

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 25, 1984 at 7:30 PM

Roll Call Present Gordon J. Kuzon, Mayor
Lawrence R. Brenton
Richard Gallagher Trustees
Michael Kibby
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 7:30 PM.

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

ON MOTION by Mayor Kuzon, seconded by Trustee Saia, the minutes of the regular meeting held June 11, 1984 were approved.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, the minutes of the public hearing held June 11, 1984 regarding designating the Williamsville Water Mills as a local historic landmark were approved.

Unanimously carried.

Mayor Kuzon: Moving next to my report and resolutions, first of all I'd just like to report that within our last two meetings the subject of development of the Jacobs-Farber property and the proposed connection of streets to the Village was brought up and somewhat in response I've written a letter to the Town Planning Director (1) stating that we are opposed to any non-residential street extension into the Village, and (2) requesting that the latest planning and design information regarding this and any future proposals be forwarded to us and that we also be advised of decisions and meetings regarding the development of this property.

Moving to my resolutions, my first one is for vouchers in the amount of \$100,369.33. These vouchers cover the period from the 12th of June to the 25th of June.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, vouchers in the sum of \$100,369.33 were approved as follows:

Payroll Fund	W/E 6/15/84	\$ 5,766.28
	W/E 6/20/84	<u>6,314.71</u>
Total Payroll Fund		\$ 12,080.99

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Payroll Fund (from preceding page)		\$ 12,080.99
General Fund	Abstract #563	11,140.54
Sewer & Water Fund	Abstract #144	20,613.83
Trust & Agency Fund	Abstract #183	1,657.08
Glen Park Jt. Activities	Abstract #83	258.51
Capital Fund	Abstract #134	49,082.50
Community Development	Abstract #87	735.00
SSES C-36-1244-01	Abstract #31	<u>4,800.88</u>
Total Vouchers		\$100,369.33

Unanimously carried.

My second resolution this evening would designate the Williamsville Water Mills as a local historic landmark. For those of you that were at the public hearing, you know that it is already a State and Federal designated landmark and our action is consistent with the other two levels of government and it is also consistent with our own local preservation code and it's kind of a historic moment, I believe, for the Village here to designate the Williamsville Water Mills, probably the most recognized landmark, if not in Williamsville, in Amherst but certainly within the County of Erie and it's with pleasure that I offer this resolution.

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

RESOLVED that the Williamsville Water Mills is hereby designated a local historic landmark, effective immediately.

HISTORIC PRESERVATION

Williamsville Water Mills Designated Local Historic Landmark

Unanimously carried.

Now that it is a landmark, or I should say now that it is an officially designated landmark, - it certainly was a landmark previously - the Clerk will keep a register of all landmarks now designated in the Village and also our Historic Preservation Committee is in the process of you could say designing a plaque which would be placed on the building giving it some designation and recognition. That concludes my portion of the agenda. Next is Trustee Gallagher.

Trustee Gallagher: I have a number of items to report. One is that the pools at Island and Garrison are now in service and in my estimation the D.P.W. staff, particularly Phil and particularly Don Dehn, should be commended for the work they did in getting

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them open on the basis that on both pools major problems were encountered and hopefully between now and next year those problems will be rectified so we won't encounter them again.

The second item is for informational purposes. On last Tuesday, June 19th, there was a luncheon at St. Paul's Lutheran attended by 120 senior citizens. That luncheon was organized by the Senior Citizens Committee of the Village as the conclusion of the Evergreen Program for the summer. The committee, particularly Bea Slick, Mary Kuzon, Adelaine Jerrett, Lois Idzak, Jerry Nirschel and Erma Weatherbee did a tremendous job in a very short period of time to give the senior citizens a couple of hours which I think they really enjoyed. The major speaker at that luncheon was a woman by the name of Elizabeth O'Donnell, who is President of SABAH, which stands for Skating Association of the Blind and Handicapped. She is a woman who has taught over 7,000 handicapped and blind youngsters and I guess old people, particularly youngsters how to skate and at the conclusion of all her lessons every year they put on a show. What has been worked out - and Mrs. O'Donnell has also appeared on "Real People" and at the luncheon the six minute segment in which she appeared on was shown, and she then talked about the need for connecting what the youth do with senior citizens and I'm happy to report that there will be a joint venture on the part of the senior citizens of the Village and the youth who had signed up with Mrs. O'Donnell previously from Amherst and the Village to work on projects for her annual show. The senior citizens, I believe, will be sewing costumes for the youngsters and that is to be coordinated by Erma Weatherbee, and I think the youngsters will be doing painting, sculpturing, that I think is still to be resolved. And I will report on that in much greater detail probably in July and August.

