 15, 1980.

AUTHORIZATION

Mayor to sign lease with Queen's Players'

Vote on Roll Call: Trustee Brenton - aye; Trustee Murray - aye; Trustee Atkinson - aye; Trustee Bancroft - aye; Mayor Kuzon - aye.

Ayes - 5; Noes - 0.

Unanimously carried.

Mr. Way advised that they have approximately 95% of the leaves picked up and we hope to get to the rest this week. We will also be putting up Christmas decorations this week.

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

Unanimously carried.

No one appeared to speak.

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

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the meeting was adjourned at 7:55 PM.

Unanimously carried.

Theresa L. Cummins,  
Village Clerk-Treasurer