

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 27, 1983 at 7:46 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
Thomas V. Troy, Village Attorney
Phil Boudreau, Dept. of Public Works

Clerk: PLEASE TAKE NOTICE THAT a public hearing will be held by the Board of Trustees of the Village of Williamsville on June 27, 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 apportionment of sanitary sewer assessments on the west side of Mill Street.

PUBLIC
HEARING

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, the hearing was opened at 7:46 PM.

MILL
STREET
SANITARY
SEWER
ASSESSMENT

Unanimously carried.

Mayor Kuzon: The purpose of this public hearing, as the Clerk has stated in the notice, is first of all to consider the proposed method of assessing the sewer line on the west side of Mill Street. It also gives the opportunity to the residents to comment on the proposal and offer alternatives. Certainly this Board is interested in your opinion on this as well as to listen to any alternatives that you may offer. A little background on this project. As I put it together chronologically, it was planned in the year approximately 1975, constructed in the year '78-'79 and the Village made final payments in the years '81-'82. Our method of assessment, and I believe all of the affected property owners have received the fact sheet regarding our proposed assessment of the sewer and I would briefly summarize that for your information this evening. First of all, the total cost for constructing the sewer line on Mill Street is as follows: the total cost was \$145,098.73. We were fortunate in that we received 75% federal funding for this new sewer construction and the amount that we did receive from the government was \$82,353.32. I think it's important though to point out that that does not represent 75% of the total cost, but represents 75% of the eligible costs. Eligible costs are determined by federal regulations and guidelines and by federal monitors and other officials. The total eligible costs for this project were \$109,804. After we subtract the money we received from the government the total cost to be spread is \$62,745.00. Now the way we propose to spread this figure is to charge 2/3 to the benefited property owners and 1/3 to the Village as a whole. I would add that this is consistent with the method in which we have assessed new sewers in the past and the most recent example of

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this method is the Union Road sewer. This method breaks down as follows: the Village's 1/3 financial obligation would equal \$20,915 and the 2/3 which would be assessed against the property owners would be \$41,830. Now we have done this by breaking it down that the property owners benefited would be assessed based on the number of feet of lot frontage at an approximate cost of \$25.77. I would also add that this too is consistent with the way in which we assessed the Union Road sewer. We arrived at the \$25.77 per foot figure by dividing the cost to be spread by the total frontage of the benefited property owners on Mill Street, and I believe there was some 1,623 feet on Mill Street of people who benefited from the sewer. Now once spread the total assessment can be paid in full at any time. If the property owner chooses to initially have it placed on his tax bill but in a year or two decides that they would like to pay the amount, the remaining amount in full they may do that. One of the advantages of paying the amount in full is that you avoid any interest that would be added to the cost. If the total assessment is not paid though prior to December 31st of this year, it is being proposed that it be added on your tax bill and one of the things that we're considering tonight is that it be paid over a 20 or 30 year period depending on what we determine here this evening at the public hearing, and as I said if the amount is not paid by the end of this year it will be added on to your tax bill plus the prevailing rate of interest and then you would receive it on your annual property tax bill.

PUBLIC
HEARING
(Con't)

That basically summarizes our proposed method of assessing it and at this time anyone in the audience may state your opinion. We would ask though for the record, our minutes, that you state your name and address and that you use the microphone up here as we do tape record our meetings and it helps us to transcribe our minutes.

MILL ST.
SANITARY

Mrs. Esther Stengel, 188 Mill Street: How much interest are your going to charge?

SEWER

ASSESSMENT

Mayor Kuzon: The interest would be, depending on the prevailing rate and I think the best person to answer that would be the Clerk and I'll allow her to do that.

Clerk: Okay, every year when we renew our bond anticipation notes at the bank we get charged a specific rate of interest and that would be the rate that would be charged for that year. For one year it may be 6% and the next year it may be 8%. Depending on what the Village has to pay, whatever we pay we would pass on to you.

Mayor Kuzon: Anyone else? Terry, could you tell us what it's been the last few years? What the prevailing rate of interest...

Clerk: It's gone anywhere from 13% down to 6% and 5%. It's been fluctuating.

Mayor Kuzon: Would it be safe to say the rate is going down?

Clerk: Right now it is.

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

Trustee Brenton: I would simply comment, Mr. Mayor, that should anyone have difficulty in paying the amount immediately or at the end of the year, or that they can foresee in the future that it would be difficult for them to pay it, I would suggest that they take either the 20 or 30 year option of paying in those number of years, whatever the term will be, that term will be decided by the Board, and with the assumption that you'll probably sell the house sometime before the 20 or 30 years and the next buyer will then have to be paying the cost of the sewer. In other words, if you pay the cost of the sewer now totally you may not recoup it when you sell your house, and in fact, probably won't. So if you have any thoughts of selling your house in the future then it would be to your advantage I think to go for as long a period as you possibly could and thus minimize your actual cost for the sewer. The next person that buys the house would be in effect paying for the sewer so then that was the only comment that I have regarding this. (Con't)

PUBLIC HEARING

Mr. Troy: I would also suggest for your public's consideration the possibility of extending it as you suggested because the interest rate that they will be paying is going to be significantly less than they will be receiving on their money in the bank. They're better to keep their money in the bank and spread this over rather than pay in full. There will be a two or three point spread.

MILL ST.
SANITARY SEWER
ASSESSMENT

Mayor Kuzon: Any further comment? Yes, sir?

William Elliott, 102 Mill Street: I was wondering if somebody could answer this. Does this sewer on the west side of the street connect into the sewer on the east side of the street?

Mayor Kuzon: I'd ask Mr. Boudeau to answer that.

Mr. Boudeau: There is one crossover by Eagle Street.

Mayor Kuzon: Where the new sewer connects to the old?

Mr. Boudeau: The existing sewer. At the upper end, south end, toward Main Street.

Mr. Elliott: What about at the north end?

Mr. Boudeau: The Town of Amherst just beyond the Village line, the existing Town of Amherst sewer.

Mr. Elliott: There's only one crossover into the old and the rest goes down to the Town of Amherst?

Mr. Boudeau: It all ends up in the same place.

Mr. Elliott: 8" Main on the east side of the street does it take care of the west side of the street?

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Mr. Bougreau: No. It's not. Just at the upper end, about four houses.

PUBLIC
HEARING
(Con't)

Mayor Kuzon: Any further comment? Yes, Mrs. Schlifke.

Mrs. Carolyn Schlifke, 192 Evans Street: Could you go into a little background as to, because I'm aware that there are a couple of people on the west side who were allowed to because of their choice I believe, to connect into the sewer on the east side. What was the reason for the building of the sewer on the west side? Was it because it would be impossible for everyone to connect onto the east side sewer? In other words, it was insufficient or what was the reasoning behind this sewer line?

Mayor Kuzon: Okay, now I'm going to have to answer with what's my best hunch because this was originally planned in '75 and I wasn't on the Board until '76 and I would add that if there is any Board member who has additional information, or if I'm incorrect to definitely correct me and I would initially say that my hunch is that the people on the west side in the Village were directed to build the sewer because of the potential of pollution of Ellicott Creek because those properties go back up to the creek on the southern portion of Mill Street. Once you get past Glen Avenue they're not as close to the creek. Other than that...

MILL ST.

Mrs. Schlifke: In other words, you think the Village was approached by the state to build this line because...

SANITARY SEWER

Mayor Kuzon: I'll let the Clerk answer that. She's been here since I think they invented the wheel.

ASSESSMENT

Clerk: Carolyn, basically as I recall, back around '75 the County came in and they tested most of the property on the west side of Mill Street. Most of them, their septic systems were found to be inadequate and some of them didn't even have septic systems. So we were directed to either tie them into the east side line or to construct a new line and when they did the test on the east side they found that it could not handle all of them on the west side. That was why we had to go through and connect up, you know, the people on the west side. At the same time the Town was putting in a whole bunch of sewers and so we piggybacked on their sewer application and got the funding for it. But it was basically they came in and told us we had to have a sewer there.

Trustee Saia: Also the people up on the south end of Mill, that's the Main Street side, all the way down to about where Ken Selgen lives had never had a sewer. There wasn't any sewer on the east side or the west side. They were without sewers.

Mrs. Schlifke: Were they ever charged sewer tax even though there was no sewer available to them.

Trustee Saia: Yes. I don't think there's anyone who's never paid sewer tax.

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Clerk: There was no separate sewer charge then. It was in the general tax.

PUBLIC HEARING

Trustee Saia: That's correct. It was in the general tax. Our sewer tax was not separate at that time. But they paid the same amount as if they had a sewer. (Con't

Mayor Kuzon: Yes, it would have been included in the general property tax. It was not separate.

Trustee Saia: The cost study at the time mandated that it was cost effective to put the sewer on that side instead of running all the laterals over to the east side and connecting them all in.

MILL STREET
SANITARY SEWER
ASSESSMENT

Mayor Kuzon: Any other comments or questions? Mr. Elliott.

Mr. Elliott: In regards - it's connected in a certain way and one way it isn't perhaps - but I'd like to just suggest to the Village Board that I think that the Village is penalizing people for trying to get into the sewer. The environmental people are the people that forced the Village to put this sewer in. Now you people are charging, or our Village we'll say, \$200 and some dollars for a tap in. You're discouraging the people. I can't see why that's absolutely necessary. I think we should try to encourage the people to get into the sewer and I don't think that \$200 tap fee is necessary. The government is forcing us and then we as a Village are penalizing the people. I think that should be investigated.

Trustee Saia: I don't think there's anybody here that got into that sewer that paid a tap fee. You mean from here on?

Mr. Elliott: On the other side of the street there's people on the other side of the street still. I'm speaking for the Village, for the people in the Village whether east side, west side, and I don't think it's fair. We're trying. The environmental is after every government to try to clean up things so we of the Village of Williamsville we're charging, we're penalizing the people to join the sewer. The federal government's asking too so I think we should consider a little change on that. It's a thought anyway.

Mayor Kuzon: As Jimmy said, our policy on new sewer lines is that we don't assess a tap in fee to the people who have the sewer in front of their house...

Mr. Elliott: There was a letter. The village gave us something like six months.

Mayor Kuzon: A reasonable amount of time.

Mr. Elliott: And after that you were penalized.

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Mayor Kuzon: Okay. Anyone else? Any Board member? If not, a motion would be in order to close the public hearing.

ON MOTION by Trustee Kibby, seconded by Trustee Brenton, it was moved to close the hearing at 8:00 PM.

PUBLIC
HEARING (Con't

Mayor Kuzon: Betty, did you have a question?

Betty Klute, 136 Mill Street: I was wondering why there's a crossover in front of my house. That's another crossing there. Is there more than one?

MILL STREET
SANITARY SEWER

Mayor Kuzon: Phil, Betty said they crossed over from the west side to the east side in front of her house.

ASSESSMENT

Mr. Bougreau: There's a single crossover in front of her house. Engineering logic dictated that there had to be a cross at that point.

Mrs. Klute: But you said there was only one. There's one in front of my house.

Mr. Bougreau: I stand corrected. With the grading you had to crossover.

Mrs. Klute: May I say something else? What about our lawns? Now this was supposed to have been settled. The Village has paid the contractor. They were supposed to come back and take care of our lawns but there was nothing done. I've worked harder than any man trying to get mine straightened out and I still don't have grass. Weeds. They never came back. Now also I had Phil down - remember my sidewalk - I have a slant and I have water all the time. That was never like that before. They raised our sidewalks. They also put a new sidewalk going into my house - not the whole one, two blocks, and that is so high that I have water standing in front of my steps all the time. It's standing today. But of course, in the spring when it's cold it freezes and I have ice. And also on the main sidewalk for about five blocks I have ice there all spring. Now that's wrong. Now that should have been taken care of.

Mayor Kuzon: We found that we had many problems with the contractor and I think as many residents know we went into a long arbitration hearing over a disagreement in the specs and that's part of the reason we're having the hearing tonight and we didn't have it a few years ago. We got involved in a disagreement and the contractor had his attorney and we had our attorney and we believed our position was correct and arbitration prolonged this whole process and it was settled in our favor but as you witness we still do not have satisfaction from the contractor on such things as reseeding and restoration.

Mrs. Klute: It's terrible. They did an awful job. I worked harder than they did. All they gave me was stone, cement pieces and I had been on vacation and when I came home I had to work on it. I bought grass seed but I still don't have grass. So I think they should have taken care of it.

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Mayor Kuzon: Yes ma'am.

Mrs. Stengel: They took our curb away. We have cars come almost right side the house.

Mayor Kuzon: What number do you live at.

Mrs. Stengel: 188.

Mayor Kuzon: Phil could you possibly take a look at it.

Mr. Bourreau: Yes.

Mrs. Stengel: Cars almost hit her house.

Mayor Kuzon: Because the curb is no longer there.

Mrs. Klute: I don't have any either. I mean three-quarters of it.

Mayor Kuzon: Okay. Thank you. If there's no further comment we do have a motion and a second to close the public hearing. I was going to add that if when you go home this evening you come up with additional questions or think further about this don't hesitate to call us, the Clerk, or myself or any Board member. We'd be happy to talk to you about it. And as I said, you know, if you come up with a better way of assessing it, a way that is equitable, we're more than willing to listen to it and consider it. So once again, just because we're formally closing the public hearing if you have any further thoughts please get in touch with us. We're available at the Village office or all our phone numbers are in the book. So whatever you think is best.

(The hearing was ended at 8:06 PM.)

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

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Roll Call:

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton

Michael Kibby Trustees

Connie C. Murray

V. James Saia

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

Phil Bougreau, Dept. of Public Works

Clerk: PLEASE TAKE NOTICE THAT a public hearing will be held by the Board of Trustees of the Village of Williamsville on June 27, 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 a proposed local law which would repeal Section 50.10 - 50.50 of the Village Code - the present Sidewalks and Streets Code. PUBLIC HEARING

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, the hearing was opened at 8:06 PM.

Repeal Present Sidewalk Code

Unanimously carried.

Mayor Kuzon: Trustee Brenton will conduct this public hearing.

Trustee Brenton: Well the reason for this public hearing is that we intend to adopt a new sidewalk ordinance and, therefore, we have to repeal our old sidewalk ordinance so quite simply all we're doing is a procedural step here. We will remove our old sidewalk ordinance and substitute a new one and we'll elaborate on that in another couple of seconds. Is there any public comment on repealing our old sidewalk ordinance? Seeing none, is there any comment from the members of the Board? Seeing none...

ON MOTION by Trustee Brenton, seconded by Trustee Murray, the hearing was closed at 8:07 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

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 27, 1983 at 7:40 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

Thomas V. Troy, Village Attorney

Phil Bougreau, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:40 PM.

Trustee Saia: At this time may I take a minute of your time before we proceed with the meeting to make a presentation.

Mayor Kuzon: Sure.

Trustee Saia: I'd like to call Edna Cope up to the front. Edna Cope is the Chairperson of the Williamsville Youth and Recreation Board and she would like to present something to the Village Board.

Mrs. Cope: I'm Chairperson of the Williamsville Youth and Recreation Board. The planter program initiated by the Youth and Recreation Board is nearing completion of the growing season of 1983. Maintenance of the planters will be required until September. Since its inception the program has been serviced by the Beautification Committee members Angela Barczak and Mrs. Piazza and by the Youth Board members Carol Lanphear, who's here tonight, and Clare Meyer. These people have watered and maintained the planters with their

plastic water jugs, which is a little difficult I think from the car. Have you noticed the planters on Main Street? Are they an improvement? I think that they are and I must say something at this time. This is really Jim's - his idea, his work. He's had a few helpers but no way could anybody have ever done what he has done. It was a lot of hard work. We want to thank you, Jim.

At this time I would request from this Board a young person, probably loaned through the CETA Program, to carry on with the watering and the servicing of planters on the street for the rest of the summer.

The response that was generated by this program has brought us a total of 22 plants. Realizing that the budget of our Williamsville must be held to a minimum the Youth Board has helped, the Canvas World on Main Street, and recycled material from Village residents.

I think mostly Jim Saia, artistic talents of Carol, Pete Obenauer and Claire Meyer. Mostly donated time and material from Village residents who - I don't know what they did give other than what Jim gave. There wasn't much left, Jim. Anyway, I really feel that we'd like to present it was material from residents and designed and constructed this flower cart and presented to the Village to be kept at the Village department of Public Works for the summer and used primarily for the watering.

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and the maintenance of the planters on Main Street. It carries its own water and materials needed to keep our planters on the street beautiful. I think it's a very, very nice job and I thought in the winter we could put a fire in it and sell hot chestnuts or something. Thank you.

Trustee Saia: While they're taking pictures, if it wasn't for the Youth Board in the Village that Edna has graciously accepted the Chairperson of January 1st, we've had one heck of a job and these planters by the way are fund raisers for the youth projects. The Fishing Derby next year and a lot of the other activities that the youth are going to have in this Village. Now believe it or not, that is recycled material. I went through your garbage.

Mrs. Cope: This looks like my old bike here, Jim.

Trustee Saia: and I picked that, and I picked that stuff up, a lot of that stuff and as far as the help to wheel that around I've got to leave that to the Mayor and if the Mayor doesn't have anyone for us around July 5th then it's his job Tuesday and Wednesday morning to wheel it down the street, put 25 gallons of water in it. There's a spigot in the front and a sprinkler can on the inside and tools and dirt to replace the flowers that need replacing, Monday and Tuesday.

Mayor Kuzon: I knew there was a catch to this. Thank you Jim and thanks Edna.

Next on our agenda this evening is approval of minutes.

ON MOTION by Trustee Murray, seconded by Trustee Saia, the minutes of the regular meeting held June 13, 1983 were approved.

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Brenton, the minutes of the public hearing held June 13, 1983 regarding a proposed local law to amend section 50.00 of the Village Code relating to Sidewalks were approved.

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Murray, the minutes of the public hearing held June 13, 1983 regarding additional Community Development funding for 1983-1984 were approved.

Unanimously carried.

Mayor Kuzon: Next on our agenda this evening are two public hearings. The first one is for the Mill Street sewer line assessment.

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ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, it was moved at 7:45 PM to open the public hearing regarding the Mill Street sewer line assessment. (The hearing was closed at 8:06 PM.)

Unanimously carried.

Mayor Kuzon: That concludes that public hearing. The next public hearing this evening is a proposal to repeal a current section of our Village Code regarding sidewalks.

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, it was moved at 8:06 PM to open the public hearing regarding repeal of current Section 50.00 relating to Sidewalks. (The hearing was closed at 8:07 PM.)

Unanimously carried.

Mayor Kuzon: That concludes our public hearings for this evening. Next will be the reports and resolutions of the Village Board. I have three resolutions this evening. The first one is for vouchers.

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, vouchers in the sum of \$34,748.09 were approved as follows:

Payroll Fund	W/E 6/15/83	\$ 5,158.24
	W/E 6/24/83	<u>8,623.95</u>
Total Payroll Fund		\$13,782.19
General Fund	Abstract #539	11,026.41
Sewer & Water Fund	Abstract #120	5,949.03
Trust & Agency Fund	Abstract #159	3,341.89
Glen Park Jt Activities Fund	Abstract #59	<u>648.57</u>
Total Vouchers		\$34,748.09

Unanimously carried.

My second resolution authorizes our Village Justice and the Village Justice Clerk to attend the Annual New York State Association of Magistrates Annual Conference and this is a budgeted expense and it will not exceed \$250.00 each and it reads:

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

RESOLVED that Edward A. Rath, Jr., Village Justice and Frank V. Grillo, Jr., Court Clerk are hereby authorized to attend the New York State Association of Magistrates

AUTHORIZATION
Attend Magistrates
Conference

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Court Clerks Annual Conference in Ellenville, New York from September 11 - 14, 1983 and the expenses, not to exceed \$250.00 each, be paid by the Village of Williamsville.

Unanimously carried.

My third resolution authorizes the Village Clerk to advertise for sealed bids for a new copy machine for the Village office. Our present one is about seven or eight years old and it does quite a bit of work and is just about worn out. This is also a budgeted expense. We put money in this year's budget anticipating purchasing a copy machine.

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for one copy machine for the Village Clerk's Office. Bids to be opened July 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.

CALL FOR BIDS

One copy machine
for Village
Clerk's office

Unanimously carried.

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

Trustee Murray: Thank you. I'd like to thank Jim for those lovely planters on Main Street. I meant to do that at the last Board meeting. I'd like to especially thank you for all the credit I'm getting because everybody thinks it's my doing. But thank you. They're beautiful. I appreciate the time spent on them.

I have one resolution this evening which authorizes the Mayor to sign an agreement with the County of Erie for their STOP-PWI, Driving While Intoxicated, program. This gives us \$10.00 for each case, each arrest that's made by a County Sheriff or the New York State Police for driving while intoxicated and gives us money to keep records. They're doing a study and they need the records kept and it reads:

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

AUTHORIZATION

RESOLVED that the Mayor is authorized to sign 1983 agreement with the County of Erie regarding special traffic options program for driving while intoxicated (STOP-DWI).

Mayor to sign STOP-DWI agreement with County

Unanimously carried.

That concludes my report.

Mayor Kuzon: Thank you. Next is Trustee Saia.

Trustee Saia: Thank you, Mayor. I have a few resolutions first. One is:

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

APPOINTMENT

RESOLVED that Christopher Eyre, 67 Oakgrove drive, be hired as a pool cleaner in Island Park from June 23, 1983 through September 5, 1983 at a rate of \$3.45 per hour.

Pool Cleaner C. Eyre

Unanimously carried.

Mayor Kuzon: Jim, would that then be the date the pools close, September 5th?

Trustee Saia: Yes. Resolution No. 2 is:

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

AUTHORIZATION

RESOLVED that the Superintendent of Public Works be authorized to place a sign on Village owned property east of Ellicott Creek near the dam which would read as follows:

Supt of Public Works to erect sign at Ellicott Creek

"This area reserved for Village owned vehicles only. All other vehicles will be towed away at the expense of the owner" BY ORDER OF THE VILLAGE BOARD.

The reason for this resolution being that the Superintendent of Public Works and myself have noticed that we are, I can't say plagued, but we are being overrun by these spraying outfits that spray insecticides and pesticides and there might be a danger of them contaminating our dam back there with some of their pesticides and insecticides and whatever else they use. So what we're doing is putting a sign up there so that we'll just have something there that'll say hey you're not supposed to be here keep away from here until we can find out from the Environmental Protection Agency and some other agencies

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what we can do to prevent these people from contaminating our creek.

Trustee Brenton: On the question, I would just simply say that I don't disagree with it at all but our experience prior to Mr. Boudeau being here is that any signs not securely attached to some stationary object in that general area will wind up in the creek. Our signs cost us about \$75.00 a piece so I would have to hope that there's some place to attach that sign, otherwise I'm afraid it's going to be a futile effort and Mr. Boudeau can include that in his plans when he puts it up.

Unanimously carried.

Trustee Saia: Resolution No. 3:

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

RESOLVED that Dorothy Oswald, 20 Arend Avenue, is hereby appointed to the Youth Board until the end of the 1984-1985 official Village year.

APPOINTMENT

Youth Board -
Dorothy Oswald

Unanimously carried.

Trustee Saia: For my report we got the pools open. The kiddie pools are being operated right now. They're in pretty good shape. If we have any problems with them we will close one down so we'll have the use of the other one for the summer. You've got to keep the kids happy during the summer. Except for the period of Monday, July 18th to Sunday, July 24th we are going to close the pool at Island Park because of the conditions at the park there during Old Home days warrants this closing. When this is closed we will make sure that Garrison Park is open.

The other report I have is we are going to have a bulletin board at the Meeting House for our community for Village activities only. Tom Lucia will be the caretaker of the bulletin board. He will work with the people in the Village office. We'll dress it up somehow inside so that it won't - we'll reconstruct it some way so that we can use some more of the Village residents' recycling material.

Now the other thing is that I think that we are about in our discussion probably later this evening to engage in a - in doing something that we could stop some of this vandalism that we're having in the Village. The other day I went up Main Street. Nobody hears about it, I don't know why. But on Main Street not only were some of our plants pulled out of our planters and thrown on the ground but somebody took a hammer at Whitman's Liquor Store and knocked the heck out of his window and nobody saw it. I don't know where the police are, but they can't be there all the time. They just can't be right there all the time. But somebody it looks like they took a hammer and they tried

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to get into his window. Now I think if I'm not mistaken Connie has a program that's trying to get started in Williamsville and that is to look out for your neighbors home. Isn't that it?

Trustee Murray: No.

Trustee Saia: Okay, well then maybe that's what we need around here and we also need a penalty for people that are convicted and arrested for damaging Village property. Now this liquor store happens to be a private place. I don't think we have any jurisdiction on that, but our planters are your property and the pavillion is our property and our equipment at the park is your property, so I'm going to request the Board, or discuss with the Board to have a reward leading to the arrest and conviction of persons causing damage to Village property, some way, some how initiated. I don't know if it will work. It might not. But I think we should try it. That's what I'm going to do, discuss with the Board after our meeting. Thank you.

Mayor Kuzon: Thank you. Yes, Connie.

Trustee Murray: The program Jim referred to is the Nice Neighbors Program that was initiated by the Senior Citizens Committee and it does - it's like the Block Parent Program for children in that it helps senior citizens. It's not a crimewatch.

Trustee Saia: I did talk to a person the other day at the beautiful luncheon that you invited me to over to the Williamsville Methodist Church. I did talk to some of the people that are involved in this the other day from the Cluster Program.

Trustee Murray: That's a different one.

Trustee Saia: She knew all about it. Why does it have to be just senior citizens. Why can't, if the senior citizen sees a young person's house being burglarized you don't make a call and if a young person sees a senior citizen's house being burglarized you mean the young person doesn't make the call. Why does it have to be the senior citizens that do this.

Trustee Murray: It's not crime watch. It was meant to assist senior citizens in their times of need. Crime watch could be included in that.

Trustee Saia: Well I think we can discuss it. I do have some literature from the Village of Kenmore and it's a neighborhood watch.

Mayor Kuzon: I just received something in the mail today from the Governor's office on crime prevention and there currently are state funds available to fund a neighborhood watch type of program. So that I will share that with the Board and it could either be tied into the senior citizens program or perhaps through the youth to somehow curb vandalism so we'll discuss that when we discuss your vandalism idea later and maybe we can pick up on it. Next is Trustee Brenton.

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Trustee Brenton: Thank you, Mr. Mayor. For my report tonight I would just state that the Town of Amherst has assisted us in the major part of our paving program this summer. The remainder will be done by the Village forces. That includes a section of Columbia and all of Farber Lane were repaved during this past week, I guess, and I would like to thank in particular Highway Superintendent for the Town of Amherst, Mr. Lucey, for assisting us and of course, the Town Board for approving it. We do pay, by the way, the wages for the Town employees that are used in this endeavor. However, it's a great deal cheaper to go this way then it is with a private contractor and also we have more sophisticated equipment at our disposal by using the Town paver rather than our own paver which is really quite an old type of paver. It doesn't really provide the most wearable surface as far as I'm concerned. That's why we went into this cooperative effort with the Town so that we relieve the Town of some of their idle time, perhaps, and at the same time benefit ourselves. That concludes my report.

The resolutions that I have tonight I would confer with the Mayor for one minute because I think I'd like to have the sidewalk resolution first.

When I mentioned before when we had our public hearing for repeal of the old sidewalk ordinance - normally this Board's policy is not to act immediately on a public hearing. By that I mean that if we have a public hearing we do not normally act on the content of the public hearing until our next Board meeting. However, in this instance we are going to overlook that general rule of thumb that we have lived up to tonight because we do feel that there is no controversial issue in repealing our old sidewalk ordinance to make room for our new sidewalk ordinance which the Clerk is working on right now - so that I would then call for suspension of the rules I believe. Are we in agreement on that?

ON MOTION by Trustee Brenton, seconded by Trustee Murray, it was moved to suspend the rules to consider resolutions not on the agenda.

Unanimously carried.

Trustee Brenton: With that I would move this Resolution No. 1 - we'll have to change our numbers here and we'll call this resolution No. 1 and I would move to repeal the existing Section 50.00 and the resolution will read as follows thanks to the aid and efficiency of the Village Clerk:

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

RESOLVED that Local Law #6 - 1983 - to repeal Present Section 50.00 Sidewalk Code is hereby adopted.

LOCAL LAW 6-1983
ADOPTED

Repeal present
Sidewalk Code

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 83

A local law to Repeal Section 50.10-50.50 of Village 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

Section 50.10-50.50 Sidewalks and Streets are hereby repealed.

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

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Trustee Brenton: And with that I would move to adopt our present, or new rather sidewalk ordinance and that has only two or three changes on pages four and five of the - from what was previously discussed at the previous public hearing regarding the new sidewalk ordinance and where we have removed the word existing on page four and wherever the term reconstructed or repaired we have added constructed prior to those words - constructed, reconstructed or repaired on two other occasions so the rest of the ordinance remains the same so then I would move this resolution.

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

RESOLVED that Local Law #7 - 1983 to adopt new Section 50.00 Sidewalk and Street Code is hereby adopted.

LOCAL LAW #7-1983
ADOPTED

New Sidewalk and
Street Code

Unanimously carried.

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

Unanimously carried.

Trustee Brenton: I should explain this I think even though now we're back on the regular agenda. We have spent a great deal of time developing new sidewalk codes and we will not have a meeting between now and the end of July. We will not have our usual twice a month meeting during the month of July and it was felt it was probably too long to wait to adopt the new sidewalk code toward the end of July figuring we wouldn't get any work done this year so we decided to go ahead and do it tonight. So that's why we did this this way. We usually don't operate in this manner but this was something special as far as we're concerned. So that's resolutions one and two and the resolution which will now appear on the agenda is number 3. I would move it as it appears on the agenda.

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

RESOLVED that Clifford Eckhert be appointed as laborer in the department of Public Works from July 1, 1983 - december 31, 1983 to replace Michael Olszanski, who has been granted a six (6) month leave without pay, at the rate of \$5.28 per hour.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, it was moved to table this resolution since it is a personnel matter and the Board would like to discuss it further in executive session.

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. 7 of the year 19 83

A local law Amending Section 50.00 relating to Sidewalks and Streets
(Insert title)

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

~~County~~
~~City~~ of Williamsville as follows:
~~Town~~
Village

Section 50.00 SIDEWALKS AND STREETS
(per attached)

See copy in Book

This Local Law shall take effect immediately upon filing
with the Secretary of State.

SECTION 50.00 SIDEWALKS AND STREETS

SECTION 50.10 GENERAL REGULATIONS

(A) MAINTENANCE OF SIDEWALKS BY OWNER

It shall be the duty of every owner or occupant of any premises fronting on any public street or grounds to keep the sidewalks in front of the same in good order and repair and free and clear of snow, ice, dirt and other obstructions.

(B) ACCUMULATION PROHIBITED

No person shall brush, sweep, shovel, plow or heap any accumulation of refuse, snow or other material into the street, or allow any accumulation of refuse to remain thereon.

(C) SNOW AND ICE REMOVAL

It shall be the duty of every owner or occupant of any premises fronting on any public street or alley to remove, before 9:00 A.M., all snow and ice which may have fallen upon the sidewalk in front of said premises. In case the snow and ice on the sidewalk shall be frozen so hard that it cannot be removed without material difficulty or injury to the sidewalk, the owner, occupant or other person having charge of any building or lot of ground as aforesaid, shall, within the time specified above, cause the sidewalk abutting on the premises to be strewed with sand, salt or other suitable material and shall, as soon thereafter as the weather permits, thoroughly clean said sidewalk.

(D) AUTOMOBILE REPAIR ON SIDEWALKS PROHIBITED

No person engaged in the garabe business or in the business of repairing, manufacturing or selling automobiles or parts thereof or supplies therefor or in any business affecting in any manner automobiles or vehicles shall use any part of any street, sidewalk or area between sidewalk and street, alley, or other public place for the storing, exhibiting, repairing or otherwise caring for automobiles or other vehicles.

(E) CONSTRUCTION OF VAULTS, HOLES OR CHUTES

No vault, hatchway or chute shall be constructed under or through a public sidewalk without a prior resolution of the Board of Trustees consenting thereto.

(F) OBSTRUCTION AND USE

No person shall obstruct or interfere with the legal use of the sidewalks or streets of the Village except in the following instances:

- 1) Under the supervision and direction of an officer of a police or fire agency while in the performance of his or her duties.
- 2) By virtue of a written permit issued by the mayor, or authorized employee of the Village of Williamsville.

(G) UTILIZATION OF SIDEWALKS

No person shall conduct or maintain any exhibition, theatrical performance or other public performance, or operate any vending stand of any nature whatsoever, or any lunch counter or stand for the sale of food-stuffs or drinks of any kind on any sidewalk or street of the Village, nor shall goods, wares or merchandise be placed upon the sidewalks or streets of the Village for exhibition or sale without a prior written permit issued by the Mayor.

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(H) SPILLING OF OIL, GREASE, ETC., PROHIBITED

No person shall spill, place or deposit upon any sidewalk or street of the Village any oil, grease or other substance which may cause the sidewalk or street to disintegrate or otherwise prove dangerous or hazardous to persons, animals or vehicles lawfully using said sidewalk or street. All vehicles which contain or carry any such oil, grease or other substance of a hazardous nature in or upon the sidewalk or street of the Village shall be equipped with drip pans or other suitable device to prevent the spill or leakage of such oil, grease or other hazardous substance upon said streets or sidewalks.

(I) VEHICLES CAUSING DAMAGE TO STREET PROHIBITED

No vehicle shall be permitted to operate upon any sidewalks or streets in the Village of Williamsville, the wheels of which vehicle contain or are equipped with any lugs, spikes or any other wheel equipment causing or likely to cause any indentation or damage to the sidewalk or streets of the Village.

SECTION 50.11 CONSTRUCTION, MAINTENANCE OR REPAIR OF SIDEWALKS, ETC.

(A) The owner of real property fronting or abutting on any street shall install at the owner's own expense, and pursuant to specifications thereof approved by the Board of Trustees, concrete walks adjacent to the property owned, and such owner shall be responsible for and keep the same in repair except that the Board of Trustees may, by resolution, determine that certain concrete walks shall be constructed, reconstructed or repaired wholly at the expense of the Village, or partly at the expense of the Village and partly at the expense of the owner of the adjoining land.

(B) The Village shall prescribe the manner of doing any construction, reconstruction and repair of all public sidewalks and the kind of material to be used therein. If a sidewalk is required to be constructed, reconstructed or repaired wholly at the expense of the owner of the adjoining land, such work shall be commenced not later than ten (10) days after notice, in case of a new walk, or not later than twenty-four (24) hours after notice, in case of repairs. Notice in each case shall be served upon the owner as appears from the assessment records of the Village Assessor, at the address appearing in such records. If an owner shall not construct, reconstruct or repair the sidewalk as required by the notice, the Board of Trustees may cause the same to be so constructed, reconstructed or repaired and assess the expense thereof upon the adjoining land. If a sidewalk is to be constructed, reconstructed or repaired at the joint expense of the Village and the owner, the Board of Trustees may cause the same to be constructed, reconstructed or repaired and assess upon the adjoining land that part of the total expense chargeable against the owner as per following paragraph (C) of this section 50.11. The failure of the Village to notify the owner of the necessity of making such repairs shall not relieve the owner of the obligation of making same. All grading done on sidewalks, constructed, reconstructed or repaired by the owner of the adjoining land shall be in accordance with the specifications approved by the Board of Trustees and under the direction and supervision of the Superintendent of Public Works.

(C) PERFORMANCE OF WORK BY VILLAGE

In case of neglect or refusal of any owner or occupant to comply with the provisions of the foregoing sections, it shall be the duty of the Superintendent of Public Works to see that the provisions of these sections are enforced and to employ men to do said work and report the cost of same to the Village Clerk who shall notify the owner of any and all assessments incurred during sidewalk repair and/or improvements and direct that payment be made within thirty (30) days. Upon failure of the owner to pay said charge by December 31 of that year, the Board of Trustees may direct an assessment upon the affected premises in the amount of the charge to be placed on the following years tax roll.

(D) SPECIFICATIONS AND REGULATIONS

The Village Board of Trustees shall, by resolution, establish specifications and regulations controlling construction and repair of all sidewalks in the Village. Specifications and regulations shall define the type and quality of materials acceptable for construction and repair of sidewalks as well as the thickness and width of sidewalks. No sidewalk shall be constructed or repaired except in compliance with such specifications and regulations.

(E) PERMITS

No person shall construct, reconstruct, repair or grade a sidewalk, street or alley, nor shall any curb be altered, built, or rebuilt, constructed or reconstructed, on any Village street without having first obtained a written permit.

The permit to be issued by the Village Building Department shall determine and specify the slope, grade, width and location of any sidewalk, and the type, method of construction, location and grade of any curbing.

SECTION 50.12 UNSAFE SIDEWALKS, REPAIRS

(A) Upon a determination by resolution of the Village Board of Trustees, after recommendation by the Superintendent of Public Works, that a public sidewalk is deemed unsafe and poses a hazard to the safe passage of pedestrian traffic, the owner of the adjoining premises shall be notified in writing to undertake a reconstruction or repair of the sidewalk at the owner's expense, except where the Village undertakes to bear part of the entire expense thereof.

(B) The Superintendent of Public Works shall be charged with the duty of regular inspection of all public sidewalks in the Village. A sidewalk shall be deemed unsafe when the same is broken, cracked, lifted, spalled or scaled to such an extent as to pose a hazard to pedestrian traffic.

(C) In the event that any sidewalk is found to be defective or unsafe, due to the effect of trees growing on Village streets or other public property, the Village shall undertake the responsibility for repair of such condition.

SECTION 50.13 BLACKTOP ACROSS SIDEWALKS

No blacktop or blacktop sealer of any kind shall be permitted along the path of a public sidewalk where it crosses a driveway or parking

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for a cut or opening to the center of the street, and \$100.00 for a cut or opening extending beyond the center of the street.

2. All openings shall be carefully backfilled with bank run gravel or crushed stone and well compacted, after which the surface of the street will be restored by the Village.

3. A) Public Service Corporations shall obtain a separate permit from the Village Clerk for each opening. In cases of emergency due to breakage of pipes, etc., openings may be made before obtaining the permit, but this latter must be obtained as soon as practicable, and in every case in not more than 24 hours from the time of making the opening; and B) All trenches or openings made by a Public Service Corporation shall be backfilled by it with bank run gravel or crushed stone and well compacted, and the surface of the street shall be restored by the Village, first as soon as convenient after the opening has been filled in, and again, if necessary, after any settlement, after the succeeding winter, but not longer than one year after the first surfacing has been completed. The actual costs of these surfacings shall be borne by the corporation making the openings and shall be paid within 30 days of rendering a bill by the Village.

4. All work done pursuant to this Chapter shall be done and performed subject to the approval of the Superintendent of Public Works.

* * *

area. Any blacktop or blacktop sealer extending from a driveway or parking area across a public sidewalk at the time this local law takes effect, shall be permitted to remain intact unless the same be deemed hazardous by the Superintendent of Public Works applying standards established in Section 50.12(B) of this code. Whenever such existing blacktop or blacktop sealer shall deteriorate or be replaced or when the blacktop drive or parking area abutting the public sidewalk be replaced, the blacktop or blacktop sealed public sidewalk area must be replaced with concrete.

SECTION 50.14 TREES PLANTED IN RIGHT OF WAY

(A) No tree shall be planted in the right of way along any street or public place within the Village of Williamsville without the prior permission of the Board of Trustees.

(B) The planting of any variety of poplar or willow tree within the boundaries of any street or along any easement or right of way occupied by a public sewer within the Village of Williamsville is prohibited.

(C) No person shall attach any wires, guy wires, insulators or other devices for the holding of wires or any sign, placard or other matter to any living tree in the Village of Williamsville right of way without first receiving permission to do so from the Village Board.

SECTION 50.15 DRIVEWAY APPROACHES

In the case of blacktop driveway approaches only, the Village will, upon request, patch (but not roll) a driveway approach up to a maximum of four (4) feet in from the curb or from the edge of the paved street if no curb exists.

SECTION 50.16 CORNER LOTS

In the case of a corner lot where the adjacent owner is directed to repair or reconstruct a deficient sidewalk along both the front and the side of the property, the Village will assume any cost exceeding that of the first one hundred (100) lineal feet replaced. This provision shall be the side and front walks at the same time.

SECTION 50.17 PROTECTION

Any person constructing, reconstructing or repairing any public sidewalk shall be obliged to provide barricades and appropriate lighting, during the hours of darkness, around any excavation or other area of potential hazard resulting from such work.

SECTION 50.18 STREET OPENINGS

1. No person, firm or corporation shall open or cause to be opened by cutting or digging the surface, pavement or soil in any street, highway or public ground for any purpose without first securing a written permit from the Building Department and paying the following prescribed fees therefor or without complying with the following provisions and conditions relating thereto. The fees for street openings shall be as follows: \$10.00 to cover the cost of issuing the permit, plus \$75.00

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Trustee Brenton: Resolution No. 4 reads - it deals with hiring a part-time laborer in the instance but actually it reads to hire two part-time laborers and unfortunately we have only been able to secure one part-time laborer for our summer help and the Superintendent has tracked down many of the job applicants that have been here and some we thought of and we still need one more laborer so I think if he is over 16 years old and you know of a person that can do Department of Public Works type of work - and I have to emphasize that - in other words manual types of work so that we realize our duty to equal rights, however, this is kind of dirty, that type of work. So that if you do know a person that would be in mind to work in the Department of Public Works I would suggest that that person contact Mr. Boureau because as I said we wanted two, the resolution reads laborers, I will change that to laborer and we only have one. The resolution reads as follows:

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

RESOLVED that Thomas J. Martin, 103 Lake Ledge be appointed Seasonal Laborer in the Department of Public Works from June 27, 1983 until September 16, 1983 at the rate of \$3.45 per hour.

I would explain the September 16th. We have already gone two weeks into our budgeted part-time labor work and so in the event that we do have the need we will be funded by carrying this individual and we need another individual until September 16th. I'll explain that to the Board.

Trustee Kibby: On the question, how will this effect you, Larry? We're not meeting again until the end of July. I guess my question really is can we leave it blank and have no name in there at the moment and fill in the name at a later time or do we really have to wait until the 27th of July before someone else can start work? Or can we hire someone in the meantime and approve them post hoc.

Trustee Brenton: That has been the policy in the past. We haven't let it go a month, which in effect we will be doing at this time. So that we might have known that we would like to have - we have started an individual working with us and then maybe a couple of days or a week later at the next Board meeting we have resolved. We have been in effect immediately appointing the individual. I would assume that we could wait a month and I certainly hope there wouldn't be any legal ramifications if that individual was injured while he was working.

Mr. Troy: As long as the Board ratifies the earlier decision there wouldn't be any problem and that's what you would be doing at the July 27th meeting. No problem.

Trustee Brenton: By the earlier decision do you mean this particular

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decision, i.e., resolution No. 4, or do you mean the usual rule of thumb that we have worked under that we would let a part-time employee..

Mr. Troy: I'm saying that with reference to this resolution you can fill in and you can appoint - make your resolution and appoint later and then get - you can have your next Board meeting an approval meeting without any problem at all.

Trustee Brenton: Then should I have left the words and laborers in here.

Mr. Troy: I would if I were you. Yes. As long as that's your intention.

Trustee Brenton: If that's the way you legally prefer to go. We do intend to hire another individual.

Mr. Troy: All right. Why not authorize Thomas J. Martin and another individual and then the Board can ratify that. Then you have the authority to appoint two and the ratification of the second individual can be made at the July 27th meeting.

Trustee Brenton: All right. I'll let the minutes reflect that and then in effect our intentions will be covered.

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

RESOLVED that Thomas J. Martin, 103 Lake Ledge and another individual be appointed seasonal laborers in the department of Public Works from June 27, 1983 until September 16, 1983 at the rate of \$3.45 per hour.

APPOINTMENT

2 Seasonal laborers for D.P.W.

Unanimously carried.

Resolution No. 5 deals with a request from National Fuel Gas to cross our property for the purpose of reconstructing a gas line and this is a normal procedural thing. It reads as follows:

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

RESOLVED that the Mayor be authorized to sign a Right-of-Way form for National Fuel Gas to cross 15 feet of Village owned property - Tax Map 80.08, Block 5, Parcel 72 in order to install a gas line.

AUTHORIZATION

Mayor to sign Right-of-Way form for National Fuel Gas.

Unanimously carried.

Thank you, Mr. Mayor. That's all I have.

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Mayor Kuzon: Thank you. Next is Trustee Kibby.

Trustee Kibby: Thank you, Mr. Mayor. For my report tonight I have a couple of things. One is a meeting of the Planning Board which is being held July 5th. Two things coming up are regarding signs for Prechtel Optical and Frank's Restaurant. Another is an architectural review for Antiques My Favorite Things at 5742 Main Street, and also a review of the exceptional development project for Prexel Hill Apartments. As maybe some of you are aware one of the swimming pools at Prexel Hills is going to be filled in. They are going to build somewhere between an eight and twelve unit apartment building there. Any unit in an apartment complex in the Village that is larger than five units is exceptional development which means it doesn't go to the Planning Board for their decision, but it comes directly to the Board of Trustees. However, it will go to the Planning Board, the Environmental Board, the Landscape Board, all the rest, the Traffic and Safety Board. It has been to all these Boards and will return to those boards also for advice to the Board of Trustees. There is also this Wednesday a meeting of the Board of Appeals, that deals with an appeal from the owner of Frank's Restaurant, the new restaurant next to Friendly's. He is asking that he be permitted to place picnic tables on the grassy area to the rear of his parking lot. That is open to the public. That's at 7:30 PM this Wednesday.

In terms of the Meeting House I've been in contact with the architect a number of times in the last ten days. I'm expecting sometime this week plans for the refurbishing of the upstairs of the Meeting House, and I'm supposed to have those on Friday, and I hope that we will get started with construction sometime in July and have it done we are hoping by early fall. I have no resolutions tonight, Mr. Mayor. Thank you.

Mayor Kuzon: Thank you. Next is our Superintendent of Public Works, Mr. Bougreau.

Mr. Bougreau: Under the heading of streets, the following named streets were repaved the past week: Columbia Drive (Oakgrove to Wehrle), Farber Lane (entire length). A small number of manholes and street valve covers remain to be raised and matched to the new pavement grade. Regarding the Main-Garrison traffic control (Left turn northbound) all pavement markings are now complete. Traffic lane lines, arrows and lettering and left turn shoulder signs (2). A consulting engineer is now preparing a site survey and design plan for an overhead sign structure. The overhead arm will have the DOT standard directional arrows. The plan will be reviewed by the E.C.H.D., DOT and all utility companies.

Under the heading of parks, the Island Park pavillion, progress continues on the remodeling and closing of this structure. All component parts are now ready and installation will take place in about one week. Both wading pools in our parks are now officially open to the public. A new fence is being erected around the Island Park pool.

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Mayor Kuzon: Thank you.

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

Unanimously carried.

Mayor Kuzon: At this time anyone in the audience may bring any issue before the Board. We ask that you state your name and address for our minutes please.

Miss Betty Klute, 136 Mill Street: You know that manhole or sewer on the corner there right on the curb. It's lower than the street. Well every car that goes by hits it and some swerve way over to the other line of traffic. You know where I mean. One on each side. One on my side and one on the opposite side. That's low and it's very bad. So I don't know if they can do anything about it.

Mayor Kuzon: Well I'd ask maybe Phil to run down and take a look at them when he checks your other problems.

Mr. Bougreau: That's in front of your house?

Miss Klute: Not on my side. On the opposite side, on the east side. That's bad there.

Mr. Bougreau: I'll check it.

Miss Klute: There's noise all day but that's not as bad as night.

Mayor Kuzon: Anyone else? Mr. Elliott.

William Elliott, 102 Mill Street: I'd like to know if there's a schedule for security at Glen Park and who's responsible for it.

Trustee Saia: I'm here Bill and I'll give you a copy of it if you like.

Mr. Elliott: Okay and then a suggestion for Glen Park. If a chain could be installed across the driveway so cars could not get in there after 10:00 PM so they can't get in after the park closes. Because I could stand here for a few hours and give you a little lecture about what goes on there but I'd be embarrassed and I think the girls would be embarrassed. So I think a chain, a good sturdy chain - I don't think it would be too expensive - a wooden thing they're just going to knock down - but a good heavy chain. I think our police could hook it up each night, or somebody from the park. Or I'll do it. I live next door.

Mayor Kuzon: We do have security down there now on a nightly basis.

Trustee Saia: They started the 23rd, Bill, and in fact if you want their schedule they'll be there every night from now until September.

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I'll give you the date in September. But they'll be there every evening including weekends. Seven days a week until September. They started the 23rd and they are there every evening.

Mr. Elliott: I think they go home at midnight, don't they? Or 1:00 AM.

Trustee Saia: They adjust their schedule so the kids don't know when they're there. They might start at 8:00 PM or start at 9:00 PM and once in awhile they don't get there until 10:00 PM, to be honest with you, and nobody really knows their hours, even myself. When they give me the report they put the hours on it. The idea for that is that the kids don't know when they're there or when they're going to leave. As far as your chain, I will take it to the Glen Park Joint Board and see if they'll take action on it.

Mr. Elliott: It would be very effective in the winter too because it's quite busy there in the winter too.

Mayor Kuzon: I would suggest thought to the residents Bill that if there is anything going on down there that you suspect to be, let's say improper, and our security guard is not in that portion of the park, never hesitate to call the police and if you don't get satisfaction from the police call one of us and we'll call the police also and make sure that we do get satisfaction.

Mr. Elliott: It's on the scanner almost every night, Mayor.

Mayor Kuzon: Unfortunately my scanner's broken. But you call the police, and if they don't respond in what you think is a reasonable amount of time call one of us.

Mr. Elliott: They've been going very well. They just can't be there all the time. They answer when they get called. They just hate to hear the call.

Mayor Kuzon: Thank you. Larry.

Trustee Brenton: I would say that if the park guards that we pay a great deal of money for should discourage this type of activity and if it doesn't then we like to hear about it too. We like to know because we think they were effective last year and it was reported that they were effective and I frankly, you know, if they're not effective then I would say that we'll get a tougher agency in there and start to do some of the things they had to do in the City of Buffalo in order to clean up the parks and that's grab them by the scruff of the neck and out they go and that might get more results but this firm did a very good job for us I think the last couple of years and we would really like to know from the residents if they're not doing their job.

Mr. Elliott: I think while they're on they're doing a good job but we need them on until 7:00 AM or 8:00 AM the following morning.

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 27, 1983 at 7:40 PM

Trustee Saia: Well they're not there that late. The latest they're ever there is 2:00 AM in the morning.

Mr. Elliott: You'd be surprised.

Trustee Saia: I'm talking about the guards.

Mr. Elliott: I'm talking about the people.

Mrs. Klute: I had them in my backyard evidently Friday night and in the morning I had beer cans, cigarettes. It's a wonder they didn't burn me down.

Mr. Elliott: They park on Mill Street and we can get their license number so if you can keep them out of the park after the park closes it's going to be much easier for your guards, the police and everyone else.

Mayor Kuzon: Okay. Thank you. Anyone else: If not...

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

Unanimously carried.

Mayor Kuzon: We would like to bring to your attention that our next meeting will be the 25th of July. In the summer we've gone to one meeting a month for July and August.

Also I'd like to point out that this evening we will be recessing to executive session to discuss this personnel matter and since it is a recess we will be reconvening and then adjourning so at this time I would make a motion to recess to executive session and when we reconvene the only business that we will transact will be this one personnel appointment and that will be it.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, it was moved at 8:40 PM to recess to executive session to discuss a personnel matter.

Unanimously carried.

The Mayor convened executive session at 9:34 PM to discuss a personnel matter and the executive session was closed at 10:10 PM.

ON MOTION by Trustee Murray, seconded by Trustee Kibby, it was moved to return to the regular meeting at 10:11 PM.

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Brenton, it was moved moved that the prior motion be taken from the table.

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 27, 1983 at 7:40 PM

ON MOTION by Trustee Brenton, seconded by Trustee Saia, it was resolved that the original resolution be amended to read as follows:

APPOINTMENT

RESOLVED that Clifford A. Eckhert, 359 North Ellicott Street, be appointed as temporary laborer in the department of Public Works from July 5, 1983 to November 11, 1983 to replace Michael Olszanski, who has been granted a six (6) month leave without pay, at a rate of \$5.28 per hour on the condition he passes necessary physical examination and he presents a Class I New York State Operators license.

C. Eckhert
temporary
laborer
in D.P.W.

Vote on Roll Call: Trustee Kibby - aye
Trustee Saia - aye
Trustee Murray - no
Trustee Brenton - aye
Mayor Kuzon - no

Vote on Roll Call: Ayes - 3; Noes - 2.

Carried.

ON MOTION by Trustee Murray, seconded by Trustee Saia, the meeting was adjourned at 10:20 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer