

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, March 28, 1983 at 7:35 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton
Michael Kibby Trustees
Connie C. Murray
V. James Saia

Theresa L. Cummins, Village Clerk
Phil Boudreau, Dept. of Public Works

Absent

Thomas V. Troy, Village Attorney

Clerk: PLEASE TAKE NOTICE THAT a public hearing will be held by the Board of Trustees of the Village of Williamsville on March 28, 1983 at 7:35 PM in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in expressing an opinion on the proposed use of Federal Revenue Sharing Funds for the 1983-1984 fiscal year.

ON MOTION by Mayor Kuzon, seconded by Trustee Murray, the hearing was opened at 7:35 PM.

Unanimously carried.

Mayor Kuzon: As you've heard this public hearing is for the purpose of seeking public input as to the use of our 1983-84 Federal Revenue Sharing Funds. Those funds total \$30,651 and at this time I would open the hearing for public comment and ideas that you might have as to how best to spend this money. Anyone?

PUBLIC HEARING
FEDERAL REVENUE SHARING FUNDS
(Proposed Uses)

(No one spoke.)

ON MOTION by Trustee Kibby, seconded by Trustee Murray, the hearing was closed at 7:36 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

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Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton
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V. James Saia

Theresa L. Cummins, Village Clerk
Phil Boudreau, Dept. of Public Works

Absent

Thomas V. Troy, Village Attorney

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

Mayor Kuzon: Next on our agenda is approval of minutes.

ON MOTION by Trustee Kibby, seconded by Trustee Murray, the minutes of the regular meeting held March 14, 1983 were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Murray, the minutes of the public hearing held March 14, 1983 regarding the Community Development Block Grant Program for 1983-1984 were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Saia, the minutes of the public hearing held March 14, 1983 regarding an amendment to Section 60.32(21) of the Traffic Code were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Saia, the minutes of the public hearing held March 14, 1983 regarding a proposed name change for Lehn Lane were approved.

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Murray, the minutes of the public hearing held March 14, 1983 regarding a proposed Historic Preservation Code were approved.

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Murray, the minutes of the special meeting held March 15, 1983 regarding the Village elections were approved.

Unanimously carried.

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Mayor Kuzon: Next on our order of business is a public hearing.

ON MOTION by Mayor Kuzon, seconded by Trustee Murray, it was moved at 7:35 PM to open the public hearing regarding the proposed use of 1983-1984 Federal Revenue Sharing Funds. (The hearing was closed at 7:36 PM.)

Unanimously carried.

Mayor Kuzon: This is the first of two required public hearings. In my portion of the agenda I'll be calling for the second one. At the second one the proposed budget for Federal Revenue Sharing Funds would be discussed. It would be advisable to let you know that we are anticipating spending most of this money, approximately \$30,650, for fire department use and it would be used in the area of major equipment purchases and those things include hoses, ladders, and also another portion of that money would go toward the capital reserve fund, money that would be anticipated to buy major equipment such as fire trucks. At our next meeting we'll discuss that in more detail.

For my portion of the agenda this evening I have a number of resolutions. The first one is for vouchers.

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, vouchers in the sum of \$321,075.61 were approved as follows:

Payroll Fund	W/E 3/18/83	\$ 4,886.17
	W/E 3/25/83	8,515.30
General Fund	Abstract #533	4,607.28
Sewer & Water Fund	Abstract #114	300,335.79
Trust & Agency Fund	Abstract #153	1,656.44
Community Development Fund	Abstract #74	1,000.00
Glen Park Jt. Activities Fund	Abstract #53	<u>74.63</u>
Total Vouchers		\$321,075.61

For those of you that follow the Village Board, you realize that this is much larger than the normal vouchers we approve and the primary reason for the large sum is the fact that we are making payment to the Town of Amherst in the neighborhood of \$297,283. This is for our sewage treatment costs for the last year and I believe this bill is from last July. Other large sums are to Marine Midland for some \$1,500 and to the M&T Bank for \$1,100.

Unanimously carried.

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My second resolution deals with the annual reorganizational meeting of the Board of Trustees. By Village Law the meeting has to be held the first Monday in April. We'll hold ours next Monday at 6:30 PM in the Village Conference Room. Generally at these re-organizational meetings reappointments and appointments to committees are made, different department heads and officials are appointed and committee responsibilities are assigned. It reads:

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

RESOLVED that the Annual Reorganizational Meeting of the Board of Trustees of the Village of Williamsville will be held April 4, 1983 at 6:30 PM in the Village Conference Room, Municipal Building, 5583 Main Street, Williamsville, New York.

Call for Annual
Reorganizational
Meeting

Unanimously carried.

The third resolution, and maybe perhaps the most important resolution of Village government, and that is calling for a public hearing regarding the budgets - the General Fund, Water Fund, Sewer Fund and Glen Park Joint Activities Fund. Our budget hearings will be held April 11th at 7:35 PM in our Council Chambers here. That's our next regularly scheduled Board meeting. In fact, this evening the Board of Trustees met, has been in session since about 4:20 PM, or 4:30 PM for the purpose of reviewing the annual general fund budget and I would move the resolution as printed.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held April 11, 1983 at 7:35 PM in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in discussing the 1983-1984 General Fund, Water Fund, Sewer Fund and Glen Park Joint Activities Fund Annual Budgets for the Village of Williamsville.

PUBLISH NOTICE
OF PUBLIC
HEARING

General, Water,
Sewer, and
Glen Park
Joint Activities
Budgets

Unanimously carried.

My fourth resolution calls for the second public hearing regarding Federal Revenue Sharing. It also will be held on April 11th at 7:40 PM in the Council Chambers and I would move that resolution as printed.

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

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PUBLISH NOTICE
OF PUBLIC
HEARING

RESOLVED that the Village Clerk publish a notice of public hearing to be held April 11, 1983 at 7:40 PM in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in discussing the 1983-1984 Federal Revenue Sharing Fund Budget for the Village of Williamsville, New York.

Federal
Revenue
Sharing
Budget

Unanimously carried.

My fifth and final resolution will call for a public hearing on the Sewer Rent Code and again it would be held on April 11th at 7:45 PM and I would move that resolution as printed.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville, Monday, April 11, 1983 at 7:45 PM to hear all persons interested in expressing an opinion on the proposed sewer rent rates for 1983-1984 year per Section 41.20(D) of the Sewer Rent Code.

PUBLISH
NOTICE OF
PUBLIC HEARING
Proposed
Sewer Rents

Unanimously carried.

That concludes my portion of the agenda. Next is Trustee Brenton.

Trustee Brenton: Thank you. I would report tonight that our efforts regarding water continue to bear results. We have detected another major leak which has been repaired by our own forces and we did have also a leak on Main Street which we employed the firm of Warren Miller to repair in that it was a little more complex of a project for us to get involved in and that was corrected and so that now our Water Fund which has been in the black for the last several weeks to say the least is now strongly in the black and is looking very, very good and I'd like to, as I have previously, again thank the Department of Public Works under Mr. Boudreau for their efforts regarding bringing this leak program to fruition.

That's the extent of my report and I'll move immediately to my resolutions. My first resolution deals with the transfer of funds, surplus funds into the, for the purpose of a new line item which would encompass the construction of the bus shelter at Union and Main. We did purchase and construct ourselves a bus shelter at Union and Main. We did not anticipate doing this at the beginning of the fiscal year. However, we felt that it was appropriate to do so in that had we gone with the Niagara Frontier Transportation Authority's private shelter we would have had display advertising on the shelter. The Village Board determined it inappropriate to have display advertising, in particular I think display advertising that had to do with certain brands of cigarettes. But, however, we

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didn't want display advertising so we bought our own bus shelter and put it up ourselves and now we're transferring funds and the resolution reads as follows:

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

RESOLVED that \$3,475.00 of 1982 surplus funds be appropriated for the payment of the bus shelter at Main & Union and transferred into general fund account #1.5110.4162.

APPROPRIATE
SURPLUS FUNDS
For Bus Shelter

Unanimously carried.

Mayor Kuzon: I would like to just explain my vote. In the past I have voted against transferring funds from one account number to another on the basis that in our budgets the appropriations should accurately reflect what is planned to be spent in that area. However, as you have heard Larry say this is a new item, one that was not in our last budget because at our last budget planning time we were under the assumption that the Niagara Frontier Transportation Authority was going to install a bus shelter at this location at their expense. However, as the months progressed we realized that we were not satisfied with the type of shelter they were going to install and therefore, not to repeat what Larry's reported, we then went out and bought our own bus shelter. Now it would be easy for me to have a blanket no for this simply because it's a transferring of funds, but I am supporting this transfer of funds and voting yes because it was something that we did not anticipate, something that was a new item during the course of our budget year, and something in my opinion that serves a very certain area of acute need. There are a number of senior citizens, a number of handicapped people who wait for the bus on that corner and I think this shelter serves their needs. I will support this transfer of funds. Thank you.

Trustee Brenton: Resolution number 2 deals with the fire department and continued instruction for the members of the fire department, whereby we are sending two of these people to Fire Prevention and Control at the Academy of Fire Sciences at Montour Falls and it reads as follows:

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

RESOLVED that Jim Schiferle and Dave Millitello are hereby authorized to attend the Fire Leadership Institute conducted by the New York State Office for Fire Prevention and Control at the Academy of Fire Sciences in Montour Falls, New York on April 9-10, 1983 and the expenses not to exceed \$175.00 each to be paid by the Village of Williamsville.

AUTHORIZATION
Firemen to
attend Fire
Leadership
Institute

Unanimously carried.

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Resolution Number 3 deals with the purchase of a 3/4 ton pick-up truck. We had budgeted this in last year's budget and we are now, we had awaited in fact the compilation of the New York State Bid Price List and we're dissatisfied with the results of that which did not come out until the last two weeks so that now we are going to be advertising for bids for this truck to our own specifications and this is what we're doing here. The resolution reads as follows:

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for a Small Truck for the Village of Williamsville Department of Public Works. Bids to be opened on April 18, 1983 at 10:00 AM 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 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.

ADVERTISE FOR
SEALED BIDS

Small Truck for
DPW

Unanimously carried.

Resolution number 4 deals with our bids for garbage and trash pick-up which we receive every two years. They have an escalation factor which goes into effect the second year of the contract so that this year we are going to bid again. We have received these bids and we are going to reject the bids as received, primarily due to the fact that one of the firms did not list their dumping fee so that we are going to reject those bids that we received on March 18th. It reads as follows:

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

RESOLVED that all bids received on March 18, 1983 at 10:00 AM for Garbage and Trash pickup within the Village of Williamsville are hereby rejected.

BIDS REJECTED

Garbage &
Trash

Unanimously carried.

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Resolution number 5 deals with the readvertising of bids and this is what we will do, we're calling for new bids on the pick-up of garbage and trash. Hopefully, we'll maintain the low price in that general area that we did receive from our present bid procedure and we will be calling for new bids.

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

RESOLVED that the Village Clerk is hereby authorized to readvertise for sealed bids for Garbage and Trash pickup within the Village of Williamsville, bids to be opened at 10:00 AM on April 19, 1983 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 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.

READVERTISE
FOR BIDS

Garbage and
Trash
Pickup

Unanimously carried.

That's all I have, Mr. Mayor.

Mayor Kuzon: Thank you. Trustee Kibby.

Trustee Kibby: I have no report except the agenda for the Planning Board for April 4th. There are three requests for signs. One at 5330 Main, one for 5505 Main, and one for a place called Frank's Restaurant at the old Pizza Hut. Also the site plan, architectural review meeting for, the Planning and Architectural Review Board meeting for the Sunoco Station, or the new Prechtl Optical outlet at 5732 Main Street. That's all.

Mayor Kuzon: Thank you. Trustee Murray.

Trustee Murray: Thank you. I have no report this evening. I have only one appointment.

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

RESOLVED that Barbara Blackburn, 31 Reist Street, Williamsville is hereby appointed to the Senior Citizens Committee until the end of the official 1982-1983 Village year.

APPOINTMENT

Sr. Citizen
Committee

Unanimously carried.

That's all.

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Mayor Kuzon: Thank you. Trustee Saia.

Trustee Saia: For my report this evening I would like to officially state that the fishing contest for the youngsters in the Village of Williamsville and the Town of Amherst will be held May 7th starting at 10:00 AM at Island Park. There will be more forthcoming as to the places to sign up for a license after April 12th, although I've got a pretty good girl for publicity. I think she's contacted some of the reporters and just keep the newspapers up to date on what's taking place. We've got the fish ordered. At this time I'd like to say that all the officials in the Town and in the Village, that includes the Trustees and the Supervisor and Councilmen, are officials at the fishing contest. They will measure the fish, cut the worms, or whatever else they have to do, but they are hereby delegated that job.

The other thing I'd like to say is I'd like to apologize at the last meeting for kind of getting hot, which I'm very capable of doing, with Mr. Gallagher. He was at this meeting, but there were an awful lot of people that put a lot of hard work into the Historic Preservation Code and I wouldn't mind if the fellow really wanted to learn about it, or wanted to ask a question about it, if he'd got us on the side we would have gone through the whole thing with him. In fact I'd like to invite the guy to our meeting and we'll fill him in from the beginning to the end, from the first sentence to the last to try to get him satisfied what we're trying to do. But I think the political balogna that goes on kind of gets you aggravated and I just couldn't take it anymore and I wish to apologize for my outburst.

Mayor Kuzon: Thank you. Mr. Boudreau of the Department of Public Works.

Mr. Boudreau: The Department of Public Works under the heading of streets, the street cleaning progress continues with our Elgin Street Sweeper operating in the following sectors: the southeast sector - Hirschfield, Highland, Monroe, Columbia, Scott Drive and Oakgrove; northeast sector - North Ellicott, Chalmers, Edward and Belmont; and Main Street. Secondly, the pothole patching of Village streets continues. Under the heading of our water distribution system Trustee Brenton mentioned our latest repair of the leak and I would only add the repair of the latest main breaks has contributed to a significant reduction in our water loss. The Department of Public Works will continue to monitor the system and through being better equipped will be more efficient in repairing main breaks. Under the flood channel, the existing dam gates are presently being repaired and painted at the garage. It is anticipated that the gates will be re-installed in the dam in time for the spring fishing derby to be held in the channel. My last item, snow plowing and sanding. On this past Monday and Tuesday we sustained a minor snow in the Village. Our street plows and sidewalk plow and sander responded promptly both days. It should

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be noted that our "Snow - No Parking Ordinance" is in effect to April 1st of the year, during evening and early morning hours. This will allow our street plows to clear each Village street - curb to curb. That's the end of my report.

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

Unanimously carried.

Mayor Kuzon: At this time anyone in the audience may bring any matter before the Board. We ask that you state your name and address. Don.

Donald Schueckler, 124 S. Union: The first thing I want to congratulate the Mayor and the Trustees on the election.

Mayor Kuzon: Thank you.

Mr. Schueckler: Number 2 I would appreciate you as a Board, each one individually ride by International Chimney and note the parking in the ball diamond. We got after them one night and they pulled the cars someplace over, they put them in the middle of the railroad yard. Now there's a car over there for; since the snow and it sits there permanently. Evidentially it don't run or something, but just all take a look at it and I'll hammer at it at the next Board meeting. Thank you.

Mayor Kuzon: Thank you. Anyone else?

Trustee Brenton: Then apparently we do have a complaint. If we can follow up on it whose responsibility would it be?

Mayor Kuzon: Well we can refer it to the Building Inspector and have him take a look at it and see if there are any code violations. Carolyn.

Mrs. Carolyn Schlifke, 192 Evans Street: Just one question about your voucher for \$297,000 for sewage treatment. I recall a few years back, if I'm correct, the Village was in arrears to the Town of Amherst for sewage treatment payments and I'm wondering is this a current charge for just this year or are we still making up money?

Mayor Kuzon: That represents what year, Terry?

Village Clerk: 1981. It would be their year 1981. We just got the bill for 1982. It's one year.

Mrs. Schlifke: So you're still one year, so you still owe for 1982?

Mayor Kuzon: We just received that bill.

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Village Clerk: We just got that bill, yes.

Mrs. Schlifke: How long do you have to pay that bill? That's not the one you're paying now? You're paying '81 now.

Mayor Kuzon: It's because of the difference in fiscal year of the Town and the Village. The Town's runs from January to December and our's runs from June to May.

Mrs. Schlifke: But how long do you have to pay '82?

Village Clerk: Within our current fiscal year.

Mrs. Schlifke: Which runs from?

Village Clerk: From June through May.

Mrs. Schlifke: So we're caught up though except for this one year?

Mayor Kuzon: Right.

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

Unanimously carried.

Mayor Kuzon: If there's no further business...

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

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer