

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, February 10, 1986 at 7:35 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton

Richard Gallagher Trustees

Michael Kibby

Carolyn Schlifke

Mary Harrigan, Deputy Village Clerk

Thomas V. Troy, Village Attorney

David Laubisch, Dept. of Public Works

Absent

Theresa L. Cummins, Village Clerk

The Deputy Village Clerk read the notice of public hearing regarding the proposed use of our 1986-1987 Community Development Funds.

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

PUBLIC
HEARING

Unanimously carried.

Mayor Kuzon said the purpose of the hearing is to solicit input on how we should budget our Community Development funds for the '86-'87 Federal fiscal year. There is a significant decrease this year in the amount of money we are to receive. We expect to receive \$34,000. In '85-'86 the funds were \$45,900. In last year's budget approximately 60% of the money was budgeted for the Village Meeting House, 20% towards housing rehabilitation and nearly another 20% for infrastructure reconstruction. The intent of Community Development money is to benefit at least 51% of the population in the designated areas, designated as low to moderate income areas. There will be a second public hearing, at which time we will detail our budget and specify the amounts to be spent on individual projects.

1986 -
1987

Community
Develop-
ment
Fund

Gartley Weller, 129 Mill St., said through the years a substantial amount of money has been allocated to the Meeting House. He suggested that a worthwhile investment might be to insulate the ceiling in the remaining part of the Meeting House. He is sure it would save substantially in fuel bills and it would be more comfortable in the building at the same time. This might be a good place for a small part of the funds.

Trustee Brenton said the Board should consider Mr. Weller's comments. Perhaps if the Board doesn't determine it advisable to spend these monies in that area that we could consider that in the general budget procedure so that it could be accomplished. He thinks perhaps this should be carried out regardless of how we elect to do it. Trustee Brenton said he feels that whatever monies the Board feels it can allocate out of the \$34,000 could go towards the water line replacement on Orchard and Franklin, which is presently in the hands of the engineers. That project is being partially funded with approximately \$40,000

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of unused Community Development funds from previous years. This would aid our debt ridden Water Department because water stands alone from your normal Village functions. It must be self-supporting. He thinks this would be a good way to go. Previous Village Boards have done this in a very successful manner.

Trustee Schlifke said probably one of the biggest problems with Community Development funds is that there is never enough for everything we would like to do with them. She was able to find out some information on uses of Community Development funds from the Town. One of the things they used them for last year was for a tree planting program in the Snyder area. She has proposed to the Board that perhaps we could set aside some of these funds to up-date our trees on Main Street which over the last 8 to 10 years have deteriorated from the original plan. This program would probably cost no more than \$6,800 to \$6,900. She would like the Board to consider this, although there are perhaps other options open to us for the tree planting. We are looking to do something with the trees on Main Street and it may not qualify although she has it on good authority that other areas have used these funds for this particular purpose. She will be looking into it further. She hopes the Board will work with her so we will have funds from somewhere so we can bring all the trees on Main St. up to what they should be and make our Village more attractive.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, the hearing was closed at 7:40 PM.

Unanimously carried.

Mary Harrigan
Deputy Village Clerk

Minutes of the Reconvened Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, February 10, 1986 at 7:40 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton
Richard Gallagher Trustees
Michael Kibby
Carolyn Schlifke

Mary Harrigan, Deputy Village Clerk
Thomas V. Troy, Village Attorney
David Laubisch, Dept. of Public Works

Absent

Theresa L. Cummins, Village Clerk

Mayor Kuzon said this hearing is a continuation of the public hearing held January 13, 1986.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, it was moved to open the reconvened public hearing regarding the proposed Exceptional Development Permit for the proposed townhouses at Wellington Court and S. Cayuga Road.

PUBLIC
HEARING

Unanimously carried.

(Con't)

Trustee Kibby said at the last hearing the major points of contention discussed and considered were (1) the water line, (2) the sewer line and (3) the appearance of the three units, buildings, houses, homes on the west side of Cayuga approaching Wellington Court.

Trustee Kibby said the water line will come down from near the top of the hill on the east side of Cayuga at Village expense and be carried across the street to the west side of Cayuga, at which point (the mid-point of the development) the developers would connect up on their side of the property.

Wellington
Court

The sewer line will carry out down Wellington Court to near Hirsch's property and go over across the Conrail property and connect up with the town sewer line. The plan was sent to URS, our engineering firm. This was a storm sewer plan and design calculations. We have received a letter from URS and based on their review of the information furnished their opinion is that the proposed development will not result in any increase in flows to the Village storm system and thus is considered acceptable. Essentially there will be underground retention pipes.

Exceptional
Development
Permit

Trustee Kibby said with respect to the three homes on Cayuga new renderings have been submitted and are in front for anyone wishing to see them.

Arthur Ticknor, 170 S. Cayuga Road, said maybe some people from the area have not yet seen the redesigns and asked for a short pause so they could come up and see them.

After the pause, Mr. Ticknor said the new renderings or aspects of the buildings is what they wanted to see and they are quite happy with what they see here fronting on S. Cayuga. He thinks the hard work and difficult discussions we went through has resulted in something he thinks the Village can be very proud of, and will enhance the atmosphere of the Village. He thinks all the effort has led to the right solution. With respect to the water being done at Village expense, he heard some discussion at the work session of a possible problem due to it being in the Town and Village and who owns the water line and whether the residents who use that water line and live beyond the Village line might be assessed for the construction, etc. If it is not possible for the Village to pay for the entire line he would hope there would be additional discussion to be sure that the least cost method would be used for this line for the residents of the street who will be impacted by this.

Wellington
Court

Trustee Kibby said when Mr. Brenton is in charge of a project the least cost effort is first priority. Mr. Ticknor said we have to consider least cost to the Village and least cost to the residents of the town who use the line so there are two different bodies to work with. We don't want any surprises if there is a problem later on. Trustee Kibby said that's why it was brought up this evening so there would be no surprises. He said it is his thinking that the debt will probably be shared by the Village as a whole.

Exceptional
Development
Permit
(Con't)

Mr. Ticknor then commented on the sewers and the final design and solution there. He is not sure that what is here is the final detail but he is sure that before issuing building permits the drawings will be completed in line with the URS recommendations. Trustee Kibby said they would be.

Mr. Harris Britting, 122 S. Cayuga, asked if the renderings that are being presented were elevations of the front or rear of the houses on S. Cayuga. Trustee Kibby said the elevations show the buildings as they will appear from S. Cayuga. Whether or not the people will enter and exit their houses on that side he cannot answer.

Chester Sajdak, 255 S. Cayuga, said when the Wellington Court townhouses were built earlier there was a sewer or water line put in and he was wondering if it would be adequate for the new project. Trustee Kibby said it should be. The Village intends to improve the water line on Cayuga and also the fire prevention aspects of those water lines mainly the construction of a new fire hydrant in Wellington Court and the reconstruction of what is now an unusable fire hydrant on Cayuga. It is referred to as a flush only. There will be a better water supply for Wellington Court and Cayuga and it will also provide better fire protection for everyone. Mr. Sajdak said he didn't know if the water line on Wellington now would be adequate for the new project. Trustee Kibby said he did not know if it would be suitable for 27 units. It would have been suitable for 17 units.

Trustee Brenton said the water line will be tapped into the new line. There will be a new line within the proposed new development. The Wellington Court line will run through the

developer's property and tap into a new line which will then feed west toward California which is the entry point of the present Wellington water supply and it will also be cross-fed from the rehabilitation of our line on S. Cayuga which it presently is not. Wellington presently is dead-ended. We require the developer to tap into our proposed rehabilitated Cayuga line. The developer has also indicated that they will cross-feed from Wellington to their new line.

Wellington
Court

Trustee Kibby said the present water line on Wellington would have sufficed for the new project. But it's a better water line doing it this way. It provides better service for everyone and it provides better safety for everyone and Mrs. Gustafson will pay for part of it.

Exceptional
Development
Permit
(Con't)

Trustee Brenton said the present water line would not be adequate and we have an opinion on that from URS and we have a very definite opinion from the Fire Chief that the Wellington line if needed to provide sufficient pressure for the type of construction proposed for the new development the present line would be inferior and not acceptable to the Fire Chief and URS does not believe it would be sufficient. Trustee Brenton said he doesn't like to contradict Trustee Kibby but he has that information himself because he is responsible for water and he thinks he should clarify the record in that regard.

Mr. Sajdak said he has lived there almost 35 years and his concept of a Village setting was individual homes and everything that goes with them. For the last 13 years he has lived in the shadow of condominiums. He already has condominiums on two sides of his property and now there are more to come. This is what you call progress? He must learn to accept it? He takes some comfort from the three single homes facing Cayuga. He thanked the Board for their indulgence, the S. Cayuga Association represented by Mr. Ticknor and Mrs. Felser and other interested neighbors for their support, and Mrs. Gustafson for her cooperation. Good luck to her and to us who have to live with it.

Mr. Gerard Murray, 238 S. Cayuga Road, said he lives immediately across the street from the project. He has found himself pretty well satisfied with the water supply in the years he has lived there and doesn't feel the need personally for any improvement in that supply. He doesn't think the others on his street at 236 and 240 feel the need either. He asked about the word share that was used in discussing this. Does that mean that those on the east side of Cayuga are going to be paying for part of the cost of this new water line?

Trustee Kibby said there is a double edge here. If it turns out that the Village is perfectly able to put this line in, outside the Village, if we have no difficulty legally it will be shared by everyone in the Village. All the residents would contribute to the \$17,000 we think it will cost for the line.

As Trustee Brenton has brought out there is a potential problem (we do not know) for sure) and that is a possibility that only the residents making use of that water line would pay for it and that would be the three residences Mr. Murray indicated and he believes that there are three additional residences further north of there.

Wellington
Court

Mr. Murray said he is wondering why it has to be on the east side of the street. Why can't their water line remain exactly as it is and put in a new line on the other side for the new project. They are the ones who will benefit. As he sees it they would not have any benefit from it. They would only be paying part of the cost.

Trustee Brenton said he feels that Mr. Murray feels that because when he turns the tap on and water comes out that he is satisfied with the system. That is usually the way it is with all of us. As long as our immediate needs are answered we sometimes fail to see potential problems. However, we have found that where we have situations of this nature - a 4" water line - in the first place these lines are subject to failure whether it be now or five years from now. Our 4" lines by their diameter are old. 4" indicates that more than likely they are old. In this particular situation where we have no fire protection in the form of a functioning hydrant within their immediate area we feel it is in the best interest, should it be deemed to do so, to replace the existing line. That gets rid of a possible problem whereby we have a leak and don't know it (we're based on a rock structure and leaks go down into the rock rather than coming to the surface and it's quite a while before we find it). This is very expensive to the system itself. That's one of the reasons in fact that our system is in the fiscal problem that it is and historically has been, that we can't find our leaks even though we listen and everything else. The answer is two-fold in a way. Granted the system works for you individually, however by rehabing it it will better serve you in the event of an emergency. In the Drexel Hill Apartments a few years ago where they had a private water system the fire was rendered almost uncontrollable resultant from an inability to get good water. By that he means water outside of that project complex. When the Fire Department got to a municipal owned hydrant they did provide enough water but he thinks the resultant damage was in the neighborhood of probably \$150,000 - \$200,000. Fortunately it did not do any more than it did.

Exceptional
Development
Permit

(Con't)

Mr. Murray said it was his understanding that they were at the very end of the 4" water line, and that there is a 6" main running down the middle of Cayuga which supplies the fire hydrant which is immediately adjacent to their property. Trustee Brenton said he had no knowledge and if that 6" main is there it would be a new factor. It is not indicated on our maps.

Mr. Murray said he had a tremendous experience with that main several years ago. It ruptured and the Village Water Department came out at his insistence and the deal he made was that if it were their pipe they would fix it and if it were the Village pipe the Village would fix it. After digging up an awful lot

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of their pipe the Village found out that the property owners' pipe was okay and the Village had to go out and dig up S. Cayuga Road and find the 6" main that fed the fire hydrant. Maybe the maps should be checked.

Wellington
Court

Trustee Brenton said we have looked at the maps and Mr. Laubisch and he have discussed this. He asked Mr. Schueckler who is the Deputy Town Highway Superintendent if he had any knowledge of this 6" main that Mr. Murray is referring to.

Exceptional
Development
Permit
(Con't)

Mr. Donald Schueckler said off-hand he can't recall it.

Trustee Brenton said it is certainly news to us and the maps do not show it. If you had a 6" main feeding that hydrant you would probably get a great deal more water out of that hydrant than is provided now.

Mr. Laubisch said that right by Mr. Murray's house there is a transition. There is a main line valve there. The transition occurs at the valve and it switches from 6" water main to 4" water main for the distance of approximately 325' to the south at the valve. That transition occurs very near the front of Mr. Murray's property.

Mr. Murray said it occurs to him that they are going to be bearing a substantial part of the water cost for this new project and he confessed that he is appalled by the thought. He hopes that the proposal that has been made that the Village and the developer pay the cost of it works out to be the case. He suspects that some of the other people who are residents that will be affected are also appalled by the idea.

Trustee Kibby said he would have to give second thought to completing the project if the cost of running the pipe on the Village aspect of the project cannot be borne by the Village as an entirety.

Trustee Brenton said to allay Mr. Murray's fears, given ballpark projections for that section of water line on Cayuga - not within the development because the developer pays for that within the development - and increasing the cost of that Cayuga line to compensate for the cross-over to \$21,000 with six affected residents that would indicate a \$3,500 increase and he thinks a situation like that could probably be handled through bonding so the net increase would probably be over a 20 year period and be very miniscule. In any event he would feel that this would have to be done regardless of who pays for it and as he indicated to the Board whether this proposal goes through or not he thinks we are very weak in that area and if he were a resident up toward the end of that particular 4" line he would be somewhat concerned in the event that the fire department needed water and given the effect of what a few minutes delay can cause in the form of fire. He would frankly as a resident be willing to pay for that protection.

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Trustee Kibby said since this is the continuation of a public hearing which commenced a month ago we will be voting later in the agenda on this which is a little out of keeping with our tradition, but we announced that a month ago.

Trustee Brenton said he wanted to make the point that the renditions indicate that the middle dwelling appears to be of brick construction and he feels that would be a necessary continuation, that that would have to be a definite manner of construction of that middle dwelling because he thinks it would break up the continuity of three complexes of perhaps condominium style with brick in the middle. He thinks it does do a great deal of justice for the proposal and he would like to see that continued.

Mr. David Taylor, 228 S. Cayuga, said assuming the Board approves the resolution is there any timetable as to the completion of the project. Mrs. Gustafson of Benmar Development said they are anxious to get going so it would not be unduly delayed. They anticipate a rapid selling situation but with 27 units it will take about two years in construction. She thinks that is reasonable. Trustee Kibby said when they are issued a building permit they have six months to commence construction but it is his recollection that in the past when people have asked for - and that is not to say she will ask for it - one six month extension it has been granted.

Mr. Taylor asked if there were any plans for the sequence as to when the houses on S. Cayuga would be built - early in the process or late in the process or in the middle. Mrs. Gustafson said it is logical to build the houses in the first phase. Trustee Kibby said the resolution said they have to be built first or concomitant with the townhouses. That is the way the property was rezoned. They shouldn't be last.

ON MOTION by Trustee Kibby, seconded by Trustee Gallagher, the hearing was closed at 8:12 PM.

Unanimously carried.

Mary Harrigan
Deputy Village Clerk

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, February 10, 1986 at 8:13 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton
Richard Gallagher Trustees
Michael Kibby
Carolyn Schlifke

Mary Harrigan, Deputy Village Clerk
Thomas V. Troy, Village Attorney
David Laubisch, Dept. of Public Works

Absent

Theresa L. Cummins, Village Clerk

The Deputy Clerk read the notice of public hearing regarding designating the Village Meeting House as a local historic landmark.

PUBLIC HEARING

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, the hearing was opened at 8:13 PM.

Village Meeting House as Local Landmark

Unanimously carried.

Trustee Schlifke said the hearing is to bring before the public another historic landmark that we feel falls into the category to be designated as a historic landmark. This is an on-going program with the Historic Preservation Committee. They have designated two other sites in the past year and are working on future sites.

Trustee Schlifke gave some background on this site and building and read some of the remarks from the guided tour book that the Historical Society puts out for their walking tour. When the declining membership forced the congregation to disband in 1976 the building was offered to the Village for \$1.00. In an agreement of December 1, 1977 and in the deed of December 13, 1978 one of the terms was that the Village was required to promptly make application for and in good faith pursue an official designation of the existing structure as a historical landmark. This is what we are planning to do starting with this public hearing tonight.

Gartley Weller, 129 Mill Street, President of the Williamsville Historical Society, gave further background on the formation of the church and construction of the church. He said today we find that it is structurally sound and has been restored and is still in the process of restoration. It is a historic spot that he feels most people feel should be preserved. It is a building that the Historical Society will occupy. It would be of use for the whole community. He commends the Historic Preservation Committee for the designation and he thinks it is properly done.

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ON MOTION by Trustee Schlifke, seconded by Trustee Kibby, the hearing was closed at 8:19 PM.

Unanimously carried.

Mary Harrigan
Deputy Village Clerk

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 10, 1986 at 7:33 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton

Richard Gallagher Trustees

Michael Kibby

Carolyn Schlifke

Mary Harrigan, Deputy Village Clerk

Thomas V. Troy, Village Attorney

David Laubisch, Dept. of Public Works

Absent

Theresa L. Cummins, Village Clerk

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

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, the minutes of the regular meeting and public hearing regarding the proposed local law to regulate snow plowing held on January 27, 1986 were approved.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, it was moved at 7:35 PM to open the public hearing regarding the use of our 1986-1987 Community Development Funds. (The hearing was closed at 7:40 PM.)

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, it was moved at 7:40 PM to open the public hearing regarding the proposed Exceptional Development Permit for the proposed townhouses at Wellington Court and Cayuga Road. This was the continuation of a public hearing that had been recessed on January 13, 1986. (The hearing was closed at 8:12 PM.)

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, it was moved at 8:13 PM to open the public hearing regarding designating the Village Meeting House as a local historic landmark. (The hearing was closed at 8:19 PM.)

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Gallagher, vouchers in the amount of \$142,541.40 were approved as follows for the period January 28, 1986 through February 10, 1986:

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Payroll Fund	W/E 1/13/86	\$ 9,260.20
	W/E 2/07/86	<u>6,142.94</u>
Total Payroll Fund		\$ 15,403.14
General Fund	Abstract #601	36,280.91
Sewer & Water Fund	Abstract #182	25,984.51
Trust & Agency Fund	Abstract #219	6,983.05
Capital Fund	Abstract #150	21,516.81
Glen Park Jt. Activities	Abstract #121	6.91
SSES Fund	Abstract #39	<u>36,366.07</u>
Total Vouchers		\$142,541.40

The larger vouchers were to M. C. Morgan for the last payment in our sanitary sewer rehabilitation program in the amount of \$36,366.07. This would signal the conclusion of that program. Unanimously carried.

Trustee Brenton said for his report tonight he wanted to comment on the news article in Saturday's "News" indicating that the Village of Kenmore was considering eliminating plowing of the sidewalks within the residential district. He will request the Village Clerk to explore the reasons for this as it is indicated in the article that it is due to insurance considerations. Through the minutes he will indicate to the Clerk that he would appreciate it if she would contact the Village of Kenmore and develop more data regarding this.

Trustee Brenton said as indicated at the last meeting the following day he and the Village Clerk and two representatives from URS went to Albany. The purpose was to assist URS in their efforts to clarify expenditures made during our sanitary sewer rehabilitation program which the DEC feels are ineligible. It amounts to some \$52,000. He believes they were successful in explaining to the DEC and thinks they will be successful in having the Village be reimbursed. This is actually \$52,000 in Village funds.

Trustee Brenton said we have received a letter regarding a claim for payment of a plumber's bill due to the Village's responsibility while we were having our Oakgrove water line, in particular the fire hydrant to that line, and the valve associated with that line, repaired. The water line was shut down and the property owner indicates possible liability on the part of the Village resulting in her need to call a plumber because her hot water system was air-locked. We will be exploring this further.

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Trustee Brenton said his resolution tonight deals with calling for bids for the Village Offices and Fire Hall and construction of the truck bays which we have been discussing for quite a few years. We hope to move ahead expeditiously because both we and the town want us out of this building and he is sure the Fire Department wants to be out of their building and into their new quarters.

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for Village Office and Truck Bay Construction. Bids to be opened March 14, 1986 at 10:00 a.m. in the Village Clerk's Office, 5583 Main Street, Williamsville, New York. The Clerk shall advertise for the bids in the official Village newspaper at least five days before the date on which the bids are to be opened and upon opening of the bids shall make a record by listing the name and address of each bidder, the amount of his bid, the nature and amount of security furnished, and all alternate bids and trade in allowance, if any, and present such records to the Board of Trustees at the first regular or special meeting of the Board following the opening of the bids.

ADVERTISE
FOR BIDS

VILLAGE
OFFICES AND
TRUCK BAYS

Unanimously carried.

Trustee Gallagher said on Sunday, February 16th from 12:00 Noon to 4:00 p.m. the Village Youth Board will sponsor the Annual Winterfest in Glen park. This had previously been postponed due to a lack of snow and hopefully this time there will be enough snow so everyone can have an enjoyable day.

Trustee Gallagher reported that the Mayor has communicated with Senator Floss and Assemblyman Sheffer requesting certain items that might benefit the Village be included in their request for items in the supplemental budget. Last year we were able to receive funds to repair the bridge, which will be taking place this spring. Among the requested items are funds to renovate the pavilion, construct a band shell, which is something the Senior Citizens, Youth Board and Parks Committee are in favor of and which will benefit the entire Village.

Trustee Gallagher reported that the shelter for Island Park will be purchased and be in place hopefully in the spring but definitely before June.

Trustee Gallagher reported that playground equipment will be purchased by the Youth Board and placed in Island Park and he thinks there is some equipment to be placed in the Long St. park prior to the summer season.

Trustee Gallagher reported that at tonight's work session he provided the Mayor and his fellow Trustees with a copy of correspondence notifying them of his resignation as Village Trustee as of March 15th of this year. He read his brief letter, a copy of which is attached hereto. He also thanked the committee members of the Youth Board, Senior Citizens, Glen Park and Parks. He enjoyed working with them. He said it was not an easy decision. He has really enjoyed this but it comes to the point where you can juggle too many balls and some of them are not going to fall the right way and he really does not feel that anyone should be shortchanged in the context of representation.

Mayor Kuzon said it was with sincere regret that we do accept his resignation. We certainly respect his reasons and he is sure there will be more thank yous coming but on behalf of the Board tonight he wanted to say thank you for the service he has given the Village. We have found him to be a valuable contributor to the Board and he certainly will be missed and perhaps someday in the future when personal time permits he can get back on the Board. We do respect his reasons and he'll be missed.

Trustee Kibby said he had no report this evening but had two resolutions.

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

RESOLVED that the Exceptional Development Permit for the Wellington Court project is hereby approved.

WELLINGTON COURT

Exceptional Development Permit

Vote on Roll Call: Trustee Schlifke - Yes

Trustee Brenton - said his vote is yes

Approved

but he would like to briefly point out that he has given a great deal of consideration to this resultant from the neighborhood concern and he feels very comfortable with a yes vote because he believes as previously reiterated by Mr. Ticknor that this developer has compromised as far as the residents concerns are. He thinks that as a Village Board member in his area of responsibility pertaining to water lines and the sewer situation that this developer has compromised. He thinks we all look at our own situations, our areas of responsibility, but everything that occurs is our responsibility. He is sure none of them overlook that fact. Primarily he thinks though that above all what he sees here in the form of a proposed development is better than what could take place in the form of some developer unknown to us. In other words he thinks with these other considerations being met he thinks it's a positive way for him to vote yes on this due to the fact that what the alternative is, is 15 single family homes at maximum because of the ordinance precluding 50 front lots. Maybe they would be worth \$150,000 or \$200,000. He doesn't know but he is afraid they might be worth less and he

February 10, 1986

Honorable Gordon Kuzon
Mayor of Williamsville
5583 Main Street
Williamsville, NY 14221

Dear Gordon:

The purpose of this correspondence is to inform you of my decision to resign as Village Trustee effective March 15, 1986.

This decision was not easy as I have enjoyed serving as Trustee.

As a result of my responsibilities at work, however, along with my other commitments, I find I am not able to devote the time that is necessary to provide village residents with the representation they deserve.

Subsequently, I feel it is in everyone's best interest that I resign at this time.

I appreciate the friendships and contacts I have made during my tenure as Trustee.

I would particularly like to express my appreciation to you, Mike, Larry, Carolyn, as well as the village employees for their support and cooperation during the past two years.

I will miss working with all of you and wish everyone continued success in the future.

Sincerely,

Dick

Richard J. Gallagher
Village Trustee

cc: Trustees

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does feel what he sees here on the developer's renderings is a positive way for the area to be treated and the Village to have this situation develop, this being one of the last areas for development. Therefore, he votes yes.

Trustee Gallagher - No. The reasons are in 18 other minutes through hearings, etc. But he would like to compliment the developer for her compromise. He also complimented the residents for their compromise in the context that without the two compromises the vote probably would not have passed and that he thinks speaks well of attempting to get the best out of what is available.

Trustee Kibby - Yes.

Mayor Kuzon - prefaced his vote with a brief remark. He thinks we all would agree that we have spent a lot of time on this proposal and during that time the proposal has been modified and amended since it was initially introduced and the residents have accepted the proposal with the understanding that certain standards will be met. It's been a long process and he thinks if we were to poll the developer and residents we would find that neither of them are probably completely satisfied with the results because as others have alluded we have compromised here. But he thinks we have achieved a reasonable balance in this development, one in which the developer will have the opportunity to develop a modified townhouse development, one in which the residents have had significant input and amended the project to overcome certain objections, and finally where the Village requirements have been met in terms of the storm drainage and the water service. He thinks the project represents a satisfactory compromise which reasonably balances in the individual rights of the property owners along with those of the community. He is a little disturbed by the fact that much of the information was presented at the 11th hour and he did have a major problem with that over the weekend but he feels in spite of this problem, he doesn't think it is substantial enough to sink the whole idea. He does think the developer has met the reasonable expectations and his vote would be yes.

Yes - 4; Noes - 1.

Carried.

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

RESOLVED that Local law #1 - 1986 Regulating the Plowing of Snow for Hire within the Village of Williamsville, that was the subject of a public hearing on January 27, 1986 is hereby adopted.

LOCAL LAW
#1-1986

Snowplowing
Adopted

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 10, 1986 at 7:33 PM

Trustee Schlifke said some of the street signs along Main Street have been replaced with the newer green and white more visible signs. This has been done with the cooperation of Mr. Laubisch and the Department of Public Works. They have been working hard to honor all her requests for sign replacement. He has also almost completed the parking limit signs on Main St. that were missing for many years.

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

Donald Schueckler, 124 S. Union Road, said he thinks the Board should give a hard look at trying to curb or take the parking off of S. Long St. from Main St. to the railroad tracks in conjunction with the construction on Union Road. It is going to be used very heavily because a lot of people use Union Road to cut over to Long St. and into the Coventry section. They also use Union Road coming down to cut over Long St. to go the Main St. If anyone has been up there in the daytime it's one way traffic and you may sit there five minutes until one car comes down from International Chimney. You cannot pass. They're going to shut Union off completely. He has talked to the contractors at length. When they take the beams down and lay in the dirt there is no way you'll be able to go through. A lot of people use Long St. They'll still be able to cut over there. He would recommend and he would like an answer from the Village at the next meeting on what they intend to do. It can go to Traffic & Safety. The Board should see if it can get the parking taken off for the six months that Union Road will be closed.

Trustee Schlifke said that whenever we change parking regulations on a street we have to follow a certain process because they are contained in our ordinances and this would mean we would have to hold a public hearing and have a resolution passed, etc. This would probably take two months. There is a medical building on that corner which does not have sufficient off-street parking and they do rely on some of the on-street parking there. It is signed at the west corner back about 100' for no parking because it is difficult for traffic to maneuver at that corner. Our Parking Enforcement Officer has handed out numerous tickets at that corner and it seems to her that the situation at the corner is improving. She believes there are about 8 houses in that first block. To take those spaces off she thinks would place a very heavy burden on that area.

Mr. Schueckler said every day at 3:00 PM it's blocked. It was blocked again tonight. Mrs. Schlifke said the Parking Enforcement Officer does not work 8 hours a day.

Mr. Schueckler said he doesn't think you have to go through this process. The Town Board on the recommendation of Traffic and Safety is going to take the parking off at their next meeting.

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 10, 1986 at 7:33 PM

He thinks the Village should be able to do the same. He believes there is sufficient parking in the parking lot owned by the doctors if they want to use it, off the street, but they don't want to walk. He thinks it will be a hazard. He is bringing this to the Board's attention now. If something should happen he will be the first one to stand up here and scream. You can't even get a fire truck up there. The Village can't drive there sometimes with their own equipment and they have to come in the back way through the Senior Center. It's a bad, bad situation. Now you're going to increase it, compound it. This should not take 3 or 4 months. Meanwhile we have to suffer for a lousy four parking spaces.

Trustee Schlifke said she was only stating her understanding of the legal process. If there is another process she will be glad to check it out with the town and the Village Clerk and see if it is possible to bypass this. She also needs a little more input on it. She will take it to Traffic & Safety and see what their thinking is. But we also have to respect the people that live on that street, what you're denying them of.

Mr. Schueckler said the man in the first house parks in the alley right by the Villae garage. The man next door parks in the parking lot. Mr. Petrie hasn't any parking, and the girl living there he doesn't think has a car. One house is empty. Across the street the lady doesn't have a car. The other goes by International Chimney and parks there. Down the street the owner has a driveway. He doesn't want them to say anything tonight. All he is trying to do is to have us look into it and give them a fair shot. He doesn't see why the Village Board can't temporarily take the parking off.

Richard Hill, 18 Brookside Drive, is on the Traffic & Safety Committee and he said he will check this out but he is pretty sure that we can temporarily remove parking. It is going to be a problem. The town has removed the parking on Forest for the same reason. We'll have to do something there.

Trustee Schlifke said this is her first construction and she wasn't aware that you could temporarily remove this parking. She will check it out and if on the advice of the Traffic & Safety committee they feel it should be done for the safety of the Village we'll look into it.

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

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, the meeting was adjourned at 8:42 PM.

Unanimously carried.

Mary Harrigan
Deputy Village Clerk