Also, the third item is that the Senior Citizens Committee will have a meeting this Wednesday, June 27, 1984 at the Meeting House starting at 7:30 PM and Evor Williams, the Village Fire Inspector, will be speaking on fire prevention to the Senior Citizens Committee, and the Nice Neighbors, and others who wish to attend.

The fourth item is a letter that I would like to read from Jerry Nirschel, who is the Chairman of the Village Senior Citizens Committee. It's addressed to the Trustees and Mayor Kuzon. (Trustee Gallagher then read the letter thanking the Village for passing the sliding scale tax exemption and the Senior Citizens Program, and a copy of this letter is attached.)

The fifth item is that as you know, we will be looking for a Coordinator for the Senior Citizens Program and we will be advertising for that position next week and hope we will be interviewing people the latter part of July so that we'll be able to employ someone the first week in August so that they can organize the fall and winter program.

Subject: Village of Williamsville Senior Citizens.

June 6, 1984.

Mayor Gordon Kuzon
Trustee Lawrence R. Brinton
Trustee Richard J. Gallagher ✓
Trustee Michael W. Kibbey
Trustee V. James Saia

Gentlemen:

On behalf of the low-income elderly here in Williamsville, I want to thank you for passing the sliding scale tax exemption.

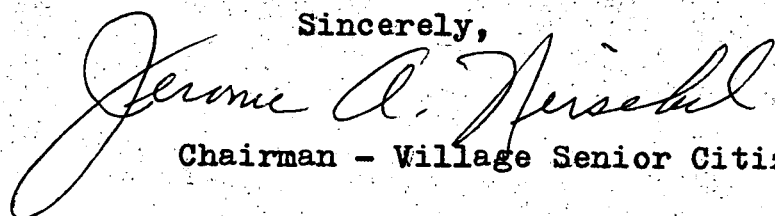
It again shows your interest for your senior citizens.

I also want to take this opportunity to thank you for all the things you have done to make our lives that much richer by being "Villagers."

Your funding for classes has made it possible for us seniors to have a desire to leave our homes to meet other seniors, as well as, exercise our bodies to reduce arthritic pains.

God bless you for your interest in us.

Sincerely,



Chairman - Village Senior Citizen Comm.

Jerome A. Nirschel
205-A Evans Street
Williamsville, N.Y. 14221

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The sixth item is - the next two items were items discussed a couple of meetings ago, one which centers around the fence ordinance which Trustee Saia requested a resolution for a public hearing to look at the fence ordinance which he claimed was discriminatory, and on which he did not get a second from this body. Since then I have become much more familiar with the ordinance, also read through the minutes in which Carolyn Schlifke addressed her concern on the basis that the Traffic and Safety Code conflicts with the Planning Department, and the Board of Appeals has to abide by the ordinances, and I really think it is discriminatory particularly when a resident recently applied for an application for a variance, that resident being on Arend Avenue, and being denied such and on July 11th an application coming from Calvary Episcopal Church for a similar variance which probably will be granted because it's a grandfather I think, and basically what I've discussed in work session is that at the July meeting, or at this meeting will be requesting that the Mayor appoint a committee during the next month to come back in July, of which a representative from the Traffic and Safety Committee, the Planning Board, Board of Appeals and the attorney and the Trustee be on there to look at it, to come up with something that is more palatable and acceptable to everyone and that won't be discriminatory. Again, that's just for informational purposes and to be discussed during the next month.

The last item is an item of concern with respect to the safety of people coming in and out of the plaza - Convenient, Ed Youngs, Creekview - and we asked the Village Attorney to, or we requested a couple of weeks ago what could be done or what authority the Village Board had in the parking, in respect to the authority over parking in the plaza and we have received that opinion and are asking the Traffic and Safety Committee to review that opinion as well as to review some of the problems that we are encountering at that plaza which are too many parking places, too much traffic coming in and out of there and I really think unless that's addressed and resolved in the next few months that we're really asking for trouble on the basis of some child, some resident, an accident, whatever and I think it's our best interest to address it. Again, in work session I recommended that this be addressed, go to Traffic and Safety, and they agreed.

That's the extent of my report. I have three resolutions. The last one should be Mr. Kibby's. The first is:

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

RESOLVED that the Old Home Day Committee is hereby granted a park permit for the use of Island Park for the 1984 Old Home Days, July 17 - 20, 1984.

OLD HOME DAYS

Park permit
granted

Unanimously carried.

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The second resolution:

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

RESOLVED that Maynard F. Wasmund, 167 Hirschfield Drive, is appointed Seasonal Pool Cleaner in Island and Garrison Parks from June 18, 1984 - September 4, 1984 at the rate of \$3.45 per hour.

APPOINTMENT
Seasonal Pool
Cleaner

Unanimously carried.

That concludes my report.

Mayor Kuzon: Thank you. Next is Trustee Kibby.

Trustee Kibby: Thank you, Mr. Mayor. For my report this evening I'd like to present the tentative Planning Board agenda for July 2, 1984. There are three permits to consider. One is for 5742 Main St. for architectural review for a rear entrance and elevations. Second is for two signs, actually one sign added to an existing sign at the Mobil/7-11, which will now probably be called Mobil/Kenyon's Variety because they wish to put the Kenyon's Variety sign in where the Mobil/7-11 sign was. Another is for a change of lettering at the Point of View. There also will be a discussion of the architectural review criteria. I've asked the Planning Board to evaluate the present codes as to what authority they have for architectural review and to try to put some more guidelines on that review and still give them options, still give them considerable discretion, but also give the resident reading that code a better idea of what kinds of guidelines that the Planning Board will use when they are looking at a building permit and the accompanying materials in evaluating architectural review from the architectural review viewpoint. Two other items to be discussed - will be put on the agenda to be discussed. One is to have them discuss the possibility of rezoning the Conrail property and providing the Board of Trustees with a set of recommendations, or a recommendation. Secondly, in this area to discuss the possibility of rezoning the two parks - that is the Long St. ball diamond and the other as of yet I guess unnamed triangular park - we'll probably wind up calling it Triangle Park because that's the name it has - whether or not they should be rezoned to recreational use.

I have two motions - I have one and you have one, I guess. The first one reads Gallagher 3 on your agenda. This is a resolution to authorize the Mayor to get a sign permit from the County for the sign that's already up at Main and Garrison. I guess the Planning Board ought to know that, that even the Village has put a sign up before they have a sign permit.

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

AUTHORIZATION

RESOLVED that the Mayor is hereby authorized to execute a sign permit for the installation of a single cantilever sign structure on Garrison Road at Main Street.

Mayor to sign permit for overhead sign at Main and Garrison

Unanimously carried.

Thank you. My second resolution has to do with the Building Department Administrator. As you aware, at our last Board of Trustees' meeting we appointed a new Building Inspector. As part of the reorganizational plan the number of hours that the Building Inspector works were to be decreased and the responsibilities and hours of the Building Department Administrator were to be increased along with salary and fringe benefit increases and the resolution reads:

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

RESOLVED that Julie Kresse, Building Department Administrator, be granted a salary increase to \$5.68 per hour, effective June 12, 1984 and additionally be granted 5 vacation days, 3 sick days and 1 personal day per year.

SALARY INCREASE

Building Department Administrator

Unanimously carried.

Thank you. I have nothing else, Mr. Mayor.

Mayor Kuzon: Thank you. Next is Trustee Saia.

Trustee Saia: My resolution this evening is a resolution that the Fire Company already has a plan of this type, which is a mutual aid plan whereas the fire company agrees to help another community and in turn they agree to help us. It's a reciprocal agreement. We also have one here now for the Department of Public Works, our Highway Department, and it reads:

ON MOTION by Trustee Saia, seconded by Trustee Kibby, the following resolution was presented:

RESOLVED that the Mayor is authorized to execute Mutual Aid Snow Agreement which will enable the Village of Williamsville to extend Mutual Aid Assistance to, and to request Mutual Aid Assistance from another municipality within the County of Erie when requested in the time of abnormal snow and job conditions.

MUTUAL AID SNOW AGREEMENT

Defeated

Mayor Kuzon: On the question?

Trustee Brenton: On the question, Mr. Mayor, as Trustee Saia has pointed out the Fire Department does indeed engage in this type

of activity whereby there are mutual agreements to protect one another's municipality's property in the event of severe threat to that property in the form of fire or other type of disaster. However, this is somewhat different in this instance regarding snow removal - because that is exactly what we're talking about here - and this Board has considered that previously under a different composition and we had previously rejected this concept with the thought that should any municipality direly need our services we would certainly find a way to dispatch those services, even if necessary through an emergency meeting and it was always considered that the Village of Williamsville only have one square mile it would be unnecessary to have outside help other than the Town of Amherst, which would, of course, come to our assistance if we really needed it. We have one square mile of streets and the past has indicated that we've been able to maintain the streets in the wintertime. So that there was also a fear on the part of the Board that should some municipality require our services we could lose our equipment and then through bad weather conditions perhaps in the southtowns where there is a greater propensity for snow than there generally is in this particular area then our equipment could get bogged down there and we might not have use of it and thus our residents would not be served by the equipment that they had paid for. Also, the fact I think that I alluded to, that our one square mile of streets, but the fact is the Village would be the smallest of the municipalities engaged in this type of activity and there would be perhaps some need on the part of the larger municipalities for our type of equipment. So that I would be inclined to continue with that train of thought regarding this particular issue and that would be my feelings toward that.

Mayor Kuzon: Anything else on the question? Would you like a roll call?

Trustee Brenton: Yes, I'd like a roll call.

Vote on Roll Call: Trustee Gallagher - No
Trustee Kibby - Yes
Trustee Saia - I must say here we did discuss this in the backroom and I must say also that let's go back to the safety part of it. I'm sure, and the Fire Chief sits in the audience, that if the snow is not removed from Village streets we don't have fire protection either. There's no way you're going to get to a fire with a piece of apparatus if the snow is not removed. Now granted we might have a piece of equipment going to another community and it might break down but it's sure nice to know that another community can come in and help us if we need this help. And if we don't reciprocate with the help - we don't have to go to another community, we can refuse them. They can refuse us. So in signing this agreement, I think mutually with our neighbors we're signing an agreement that says we'll help them out if they need our help and I'm sure that they will help us if we need their help. And I think maybe our Department of Public Works Superintendent has something to add to that.

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Mayor Kuzon: We're in the vote, so let's keep the vote going.

Trustee Saia	- Yes
Trustee Brenton	- No
Mayor Kuzon	- No

Yes - 2; Noes - 3.

Motion Fails.

Mayor Kuzon: You have a report then?

Trustee Saia: Yeah, I have a report. I'd like to report tonight that, I've discussed this with the Chief and I'm sure he's going to bring it up to the Board, but I'm very unhappy with getting 6" watermains put adjacent to our commercial district. Now I've heard the argument said, in fact I think we were shown a piece of pipe one night that was a 4" pipe and it was tuberculated to where the inside of the pipe was 2". Now a 6" pipe might get tuberculated and is 4". The minimum size for a water line according to the Fire Code is 6" and that's what we have down there and adjacent to a commercial, contiguous with a commercial piece of property I think we should not settle for anything less than an 8". Now the argument will probably be well there's only 6" that are feeding it. Those 6" should come out also. More than likely we have a 10" supply line that's feeding that 6". We should replace the equipment in the commercial district. In time we will. As we go down the line our fire flow at the hydrants that we have put 6" water lines - by the way the difference between a 6" and an 8" is, in the specific job we just did there was a difference of about \$1,200 from a 6" to an 8", and in the future when the rest of the lines should they be replaced, should we replace them with 8" line we'll have some fire flow down there. So I'd like to go on record tonight and I would like this Board to consider it that we use 8" water lines as a minimum size in the Village whether it's connected to a 6" or a 4" and looking down the pike a little bit we're going to need those 8".

Now the other thing I have is I'm getting a few letters now concerning our planters on Main St. I have two communities now that have written to me at home - I've got an idea where they got one of them - one's Salamanca, the other one is, I think it's Livonia, New York - but they have taken an interest and want to know how these planters originated in the Village and I will answer them when I get a chance. But I just got handed this letter today and it says: "May I thank you for the joy and happiness we are able to feel as we drive down Main St. in Williamsville. Your flower planters are beautiful and very attractive. Thank You. God Bless. Mrs. Leona Hoffman, 9260 Roll Road, Clarence." I must add to this I'm not the Beautification Committee and this is only because of the Youth Board that I have that these planters are on Main St. It's because of them the flowers are beautifying this Village and the beautification has helped us financially and with their expert arrangement of flowers but it is the Youth Board that has endeavored to beautify this Village and I hope we can continue that. Thank you.

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Mayor Kuzon: Thank you. Next is Trustee Brenton.

Trustee Brenton: Thank you. For my report tonight I would first report that we have received notice today, not in writing but via telephone call from our engineering firm URS, that our Phase II approval for our sanitary sewer rehabilitation has been granted and, therefore, we will be sending out letters to the affected homeowners, that is those people that will be having rehabilitation work done in the street on their particular entrance to the main sewer. These letters will be sent out shortly and that should not be a problem.

I have also received, or I should say we have also received verbal confirmation that the Town of Amherst has accepted the equities as presented by the Village pertaining to the Village Hall and courthouse and there will be an exchange of property. In effect, the Village will move to the courthouse. The Town Board is in agreement with the equities as presented. We will be furthering that by having an agreement drawn up in which we transfer our equities and we will also address some other concerns and put to rest some of the areas of the previous agreements that we were uncomfortable with and this will be proceeding, I would assume, at a rapid pace so that I would expect this could be concluded by fall. This has been a long-standing situation. It required a great deal of effort to bring it to a conclusion and I would in particular - although I suppose I shouldn't - thank the Town Attorney because he has been most cooperative in this and very fair about it, and certainly thank the Town Board.

In regards to that latter situation, I will be meeting with the architect for Sargent, Webster, Crenshaw & Folley who will be designing the truck bays next to the courthouse and it's intended that we meet before the end of this week. That meeting will be between myself and him in order to be sure that we have our basic thrust in the right direction.

I would also report on a memorandum that I have received from the Superintendent of Public Works, and this memorandum has bearing on a previous situation that he discovered quite some time back, that is that a storm sewer of pipes was allowed to be tapped into the Village sanitary sewer in very recent times. This is very illegal. I feel certain that those that perpetrated this deed were aware of it, in fact probably even considered it from the inception of their method of draining their parking lot. The situation has gotten to the point that the street caved in resultant from this excessive water. This is on Long St. Repairs are being made, or have been made to our sanitary sewer and the individual property owner, or owners that is responsible will bear the full cost of these repairs and they will be, I would assume, very significant, and then I would think that perhaps justice is done and that when you do things you're not supposed to do sooner or later you pay. I won't mention any names,

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you can draw your own conclusions. I'm not sure of the property owner, that's why I won't mention names.

The Conrail property has been surveyed and we will await the results of that survey. That concludes my report.

My resolutions read as follows. The first deals with hiring a part-time clerk-typist for the Clerk-Treasurer's Office to replace the part-time individual that has since left the Village service and reads as follows:

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

RESOLVED that Janet E. Sikorski, 45 S. Cayuga Road, is appointed Part-Time Clerk-Typist in the Clerk-Treasurer's Office at a rate of \$3.75 per hour, effective June 27, 1984.

APPOINTMENT

Janet Sikorski

**P/T Clerk-Typist
in Clerk's office**

Unanimously carried.

My second resolution deals with the belated attendance of our Fire Chief and the Assistant Chief to a New York State Chief's Convention at the Concord Hotel in Monticello. It's not belated, it's post facto, or at any rate has been accomplished so we're just allowing for their expenses to be paid through this resolution.

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

RESOLVED that Richard Andrews, Chief and Tony Schueckler, Assistant Chief are authorized to attend the New York State Chiefs' Convention at the Concord Hotel in Monticello, New York on June 17 - June 20, 1984 and the expenses, not to exceed \$300 each, be paid by the Village of Williamsville.

AUTHORIZATION

**Firemen to
attend Chief's
Convention**

Unanimously carried.

Resolution No. 3 deals with a request of a Mrs. Anthony Sardina who appeared before this Board at its last meeting and who alleged that her water bill was in error, and we had previously forgiven a very minor amount of that very large bill. The amount that we forgave at that particular time was 2% of the bill in that we found that her meter was reading 2% fast. And Mrs. Sardina was so unhappy with that amount that we forgave at that particular time that she came and appeared before the Board here and was asked several questions by myself and other members of the Board, and she appeared very sincere. We instructed the Village Clerk to research the situation. The Village Clerk has prepared a memorandum for the perusal of the Village Board which indicates that Mrs. Sardina

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should be granted some relief from her excessively high bill due to clerical errors, or errors of another nature, i.e., the conflict between the interior meter in the house and the exterior remote meter and the reading of these meters over a period of time. It does appear that the Village was responsible for a portion, not all, of this erroneous billing and through adoption of this resolution we will be granting Mrs. Sardina some relief. The resolution reads as follows:

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

RESOLVED that the 1/1/84 Water Bill of Mrs. Anthony Sardina, 188 Hirschfield Dr., Water Account #118489 is hereby adjusted to \$160.68 due to an error by the Water Department.

**WATER BILL
ADJUSTMENT**

188 Hirschfield Dr.

Mayor Kuzon: A roll call has been requested.

Trustee Kibby: Mr. Mayor, before you call the roll, I've read the Village Clerk's very convincing memo. The data in here seemed to me to be quite clear that the Village made a mistake between two members of the Village staff two years ago. The water was actually used two years ago. The one member of the staff didn't believe the reading that was written down by another. The water today has still been used. Are we setting a precedent? Are we going to do this again in the future?

Trustee Brenton: Well I'm not sure that I interpret it that way and I'd ask the Clerk for clarification on that because whether or not it had all been used I'm not sure of where the pardon was, in the pump or the clerical error and we're not in effect forgiving the entirety of the bill.

Clerk: Basically I think the problem stems back in July '82 for the June '82 bill. In June of '82 the meter was actually read. The next billing in November, or October it was an estimate. Okay? In December the meter reader wrote a number in the book that was 200,000 over what had normally been used in the past. Mary didn't believe it. She sent Don out to check the meter. He couldn't get in the house. He read the outside meter. Okay? And the outside meter was 200,000 less than the reading in the book and at that time I think the question should have been brought up but it wasn't and had Mary billed them 200,000 more at that time then probably the question would have been forced and we might have gotten an answer. At this point we don't really know that, you know, water was used. I would assume that some place in there water was used. The meter was only reading 2% higher and I think you know, sometime back in '82 there probably was a problem. It was either an accident, Mrs. Sardina indicated that she had a pool at that time which was gotten rid of back two years ago. We don't really know what the problem was back two years ago and this error was just carried through until this past reading when the meter

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reader got in and the reading was actual and that's when it came to a head and that's when it started to be investigated. So at this point I don't really know if the water was used, was not used, all I know is that two years ago there was an error on the part of the Water Department for some part of the bill.

Trustee Kibby: Well I think this is just trouble down the road.

Trustee Brenton: Well I think I would normally - and I certainly have supported that train of thought...

Trustee Kibby: For years you have, yes.

Trustee Brenton:..that you display Trustee Kibby, but in this instance I think that it's so absolutely vague as to whose responsibility it is, whether or not the water was used. If you look at the handwriting which has been provided for us here someone has gone over one of our own read books and changed the number and in my own mind I can't in any way connote this with a further request on the part of our consumers. I can only see so much confusion here in the form of actual statistics that were taken by Village personnel, and not provided by the consumer in this case, and other errors that I do feel that in some situations a person is to be granted some benefit of the doubt and I think in this particular situation there is a great deal of latitude for that benefit of the doubt because we have not a clean record in this situation, whereas normally in the other instances of requests for adjustments to water bills we can substantiate what we feel to be an ironclad case and the case is consistent with our requirement to collect the amount due us. But in this instance I do have great feelings of misgiving as to the actions that were taken by the Village personnel and the actual case itself. So I think you have to in effect deal with it on a case by case basis.

Mayor Kuzon: Okay. Anything else? Roll call, please.

Vote on Roll Call: Trustee Gallagher - Yes
Trustee Kibby - Begrudgingly - I'm glad
this lady's not going to have to afford the money I know she can't afford - Yes.

Trustee Saia - Yes
Trustee Brenton - Yes
Mayor Kuzon - Yes

Yes - 5; Noes - 0.

Unanimously carried.

Trustee Brenton: That's all I have.

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

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Mr. Boudreau: For my report, under the heading of Storm Sewers: S. Long St. storm sewer - With the exception of repaving, both Phase I and Phase II of this project are now complete and in place. The benefits gained from this new storm sewer are many, some of which are as follows: The intersection of Main and S. Long no longer floods in a light rain. Crown water now does not cover the top of the sanitary manhole at this intersection and run down into the Main St. sanitary sewer passing through the sanitary meter station at N. Long and Reist St. Storm water originally running down S. Long St. from 500' south will no longer be pumping and tearing out the highway pavement. The occurrence of pumping and tearing out of Village Square Lane pavement will now be cut down. In the D.P.W.'s yard storm water 8" deep in a mild rain no longer is impounded. The benefits gained here are many, a few of which are - vehicles: corrosion, rusting, brake repairs will now be cut down. The yard fuel tanks will now have some protection against flooding, rusting and corrosion. The truck ramps can now be rebuilt and not break-up again.

Secondly, under the S. Long St. storm sewer, additional expenses were encountered in construction. Unanticipated rock encountered for about 50 lineal feet along S. Long St. We rented a Hob-Knocker for rock excavation for two days at \$425.00 a day, a total of \$850.00.

Under the heading of N. Cayuga Storm Sewer: In the past few weeks this main storm trunk was found to be blocked completely in three or four places with heavy tree roots. We were unable to get heavy cleaning equipment through the line. We have excavated in two places and replaced 20 lineal feet of 15" sewer to date. We intend to continue excavation and remove tree roots to determine if this sewer can be cleaned. A copy of the operational plan and conditions found is attached.

And finally, under the heading of Flood Channel: A large tree has come down in the creek over the week-end. This will require the dam gates be left open to cut up and remove the tree. The water level will remain down in both channels until all the debris is cleared from the creek. That's the end of my report.

Mayor Kuzon: Okay. One quick question, Phil, regarding the dam gates being down. I'm just assuming that won't happen until the water level is down. Right? In other words, we're not going to pull the gates with the water as high as it is tonight. It will be tomorrow or the next couple of days. Right?

Mr. Boudreau: The gates are pulled.

Mayor Kuzon: All the gates are pulled right now?

Mr. Boudreau: Just gate one is pulled.

Mayor Kuzon: Just one gate is pulled.

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Mr. Boudreau: It's down at the bottom, so the entire flood channel can be evacuated. When the channel is down to a level so we can get into the creek and work on the tree it's about a two-day operation.

Mayor Kuzon: The tree is in the channel or in the creek?

Mr. Boudreau: In the channel at the point. A very large willow tree.

Mayor Kuzon: Okay.

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, it was moved to suspend the rules for public participation.

Unanimously carried.

Mayor Kuzon: At this time anyone in the audience may address the Board on any subject. We ask that you state your name and address for our minutes, please. Anyone? Mrs. Andrews.

Mrs. Rita Andrews, 128 S. Union Road: I'm curious. How long do the water meters go before they're actually read?

Clerk: Good question. Theoretically we're supposed to get into the homes once a year.

Mrs. Andrews: I know some places they don't.

Clerk: That's right. In many cases they don't. We started a program about four years ago where Mary started making a list of the people that hadn't had their meters read in over a year and it's like everything else, you know, we had the one person in the Water Department to go out. The actual meter reader isn't, you know, able to do that because the times that he would normally be reading the meters are when the people aren't home so we were setting up appointments and trying to get Don to do all of this and I think we got through the Village once about three years ago and it hasn't been done since. So that's something we ultimately would like to do is to make sure that we get into each house once a year. But, no, it has not been done.

Mrs. Andrews: So in other words, a lot of people, all of a sudden they're going to complain when they get these outrageous water bills and I think it should be a law or something that they definitely get in and read those meters so they don't argue about it.

Clerk: That's right. Some people are very reluctant to let us in too. You know, we have sent out notices to people and I think at one point we even threatened to turn off to some of the people who wouldn't reply and some of them just don't want us in their houses for one reason or another, and of course those we're

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always suspicious of when they don't want to let us in to read the meter. But, yeah, that was a program that we did want to have started and it does work quite well because as she goes along and estimates you know 3, 4, 5 times in a row we don't know if somebody's gotten married, somebody's left, you've got new people in there, they don't let you in. Estimates, you know, can be way off. And we even send it out on the water bills and say please call immediately. It doesn't get response. I mean all we want is for them to read the meter and send the information to us or call us and they don't even do that. So it's difficult to get some of the people to respond.

Mrs. Andrews: I have another question, for Trustee Kibby. Have you approached the Board on trying to make the police protect the buildings and parking during Old Home Days? Because we have a meeting...

Trustee Kibby: That's later tonight.

Mayor Kuzon: Anyone else? Mrs. Schlifke.

Mrs. Carolyn Schlifke, 192 Evans Street: It's about the water meters too. I'd like to go a little bit further. I seem to recall that in these cases where the people are not allowed access to their homes and either the outside meter has been used as a reading or an estimation has been put on by the Water Department, that it was resolved at that particular time that when access to the meter was obtained that the homeowner was responsible for the meter reading. In other words, if the meter reading showed at that time that this amount of money would have been due then that was the amount that was due because access had not been allowed. Now in this particular case does the meter show that this particular party owes this exorbitant amount of money?

Clerk: Yes.

Trustee Brenton: Yes, it does.

Mrs. Schlifke: It does. Well I thought there was a resolution passed about a year or so ago that that was a ruling that was passed by the Board that...

Clerk: This lady never denied us access to the house.

Mrs. Schlifke: She did not?

Clerk: No.

Trustee Kibby: There were readings, Mrs. Schlifke. There is the problem.

Mrs. Schlifke: I see.

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Trustee Kibby: There is the problem, the fact that - if I can recall the numbers correctly one of the numbers written down was 706 - let's say - and it was actually written down as 906 or 908 and the lady who interpreted it said that can't be possible because the last one was...

Mrs. Schlifke: But how does it coincide with your current reading?

Trustee Kibby: Well see that's - it took so long to get the correction - 2, 2½ years to get the correction because when the reader went back again it kept happening. It kept coming up at 9 even though it was changed to 7, so there was a lack of communication between two or three meter readers and the Water Department.

Mrs. Schlifke: Did you ever check the meter to see if there actually was a 7 on the meter? Or whether the 7 was a 9?

Trustee Kibby: Well as Mrs. Cummins said when they sent someone out they read the outside meter.

Mrs. Schlifke: All right. But you did get into the house?

Trustee Kibby: Oh, yes, and we also, as Trustee Brenton pointed out, we did have a meter in that house that was running high, albeit only 2% high, but still and all there is enough fuzziness on everyone's part, not just the Village but also them it's hard to tell what's the best thing to do. I assure you this isn't the first time this has ever happened and it won't be the last.

Mayor Kuzon: Okay. Anyone else? If not before returning to the regular agenda just for informational purposes, since it was in the newspaper after our last meeting, our Environmental Council and its Chairman, Rich Sweeney, presented a resolution to the Village Board basically explaining that they would like to apply for some planning monies, environmental planning money. We met earlier this evening with Rich at our work session and the Village Board is in favor of the Environmental Council applying for this planning money for the Conrail property to plan out a bike path and also in addition to, as Rich mentioned at our last meeting, to apply for some planning money for the area of Spring St. and the parking lots which border on Spring St. So Rich and his Environmental Council will get to work on that and get the application in by the August 1st deadline. Okay. Thank you. If there's nothing else...

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

Unanimously carried.

Mayor Kuzon: And if there's no further business...

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ON MOTION by Trustee Gallagher, seconded by Trustee Brenton, the meeting was adjourned at 8:20 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer