

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 22, 1981 at 7:31 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

William Bancroft
Lawrence R. Brenton Trustees
Connie C. Murray

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

Absent

Michael Kibby, Trustee
Edward Way, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:31 PM.

ON MOTION by Trustee Bancroft, seconded by Trustee Murray, the minutes of the regular meeting held June 8, 1981 were approved.

Unanimously carried.

ON MOTION by Trustee Bancroft, seconded by Trustee Murray, the minutes of the public hearing held June 8, 1981 regarding the proposal for curbing on N. Ellicott Street were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Murray, the minutes of the public hearing held June 8, 1981 regarding a proposed local law for a new section of the Swimming Pool Code relating to ground fault interruptors were approved.

Unanimously carried.

Mayor Kuzon: The next item of business this evening is a public hearing regarding a proposed local law for handicapped parking.

ON MOTION by Trustee Brenton, seconded by Trustee Bancroft, it was moved at 7:34 PM to open the public hearing. (The hearing was closed at 7:39 PM.)

Unanimously carried.

Mayor Kuzon: Next is my report and resolutions and I have three things I'd like to bring to your attention this evening. First of all, Trustee Kibby is not with us as he is at the South High School commencement exercises. It is part of his responsibility as School Board President.

The second thing I'd like to report is our sewer rehabilitation design has been reviewed by the State DEC in Albany and at this point I'd like to give our thanks to Assemblyman Sheffer who was a great help in speeding up the process and making sure that our project received

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appropriate review in due time.

I'd also like to report that at our last meeting there were questions from the floor regarding the status of the fire hall and it's move, attempt to move across the street and since that time we have established a meeting date and this Thursday the Village Board and the Town Board along with the Fire Hall New Building Committee will be sitting down at Station No. 2 to discuss where we stand presently.

I have two resolutions. The first one is for vouchers.

ON MOTION by Mayor Kuzon, seconded by Trustee Bancroft, vouchers in the amount of \$117,682.60 were approved as follows:

| | | |
|------------------------------|------------------|---------------|
| Payroll Fund | W/E 6/12/81 | \$ 5,031.47 |
| | W/E 6/19/81 | 5,308.95 |
| General Fund | Abstract No. 491 | 64,563.97 |
| Sewer & Water Fund | Abstract No. 72 | 38,061.93 |
| Trust & Agency Fund | Abstract No. 111 | 3,323.11 |
| Glen Park Jt/Activities Fund | Abstract No. 11 | 291.56 |
| Federal Revenue Sharing Fund | Abstract No. 111 | 644.50 |
| Community Development Fund | Abstract No. 59 | 19.11 |
| Capital Fund | Abstract No. 117 | <u>438.00</u> |
| Total Vouchers | | \$117,682.60 |

Unanimously carried.

My second resolution is to appoint a Village Historian for the remainder of the 81-82 official Village year. It is necessitated by the fact that our present historian, Betsy Springer, has resigned the position due to a move out of the area. This resolution is recommended by the Village Historical Society and they have recommended to me that Mary Jane Kibby be appointed the Village Historian in place of Betsy Springer. I think at this time it would be appropriate to thank Mrs. Springer for her service as Village Historian. She has done a superb job. We're indebted to her for her volunteer service and we wish her and her family the best in their move to the Chicago area. And again, also at this time we wish Mary Jane Kibby the best in her new position.

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

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APPOINTMENT

RESOLVED that Mary Jane Kibby be appointed Village Historian until the end of the 1981-1982 official Village year. Village Historian

Unanimously carried.

That's all I have. Trustee Murray.

Trustee Murray: Thank you. Since our last Board meeting volunteers have been at work on our parks and I'd like to mention the groups that have been there and thank them for their volunteer time. The Parks and Recreation Committee painted the wading pools in Garrison and Island Parks on June 13th. Everyone - almost everyone showed up. One person had to work that morning. I appreciate their help. The Women's Board of the Amherst Symphony have been hard at work in the strip park for Glen Park under the leadership of Joan Fishburn. I'd like to thank them also and the Smallwood Garden Club who have also been working in Glen Park. Some independent ladies also worked in Glen Park - Rosemarie Sugg, Joyce Troy, Marie Wendling and Carolyn Shrauger and I want to thank them also.

I have one resolution this evening to hire a pool cleaner. We have been receiving several calls about when the wading pools would be opened and we have been waiting to hire a pool cleaner and waiting for it to stop raining so we could paint the pools and they should be open tomorrow.

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

APPOINTMENT

RESOLVED that Eric Oswald be appointed Seasonal Laborer/Pool Cleaner in the Department of Public Works from June 23, 1981 until September 8, 1981 at a rate of \$3.00 per hour.

Seasonal Labor/
Pool Cleaner

Unanimously carried.

That concludes my report.

Mayor Kuzon: Thank you. Trustee Bancroft.

Trustee Bancroft: I have no report.

Mayor Kuzon: Thank you. Trustee Brenton.

Trustee Brenton: Thank you. For my report tonight I would like to say that just about everything is holding up our paving projects. The contractor on Mill Street has delayed up there. We intend to pave Mill Street when he is finished. He has gotten back on the job after a three week hiatus and that project is continuing. Other streets will be repaved. Those are N. Ellicott - and for the

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Board's information too, because I don't think I elaborated on our final decision on what streets to pave - they will be N. Ellicott, Glen Avenue from Mill Street to Howard, E. Spring Street, and a surface layer on S. Cayuga so that where the pavement is rough the pavement marking which I'll be talking about later, will adhere to it because it won't adhere where we have potholes, etc. and we have a rough area at Cayuga and California. So, therefore, we have a more ambitious paving program than we previously had, but though some of it being funded through the Safer Local Roads Program we will probably be spending less money for paving this year than we have done and I'll move to my resolutions now.

Resolution No. 1 deals with the awarding of the guide rail material for E. Spring and Rock Street. As I have explained before, we - the Village is supposed to install the rail itself and this is part of the contingency on the federal funds that have been provided for this project so that we're only allowed to spend 20% on our material cost. This will give us about \$6,500 for the project and the material is \$5,175.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for guide rail for E. Spring Street and Rock Street, and

CONTRACT AWARDED

Guide Rail for E. Spring St. and Rock Street

WHEREAS Cable Guide Railing Construction Co., Inc. of Lancaster, New York submitted their low bid meeting specifications,

NOW, THEREFORE, BE IT RESOLVED that the contract for guide rail be awarded to Cable Guide Railing Construction Co., Inc. for their low bid of \$5,175.00.

Unanimously carried.

I might add that Cable Guide was the only firm that bid on that particular material.

Resolution No. 2 deals with a quantity adjustment which has been approved by our sanitary sewer rehabilitation engineering consultant and it allows for an upward amount to the firm, which was Morgan and Company, which did the emergency sewer work on Eagle Street and the upward amount is \$190 and reads as follows:

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

RESOLVED that the Mayor is authorized to sign Change Order No. 001 to Contract A (C-36-1244-01) Eagle Street Sewer Rehabilitation in the amount of \$190.00.

AUTHORIZATION

Mayor to sign Change Order #1 Eagle St. Sewer Rehabilitation

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Unanimously carried.

Resolution No. 3 deals with the Ground Fault Interruptor local law. I think it should be attached to your agendas. We will take this into our code now and I think wisely so. It reads as follows:

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

RESOLVED that Local Law #4 - 1981 - Adding Section 59.90 to the Pool Code of the Village of Williamsville entitled Ground Fault Interruptors, which was the subject of a public hearing held June 8, 1981, is hereby adopted.

(Copy Attached)

LOCAL LAW ADOPTED
#4-1981

Ground Fault
Interrupters

Unanimously carried.

Resolution No. 4 deals with the Cadman/Brookside water impoundment problems that have been in that area for many, many years and the intent and resolve of this Board is to try and correct those problems as best we can. To that end, we have cleaned the storm line and cleaned in particular the drain inverts that are on the west leg of Cadman and we have cleaned, to our ability to do so, the storm line that runs from the west leg of Cadman to the Creek and we have tested that by flooding the east end of Cadman with the fire hydrant, drying the water, watching it proceed through that area I just mentioned, and it appears to be working quite well so we're going to stay with that particular system that's there and that will independently discharge itself into the Creek. However, we still call the project the Brookside/Cadman storm sewer because it is intended to relieve that area's problems and if the need arises to tie into this new Brookside storm line we can tie that line into the existing Cadman line; we can do so in the future. As it stands now, we think this should resolve all the problems there and have had our engineering firm of Bissell Merrill compose specifications for that project and we now will go to the bid process in an attempt to see what kind of cost figure will be arrived at. I will read the resolution for you.

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for Storm Drainage Improvements for the Brookside/Cadman area. Bids to be opened at 10:00 A.M. on July 10, 1981 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

ADVERTISE FOR BIDS

Brookside/Cadman
Storm Drainage

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. 4 of the year 19 81.....

A local law Add Section 59.90 Ground Fault Interrupters for Swimming Pools
(Insert title)

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

County
City of Williamsville as follows:
Town
Village

§59.90 Grounding. The following equipment shall be grounded: (1) wet-niche underwater lighting fixtures; (2) dry-niche underwater lighting fixtures; (3) all electric equipment located within 5 feet (1.52 m) of the inside wall of the pool; (5) junction boxes; (6) transformer enclosures; (7) ground-fault circuit-interrupters; (8) panelboards that are not part of the service equipment and that supply any electric equipment associated with the pool.

A. Methods of Grounding.

(1) General. The following provisions shall apply to the grounding of underwater lighting fixtures, junction boxes, metal transformer enclosures, panelboards, and other electrical enclosures and equipment.

(2) Pool Lighting Fixtures and Other Equipment.

(a) Wet-niche lighting fixtures shall be connected to an equipment grounding conductor sized in accordance with Table 250-95 but not smaller than No. 12. It shall be an insulated copper conductor and shall be installed with the circuit conductors in rigid metal conduit, intermediate metal conduit, or rigid non-metallic conduit.

Exception No. 1: Electrical metallic tubing shall be permitted to be used to protect conductors where installed on or within buildings.

Exception No. 2: The equipment grounding conductor between the wiring chamber of the secondary winding of a transformer and a junction box shall be sized in accordance with the overcurrent device in this circuit.

(b) The junction box, transformer enclosure, or other enclosure in the supply circuit to a wet-niche lighting fixture and the field-wiring chamber of a dry-niche lighting fixture shall be grounded to the equipment grounding terminal of the panelboard. This terminal shall be directly connected to the panelboard enclosure. The equipment grounding conductor shall be installed without joint or splice.

Exception No. 1: Where more than one underwater lighting fixture is supplied by the same branch circuit, the equipment grounding conductor, installed between the field-wiring compartments of dry-niche fixtures, shall be permitted to be terminated on grounding terminals.

Exception No. 2: Where the underwater lighting fixture is supplied from a transformer, ground-fault circuit-interrupter, or clock-operated switch which is located between the panelboard and a junction box connected to the conduit that extends directly to the underwater lighting fixture, the equipment grounding conductor shall be permitted to terminate on grounding terminals on the transformer, ground-fault circuit-interrupter, or clock-operated switch enclosure.

(c) Wet-niche lighting fixtures that are supplied by a flexible cord or cable shall have all exposed noncurrent-carrying metal parts grounded by an insulated copper equipment grounding conductor that is an integral part of the cord or cable. This grounding conductor shall be connected to a grounding terminal in the supply junction box, transformer enclosure, or other enclosure. The grounding conductor shall not be smaller than the supply conductors and not smaller than No. 16.

(3) Ground-Fault Circuit-Interrupters Required. All electric equipment, including power supply cords, used with storable pools shall be protected by ground-fault circuit-interrupters.

A storable pool may be readily disassembled and has a maximum dimension of 18 ft and a maximum wall height of 42 in. This type of pool, and its associated equipment, does not require "bonding" conductors. However, the filter pump is to be double insulated or equivalent, and "grounding" means consisting of an equipment grounding conductor that is an integral part of the flexible cord is to be provided. There are portable filter pumps for use with storable pools listed by Underwriters Laboratories Inc.

The storable pool is to be located at least 10 ft from any receptacle, and all electric equipment is to have a ground-fault circuit-interrupter for personnel protection. See Figure 59.90 (1).

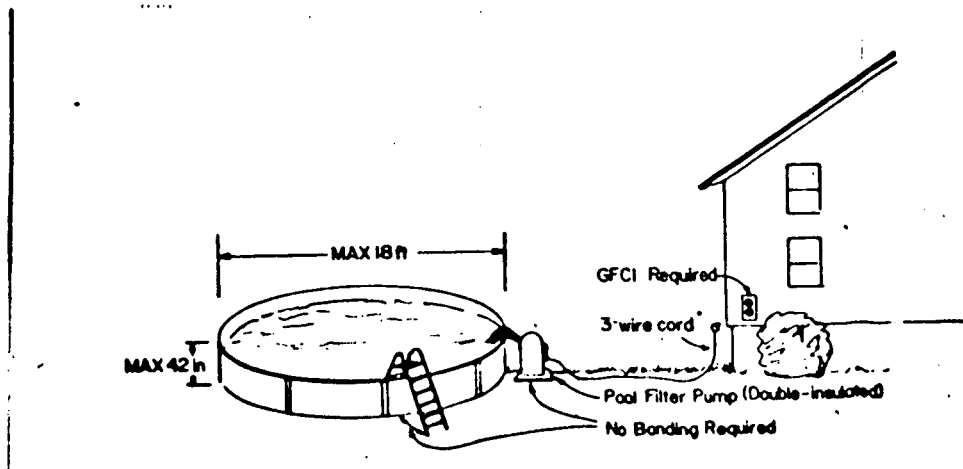


Figure 59.90 (1). Illustrated are the requirements for a storable-type pool. Metal appurtenances are not required to be bonded. The 3-wire cord* may be longer than 3 ft. (Some listed filter pumps are equipped with cords 25 ft long.) The GFCI-protected receptacle need not be on a separate circuit.

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

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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 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.

Unanimously carried.

Resolution No. 5 deals with the Chairman of our Traffic & Safety Committee and authorizes him to attend the Annual Meeting of the New York State Association of Traffic Safety Boards in Syracuse, New York and we find this to be a worthwhile effort and we find that it's good for the Committee to have someone to attend meetings of this nature and we are also very fortunate to have someone that is willing to spend their time doing something like this for us. This will provide Mr. Hill with the cap of \$300 for his expenses such as staying overnight, meals, etc. I'll read the resolution:

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

AUTHORIZATION

RESOLVED that Richard Hill is authorized to attend the Annual Meeting of the New York State Association of Traffic Safety Boards to be held in Syracuse, New York from August 23 - 26, 1981 and the costs, not to exceed \$300.00 to be paid by the Village of Williamsville.

Richard Hill to attend
Traffic & Safety
Meeting in
Syracuse

Unanimously carried.

Resolution No. 6 deals with the award of thermoplastic pavement marking material. There was only one firm that bid on this material. The material will be provided to the Village and this individual will also provide two skilled workmen and the necessary equipment. However, what we are authorizing right now is purely the purchase of the material itself and then at a later date we will engage in an agreement - in a contract - an agreement with this firm to provide us with the necessary equipment, which is quite sophisticated and is something we do not have in our repertoire of equipment.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for 20,000 LF of Thermoplastic Pavement Material, and

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WHEREAS Accent Stripe, Inc., of Orchard Park, New York submitted their low bid meeting specifications,

CONTRACT AWARDED

20,000 LF of
Thermoplastic Pavement
Marking Material

NOW, THEREFORE, BE IT RESOLVED that the contract for 20,000 LF of Thermoplastic Pavement Material be awarded to Accent Stripe, Inc. at their low bid of \$4,705.25.

Unanimously carried.

I might add in conjunction, and I should, with this resolution, the thermoplastic pavement marking material is similar, is identical to what was placed on Main Street last year and the streets to be marked are: Reist from the Town line to Main Street - the reason for that is the Town already has its portion of Reist marked and we feel it is necessary to continue that marking in the Village. Cayuga from the Town line to Main Street will be marked with thermoplastic pavement material. Mill Street from the Town line to Main Street will be marked with thermoplastic pavement material. Glen Avenue will be marked from Mill Street to N. Cayuga with pavement edges marked and the center line marked to assure pedestrian safety in the area of Glen Park.

Resolution No. 7 deals with our sanitary sewer rehabilitation program and actually goes back to the original recommendation pertaining to our necessity, our need for rehabilitating our sanitary sewer system. At that particular time the firm of URS, who the then Village Board had contracted to do this work, recommended the need for replacement of the inverted syphon which runs from Mill Street under the Creek over to approximately Reist where it takes the bend. I say approximately, by this I mean it runs to the other side of the Creek and then proceeds through a sanitary pipe over to Reist Street. Now, quite frankly I didn't agree with the need for construction of a new syphon and apparently the Department of Environmental Conservation didn't agree with it either because they felt the need to have substantiation of this recommendation made and so that we have now come under an edict whereby we either have to prove or disprove the need for construction of a new syphon or some other method of sanitary sewage transportation and this is what we will be doing through this resolution No. 7. We will be in effect investigating the need as to what has to be done on the inverted syphon and it is very expensive. However, the portion that the Village will be responsible for is 12 1/2%, as is the State's, and the Federal coverage will pick up 75%. I'll read the resolution.

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

RESOLVED that U.R.S. Company, Inc. is hereby appointed to conduct a syphon analysis in conjunction with Sewer

APPOINTMENT

U.R.S. Co. to
conduct Siphon Analysis

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project C-36-1244-02 at a total cost not to exceed \$78,283 to be paid as follows:

| | | |
|---------------|----------------------|----------------|
| Federal Share | - 75% | - \$58,713 |
| State Share | - 12 $\frac{1}{2}$ % | - 9,785 |
| Local Share | - 12 $\frac{1}{2}$ % | - <u>9,785</u> |
| | | \$78,283 |

Mayor Kuzon: I'd like a roll call, please.

Vote on Roll Call: Trustee Murray - aye; Trustee Bancroft - aye; Trustee Brenton - aye; Mayor Kuzon - no. Ayes - 3; Noes - 1.

Carried.

Trustee Brenton: That's all I have, Mr. Mayor.

Mayor Kuzon: Okay. Thank you. Mr. Anstett from the Department of Public Works.

Mr. Anstett: I have no report this evening.

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

Unanimously carried.

Mayor Kuzon: Anyone in the audience may speak to the Village Board. We ask that you state your name and address before talking. Mr. Hill.

Richard Hill, 18 Brookside Drive: I'd just wish there was some way we could get a few shovels of blacktop on the corner of Brookside and Wehrle. Each year they say we will get to it next year. It hasn't been gotten to yet. It is a very bad situation. It's only a small area and I think something could be done temporarily to make it usable.

Trustee Brenton: Mr. Anstett advises me, believe this or not, this was on the list for patching today and due to the rain all the projects that were on that list didn't get completed but apparently it will be done as soon as possible.

Mayor Kuzon: Anyone else? Mrs. Andrews.

Mrs. Rita Andrews, 128 S. Union Road: Connie, you're the head of the Glen Park Committee for Williamsville - right?

Trustee Murray: I'm liaison for the Glen Park Joint Board from the Village.

Mrs. Andrews: I would like to pass some information on to you to tell the Committee. I don't think many people in the Village are aware that that is not only being used for recreation, vandalism, etc.

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The kids - or students from St. Peter and Paul have used it this year. They used it in their physical ed. The gym teachers took all the classes at one time or another down there. The Science teacher took her class. They went looking for specimens in the water. The Social Studies class went down two or three times just to have their class in the environment, and the English classes - the 6th, 7th and 8th grades - the English class went down and they wrote poems. They were really beautiful. I wish I had one to show you and they tried to see if the Amherst Bee would do something about this but they did not get much of a response to it. But I thought you might pass it on to the people so that they knew it was being used.

Trustee Bancroft: I wonder if Forest Elementary will use it.

Mayor Kuzon: Anyone else? Any Board member have any additional comment?

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

Unanimously carried.

Mayor Kuzon: Before adjourning I would call your attention to the fact that there will only be one Board meeting in the months of July and August and the next Village Board meeting will be on the 13th of July and in the month of August we'll be meeting on the 10th and for the summer months we have cancelled the second meeting of these two months.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the meeting was adjourned at 8:00 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 22, 1981 at 7:34 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

William Bancroft
Lawrence R. Brenton Trustees
Connie C. Murray

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

Absent

Michael Kibby, Trustee
Edward Way, Dept. of Public Works

Clerk: PLEASE TAKE NOTICE THAT the Board of Trustees of the Village of Williamsville will hold a public hearing on June 22, 1981 at 7:35 P.M. in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in a Local Law which would amend Section 60.30 of the Village Traffic Code which would add subsection (7) regarding handicapped parking.

PUBLIC
HEARING

ON MOTION by Trustee Brenton, seconded by Trustee Bancroft, the hearing was opened at 7:34 PM.

Amend Traffic Code
re: Handicapped
Parking

Unanimously carried.

Mayor Kuzon: At this time I would turn the hearing over to Trustee Brenton.

Trustee Brenton: The essence of this request is - we have elaborated on before - is the fact that presently we have the parking designated on the overlook at Glen Park handicapped parking and we have no legislation to enforce it and, therefore, the Amherst Police are unable to ticket cars that are illegally parked there, and at the request of the Traffic & Safety Committee we have determined it best to allocate one space at that location for handicapped parking and so identify that one space and to ordinance that one space into our code so that we will have one legal handicapped parking spot for those handicapped individuals to view the falls and the Glen Park. This location for handicapped parking will be the easterly most parking spot of the four, approximately four parking spots at the overlook and this, as I said, will be signed and perhaps the blacktop will be marked with the handicapped logo so that it should be quite clear to everyone that there is no parking there, and of course, if they do park there it will help increase the Village revenues. That's all, Mr. Mayor.

Mayor Kuzon: Thank you. Is there anyone in the audience wishing to comment? Mr. Hill.

Richard Hill, 18 Brookside Drive: Was that proposal for just the one parking spot. There are two there now and I thought the recommendation was that it remain that way.

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Trustee Brenton: Actually, there are four and, as I said, the Board determined that we felt we really only needed one and can't see the sense of taking up the two parking spaces, or three, or whatever. The Board determined that one would be sufficient.

Mr. Hill: But I wanted to clear up that this wasn't the Traffic & Safety recommendation.

Trustee Brenton: I didn't say that. I said it was the Traffic & Safety Committee's recommendation and then that the Board determined that one parking place was sufficient.

Trustee Murray: The Glen Park Joint Board also recommended only one space.

Trustee Brenton: That's right.

Mayor Kuzon: Anyone else? Any Board member?

ON MOTION by Trustee Bancroft, seconded by Trustee Murray, the hearing was closed at 7:39.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer