

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, February 13, 1984 at 7:39 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton

Michael Kibby

Trustees

Lawrence Law

V. James Saia

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

Phil Boudreau, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:39 PM.

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

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, the minutes of the regular meeting held January 23, 1984 were approved.

Unanimously carried.

Mayor Kuzon: Moving into my report I have two resolutions this evening. The first is for vouchers in the amount of \$85,487.15. These vouchers cover the period from the 24th of January through today, the 13th of February.

ON MOTION by Mayor Kuzon, seconded by Trustee Saia, vouchers in the sum of \$84,487.15 were approved as follows:

Payroll Fund	W/E 1/27/84	\$ 8,344.21
	W/E 2/3/84	5,282.15
	W/E 2/10/84	<u>5,095.10</u>
Total Payroll Fund		\$18,721.46
General Fund	Abstract #554	29,609.59
Sewer & Water Fund	Abstract #135	31,089.01
Trust & Agency Fund	Abstract #174	6,025.10
Glen Park Jt. Activities	Abstract #74	<u>41.99</u>
Total Vouchers		\$85,487.15

Unanimously carried.

My second resolution this evening authorizes our Clerk-Treasurer to attend a conference in Albany of the Municipal Finance Officers Association on the 22nd and 23rd of March, the expenses of which are budgeted and will be paid by the Village but will not exceed \$225.00.

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, February 13, 1984 at 7:39 PM

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

RESOLVED that Theresa L. Cummins, Clerk-Treasurer, is hereby authorized to attend the 1984 Annual Meeting of the N.Y.S. Municipal Finance Officers Association in Albany, New York on March 22 and 23, 1984 and the expenses, not to exceed \$225.00 to be paid by the Village of Williamsville.

AUTHORIZATION

Clerk to attend  
MFO annual meeting  
in Albany

Unanimously carried.

That concludes my portion. Next is Trustee Law.

Trustee Law: At the last Senior Citizens meeting it was suggested that the Board formally recognize Supervisor Jack Sharpe and his staff on the program to bring surplus food into this area and many people in this area benefit by this program. So I have a resolution here.

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

RESOLVED that Jack Sharpe, Supervisor, and his staff, be recognized and appreciated for their participation in the bringing of surplus food to this area.

RECOGNITION

J. Sharpe and  
staff for  
cheese program

Unanimously carried.

Mayor Kuzon: And you'll send that resolution to the Supervisor then?

Trustee Law: Yes.

Mayor Kuzon: Okay. Very good. Next is Trustee Saia.

Trustee Saia: For my report I'd like to report first that February 18th and 19th in the Nature Building at Glen Park the Williamsville Youth and Recreation Board are conducting an art show for youth. When this thing started off I thought it was going to be a bang, bang job and a couple of kids were going to hang some pictures down there and sketch, put some pencil marks on a piece of paper, but boy as this thing goes on, and evidently they've had two, or three, or four, or five bus loads of children down there taking sketches and the theme is winter at Glen Park and I happened to see one in that I went to the school Friday to pick up some of these display boards which are now being set up in the Nature Building, and Mr. Vince DeWynn and I wondered why they were hiding some to the side, so evidently the one I caught it looked like a winter scene of Glen Park and I wouldn't mind buying it and framing it and putting it in my own house. So I kind of got a feeling we're going to have a very good

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, February 13, 1984 at 7:39 PM

showing down there. It's going to be another one of those things that will be an annual event in the Village and it's something really February 18th, that breaks the monotony of winter. Of course, as you all know we just got done with our Winterfest and that was a success. We finally got the ice pond working and it was a success all the way around. I'd like to invite anybody February 18th and 19th to come down to the nature hut and just take a look at some of the artists, these artists, that we have in our community. I think you'll be pleasantly surprised.

We had some damage done to our pavilion. Our Department of Public Works is doing a, our Superintendent of Public Works is doing a nice job keeping the vandalism repaired, or the vandalism results repaired, but I'm going to try to get a report at the end of this fiscal year of the vandalism that we do have in the Village in dollars and cents. I don't think this is as bad now as it has been in the past but I'm going to keep track of it and maybe we'll have some results. Thank you.

Mayor Kuzon: Thank you. Next is Trustee Brenton?

Trustee Brenton: Thank you, Mr. Mayor. For my report tonight I would simply report the fact that, I didn't have an opportunity to do so, so I'll just go on record, that I have requested of the New York State Department of Transportation that our utilization of CHIPS money, which must be expended by May 31st, be given a postponement in the event we need the postponement. This is so that we are protected. The project that we will be using our remaining CHIPS money on is the Monroe Drive section from Wehrle to Brookside, where we will be installing some storm drainage with our own forces, or perhaps with a combination of the Town of Amherst and our own forces, and then we will be repaving that street and I'm just afraid that maybe we might not get the paving done by June 1st. So we are in the process of requesting an extension on that and that will wrap up two years of CHIPS money that we have had in a separate account along with the monies that are going to be spent for the overhead signing at Garrison and Main.

I have received a request and in that we might not be able to get to this after the meeting I'd like to bring it up in public, and I think it probably should be brought up in public. I have received a request from some people on Cadman Drive, an ongoing situation whereby they have accumulated water in their backyards and generally speaking the Village does not respond to these types of situations. However, in the past I think occasionally we have provided the necessary engineering expertise and if the people want to go ahead and do the work themselves why we've provided the wherewithall to show them how to do it and so I think that if I don't hear any objections from the Board now or after this meeting I will work with Mr. Boudreau in trying to alleviate this drainage problem. And this is from a Mr. and Mrs. Mesler who live at 94 Cadman Drive.

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, February 13, 1984 at 7:39 PM

Moving to my resolutions, my resolution number 1 is relative to the continuing discussion and intent to relocate the Fire Department truck bays adjacent to the courthouse. After meeting with the Fire Department Building Committee it was determined that the committee would like to investigate another aspect, another method of utilizing that space. The engineer from the firm of Sargent, Webster, Crenshaw & Folley was at the meeting and he has informed us that we should budget approximately \$2,000, or \$2,000 of this money for this purpose. That would be a cap of \$2,000 and would go into the normal costs of the Fire Department, so that the resolution reads as follows:

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

RESOLVED that Sargent, Webster, Crenshaw & Folley, be authorized to perform additional design work on the Fire Truck Bays at a cost not to exceed \$2,000.00.

**AUTHORIZATION**

Additional work on truck bays by Sargent, Webster, Crenshaw & Folley

Mayor Kuzon: Any discussion on the question?

Trustee Saia: Mayor, I'd like to discuss this because I am going to vote no on this particular resolution. Maybe I can make this real short. I am a fireman and, boy, if anybody knows, or anybody realizes, or anybody has tried to get a new fire hall ever since about 1965 I have. I've always said that that fire hall in that location is not conducive to having a good fire department, responding to location, as it exists there. But I look at this \$2,000. We don't even have the courtroom yet. That is not even ours at this time. The fathers of the Town of Amherst haven't said that they're going to give it to us. I, and the other thing is, the \$2,000 on top of \$8,000 that were paid to a rendering back quite a few years. All we're going to change now are some fire truck bays, because the original building probably wouldn't fit on the piece of property that we thought we had to begin with, evidently. But I don't feel that we should spend \$2,000 more until we get this Town of Amherst to either give us some type of assurance that yes, we could have it, or some type of assurance that the whole Board can be let in on the negotiating meeting and tell us to our face how much they expect to get for this building and if we agree to their demands for the cost of this building. Otherwise, I cannot spend another \$2,000 of the taxpayers' money on just a design, a concept of what this fire hall might look like and where they're going to move everything around. I was just informed just recently that we're going to have to keep the court building. I don't even know if this court building might want some of this space that the fire company wants. We might have to make some other adjustments here, another \$2,000, Lord knows, but I'm not going to go for this \$2,000 until I have some more information on what's happening and if there's anybody interested I am.

Mayor Kuzon: Thank you. Any further discussion?

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, February 13, 1984 at 7:39 PM

Trustee Kibby: I don't understand Mr. Saia's confusion. I certainly share with him his concern that we have not yet reached final resolution of who's going to buy that property and for what price, but on the other hand I don't think I'd want to enter into an agreement to purchase that property for any price unless I knew already that the fire station that could be there is the fire station that we want. If it turns out that we invest a cap of \$20,000 - it probably in reality would be \$1,000 to \$1,500 and I don't think I'm low balling that - it would seem to me that that would be money well spent because if it turns out that we can't do that design in that building it's better to find that out before we own the building than after we own the building. I think it's money well spent.

Mayor Kuzon: Further discussion?

Trustee Brenton: Yes. I would just simply state that Trustee Saia indicated that perhaps the building didn't fit at that particular location. In the first place it does and it will with three bays. There's no question of it. The only thing is that as pointed out by Chief Andrews in our work session the original concept of the Fire Department was to accept it at any cost just to get out of their deplorable conditions, now occupied and that after further looking at it the Building Committee had determined that they would rather have a little more space between their trucks than the three bay concept would allow. So basically that's why that is the way it's being drawn up now. Now to further this we won't know how much money we're going to spend for actual construction without this type of engineering study and this is necessary in order to determine the cost. I do have to totally agree with Trustee Kibby's remark that it would appear that we would foremost want to know that our fire company could fit in there before we did anything further - that's substantively what he said - so that's all, just clarification on the issue.

Mayor Kuzon: Okay. Anyone else? Trustee Law.

Trustee Law: Well I'm a little confused on the need for this \$2,000 extra. I mean it seems like designs have been made already.

Trustee Brenton: Would you like me to answer it? As I pointed out, originally the concept was for three truck bays. Now it's going to be two truck bays. In order to determine the cost of that we have to have additional engineering studies. By three truck bays I refer to three doors side-by-side. Now we're going to a different concept, or the Building Committee would like to explore a different concept. And so that they have to determine what can be done if anything and an approximate cost. So that's why the \$2,000. I assume that's the engineer's estimate of the time that they will have to put into that.

Mayor Kuzon: Okay. Anything else on the question? If not, then I'll instruct the Clerk to call the roll.

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, February 13, 1984 at 7:39 PM

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

Ayes - 4, Noes - 1.

Carried.

Trustee Brenton: Resolution number 2 deals with a change order on the Reist, Spring and Grove St. water main, line construction in that we will be substituting a Kennedy hydrant for the predesigned newer hydrant in that we stock mostly Kennedy parts, and this is an additional cost of \$254.00.

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

RESOLVED that Change Order #1 in the amount of \$254.00 for the Reist Street, Spring Street, Grove Street watermains with Samcost Construction Ltd. is hereby approved.	CHANGE ORDER #1 APPROVED Reist, Spring & Grove Street Watermains
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Unanimously carried.

I neglected to mention that - this refreshes my memory - that regarding that particular water line we have received from the engineer the contractor's timetable for work and the contractor should be starting I think shortly before the end of the month of February on that project. That's all I have, Mr. Mayor. Thank you.

Mayor Kuzon: Thank you. Next is Trustee Kibby.

Trustee Kibby: I have no report this evening, Mr. Mayor.

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

Mr. Boudreau: Department of Public Works - Water Department - The pumping station at Rinewalt St. - repairs and renovation of the interior are now complete. Windows, doors and openings have been insulated and made more weather-tight. Plans are being formulated in the next budget to insulate walls and ceilings. Major renovations have been completed to the main pipe grid including the hydraulic pilot circuit, switches.

The intense cold weather continues to cause watermain breaks in the Village pipes as well as throughout the Erie County Water Authority system. In the past two weeks two major main breaks were isolated and found by our Water Department mechanic through skillful search and isolation techniques. These types of breaks do not show any water

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, February 13, 1984 at 7:39 PM

on the surface and require the aforementioned location techniques, excavation and repair.

Streets - The freeze-thaw cycles of the past few weeks are producing extensive pavement breakdown and results in potholes on the Village streets. A D.P.W. crew has been out repairing potholes on a regular basis. Potholes observed on Village streets should be reported to the D.P.W. at 632-5009.

Parks - Park buildings have sustained some vandalism and damage over the winter months. To repair that damage is costly and time-consuming. Village residents are urged to report any persons seen entering any of our park buildings day or night to the police or the D.P.W. That's the end of my report.

Mayor Kuzon: Thank you.

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

Unanimously carried.

Mayor Kuzon: At this time if there's anyone in the audience who has anything to report to the Board. I know Councilman Kindel is here with a slide presentation but if we could take the citizens first and then hear Councilman Kindel. ~~Mr. Hill~~.

Richard Hill, 18 Brookside Drive: I'd like to ask a question. Am I wrong? Don't the Town Hall, Library and Police Station, wasn't that land donated by the Village to the Town for these buildings?

Mayor Kuzon: Well the land that the Village Hall stood on was part of the terms or agreement for the construction of this building and the Village's occupancy in this building. There's a separate piece of property the Village purchased and contributed towards the construction of the Police building.

Mr. Hill: This was Village land donated to the Town.

Mayor Kuzon: Yes. That's what the negotiations with the Town are concerned with.

Mr. Hill: I'd like to ask Jim, Why would you even suggest paying the Town?

Trustee Saia: Well I tell you I really don't know. I have not been in any - the thing is when I'm asked tonight to expend that \$2,000 because I have not been in the negotiations. Now I have been in negotiations with the Fire Department when they tried to build a place on Ellicott and Main St. I was in those negotiations. I made a commitment then to pay for a study on it, but this I have not.

Mr. Hill: I'm not talking about the \$2,000. I just don't think we should even consider paying the Town.

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, February 13, 1984 at 7:39 PM

Trustee Saia: And you're probably right and we probably shouldn't, but we don't know at this time.

Mr. Hill: We might have to pay something but I wouldn't want to.

Trustee Brenton: Well there's more to it than that. I mean as to how much you pay and to dialogue these types of situations in the public is the easiest way to lose them. So that I would just say that when negotiations are finalized why we'll make a decision based on that, but you know, I'm not sure whether it will involve any expenditure of Village funds. I frankly doubt it. But who knows. And you know, it's best just to wait and see till they're finalized.

Mayor Kuzon: Okay. Anyone else? If not, Councilman Kindel.

Trustee Saia: Before you present this and Councilman Kindel gets up here, I'd just say Bill Kindel showed these slides at the Youth Board meeting down there on Cayuga St. and I think Bill's really got something going on this Baehre Conservation project and I liked the slides that he had, the presentation and I know there's going to be a lot more coming. This is just the ground floor of this project but I thought it should be shown to the meeting, to the people who do frequent the meeting, so I asked him to show them tonight.

Mayor Kuzon: Thank you. Councilman Kindel.

PRESENTATION OF  
BAEHRE  
CONSERVATION

Councilman William Kindel: Thank you. I'm glad to be here tonight. I didn't mean for it to be so formal. It was very spontaneous that Jimmy suggested this. I'd like to mention a couple of things. First of all, I'd like to express my thanks personally for the tremendous cooperation and the understanding the Village of Williamsville has given to this project. There will not be one single piece of activity that goes on there without the prior review and approval of your Village Board. I think you are understanding where I'm coming from. There's one preliminary I'd like to give you on this, something a lot of people don't realize, and I think you might get a better feeling for the film, or the slides as you see them. The Amherst Conservation Council began this project about 2½ years ago. But in 1960 the Town Master Plan listed this as open space preservation area. In 1968 the Town Master Plan did the same identical thing. These are Master Plans as you know, that you don't get for free. You get the best expertise you can buy and it costs you a lot of money. So independently on two separate occasions they found this was the case. In 1972 the University of Buffalo and the Erie County Environmental Council commissioned a study, FYTUMA, a very, very complex document was produced. They went into the ecology of the property and they came up with a resounding recommendation for open space. In 1972 the Amherst Conservation Council did the same thing after an exhaustive study. In 1973 - these are things I'm finding out now as I go back and find some dusty old information on the shelves. It's incredible the amount of things that have been done. In 1973 the Erie & Niagara County Regional Planning Board recommended its acquisition.

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, February 13, 1984 at 7:39 PM

In 1973 the local D.E.C. recommended the acquisition of Tillman and/or Hopkins. It turned out to be Tillman was the one that was purchased. It was an Environmental Quality Act that was passed in '72 and there were funds available at that point in time. It's unfortunate that Hopkins didn't get on, but to show you the significance another group of independent people ranking it. 1974 the Amherst Conservation Council, a totally independent group of people from what we are right now, they did an open space indexing of the entire Town of Amherst, a tremendously well done document, and they recommend it.

In 1974 the Town Master Plan again. Every place that we've been able to turn and to document this thing has been studied, studied, studied, and they come to one conclusion - it's worthwhile saving. In 1975 or '74 they were talking about saving 1,200 acres. That 1,200 acres has been reduced to less than 500 because of development. So our group has put together five active subcommittees - education, recreation, public health, open space preservation, and flood control. One of the ways we felt the project didn't go as far as it should have before was that it was too single-minded. Not that the one single mind wasn't a good one. It was strictly environmental and at that time the community just wasn't ready to accept that much of a responsibility, or commitment just on that alone. We think the slides tonight will show the other activities associated with that. Right now we're waiting for approval of a grant from the State DEC for \$52,000. We're looking at some folks from the State University of Buffalo for a grant for the Hopkins Rd. area who are - I'm not sure what the amount will be - but it's the National Endowment for the Arts and New York State Education Department. They're looking at a conceptual idea for the Hopkins Rd. dump site, two basic functions, three. Open space, green areas - in the slides we mentioned soccer fields. We have more than we can mention. But at any rate, basically open space, a nature park for the handicapped and a recreation area for the handicapped, designed specifically for them. Not that able-bodied people couldn't use them, but it would be adaptable and acceptable to them.

Councilman Kindel then presented a slide show relating to the Great Baehre Conservation site area and its preservation and use as an educational and recreational site.

Councilman Kindel: If there are any questions I'll be glad to answer them.

Mayor Kuzon: Does anyone have any other business or questions? If not...

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

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, February 13, 1984 at 7:39 PM

ON MOTION by Trustee Law, seconded by Trustee Brenton, the meeting was adjourned at 8:15 PM.

Unanimously carried.

Theresa L. Cummins,  
Village Clerk-Treasurer