

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, March 24, 1986 at 7:42 PM

Roll Call

Present Gordon J. Kuzon, Mayor

Lawrence R. Brenton
Richard Baer Trustees
Michael Kibby
Carolyn Schlifke

Theresa L. Cummins, Village Clerk
Thomas V. Troy, Village Attorney
John Anstett, Dept. of Public Works

Absent David Laubisch, Dept. of Public Works

The clerk read the notice of public hearing regarding a proposed local law to amend Section 60.32(19B) of the Traffic Code which would eliminate parking on the west side of S. Long Street from Main St. south to the Garden Parkway Extension.

PUBLIC HEARING

ON MOTION by Mayor Kuzon, seconded by Trustee Schlifke it was moved to open the public hearing at 7:42 PM.

Unanimously carried.

Amend Traffic Code

Trustee Schlifke said the reason for the change in the law has to do with the now on-going construction work on Union Road. At our last meeting we already passed an emergency resolution removing this parking. This was a request by the Snyder Fire Department and the Hutchinson Hose Fire Department and on the recommendation of the Traffic & Safety Committee. This section of S. Long St. would be used as an emergency route to get to the nursing home on Union Road and to service that area in case of an emergency. The hearing was then opened to the public for comment.

Section 60.32(19B)

No one from the public appeared to speak and there were no comments from the Board of Trustees.

ON MOTION by Trustee Schlifke, seconded by Mr. Baer, the hearing was closed at 7:44 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, March 24, 1986 at 7:40 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Lawrence R. Brenton

Richard Baer

Trustees

Michael Kibby

Carolyn Schlifke

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

John Anstett, Dept. of Public Works

Absent

David Laubisch, Dept. of Public Works

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

Mayor Kuzon welcomed Trustee Baer to the Board. He stated Trustee Baer was not inexperienced having served on the Board in the mid-seventies. He is taking the place of Trustee Gallagher who resigned in the past month. Trustee Baer will be serving the remainder of Trustee Gallagher's term, which expires next year and he will assume his committee assignments. The Mayor welcomed Trustee Baer back and said it was nice to have him back.

ON MOTION by Mayor Kuzon, seconded by Trustee Baer, it was moved to approve the minutes of the regular meeting held March 10, 1986 and the public hearing held March 10, 1986 regarding a proposed law relating to Park Regulations.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Schlifke, it was moved to open the public hearing at 7:42 PM. The hearing regarded a proposed local law to amend Section 60.32(19B) of the Traffic Code. (The hearing was closed at 7:44 PM.)

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Baer, vouchers in the amount of \$79,998.38 were approved as follows for the period March 10, 1986 through March 24, 1986:

Payroll Fund	W/E 3/14/86	\$ 5,729.29
	W/E 3/21/86	<u>6,115.58</u>
Total Payroll Fund		\$11,844.87

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Payroll Fund (from preceding page)		\$11,844.87
General Fund	Abstract #604	42,181.29
Sewer & Water Fund	Abstract #185	22,593.93
Trust & Agency Fund	Abstract #222	3,215.18
Glen Park Jt. Activities	Abstract #124	<u>163.11</u>
Total Vouchers		: 79,998.39

The larger vouchers were to Erie County Water Authority, our water supplier; Maier Schule, for the purchase of a new small dump truck; and to Niagara Mohawk.

Unanimously carried.

Mayor Kuzon said his second resolution deals with appropriation of our Community Development Funds. We will be receiving \$32,130.00 and this was the subject of a recent public hearing. We will be allocating the money towards housing rehabilitation and to the Orchard Place water line. The water line work represents about 25% of what that total water line work might cost.

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

RESOLVED that the 1986-1987 Community Development funding is to be appropriated as follows:

Housing Rehabilitation work	\$ 8,000.00
Orchard Place Water Line	<u>24,130.00</u>
Total Grant	\$32,130.00

Community
Development
Funds
1986 - 87 Approved
uses

Unanimously carried.

Mayor Kuzon said his next series of resolutions call for public hearings on our various budgets for the coming year. All the hearings will be held on April 14th.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held April 14, 1986 at 7:35 PM in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in discussing the 1986-1987

CALL FOR PUBLIC
HEARING
General, Water
Sewer and
Glen Park Fund
Budgets

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General Fund, Water Fund, Sewer Fund and
Glen Park Joint Activities Fund Annual
Budgets for the Village of Williamsville.

Unanimously carried.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held April 14, 1986 at 7:40 p.m. in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in discussing the 1986-1987 Federal Revenue Sharing Fund Budget for the Village of Williamsville.

CALL FOR PUBLIC
HEARING

Federal Revenue
Sharing Budget

Unanimously carried.

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

RESOLVED that the Village Clerk publish a notice of public hearing to be held April 14, 1986 at 7:45 PM in the Municipal Building, 5583 Main Street, Williamsville, New York for the purpose of hearing all persons interested in expressing an opinion on the proposed sewer rent rates for the 1986-1987 year per Section 41.20(D) of the Sewer Rent Code.

CALL FOR PUBLIC
HEARING

1986 & 1987 Sewer
User Charges

Unanimously carried.

Mayor Kuzon said the sixth resolution on the agenda tonight will be tabled for further investigation and discussion regarding our franchise with our cable company.

Mayor Kuzon said his remaining resolutions signify the end of one phase of our move to the old court building, but the beginning of another phase of this process. Tonight we will be awarding the contracts to the general contractor, the plumbing contractor, the heating and ventilation contractor and the electrical contractor. We mentioned at our last meeting that the Wicks Law requires us to not have just one general contractor but to have separate and individual bids on those three other areas. The bids were opened last Friday and we had about 10 bidders for the general contract and fewer on the other items. Our architect has reviewed the bids and discussed them with us at our work session tonight.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for General Construction of Village Offices and Fire Department Truck Bays, and

VILLAGE HALL & TRUCK
BAYS
General Construction
Contract

WHEREAS Migliore Construction Co. submitted the low bid meeting specifications,

Awarded

NOW, THEREFORE, BE IT RESOLVED that Migliore Construction Co. be awarded the General Construction Contract for Village Offices and Truck Bays for their low bid of \$568,270. This bid includes the following:

Base Bid	\$528,345.00
Additive #1	18,960.00
Additive #2	5,000.00
Additive #3	2,500.00
Additive #4	3,800.00
Additive #5	2,765.00
Additive #6	<u>6,900.00</u>

TOTAL \$568,270.00

Unanimously carried.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for Plumbing Construction for Village Offices and Fire Department Truck Bays, and

VILLAGE HALL AND
TRUCK BAYS

Plumbing Contract
Awarded

WHEREAS George H. Sander, Inc. submitted the low bid meeting specifications,

NOW, THEREFORE, BE IT RESOLVED that George H. Sander, Inc. be awarded the Plumbing Construction Contract for the Village Offices and Truck Bays for their low bid of \$68,964.00.

Unanimously carried.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for HVAC Construction of Village Offices and Fire Department Truck Bays, and

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WHEREAS Quality Mechanical Service submitted the low bid meeting specifications,

VILLAGE HALL AND TRUCK BAYS

NOW, THEREFORE, BE IT RESOLVED that Quality Mechanical Service be awarded the HVAC Construction Contract for the Village Offices and Truck Bays for their low bid of \$122,353.00.

H.V.A.C. Contract Awarded

Unanimously carried.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for Electrical Construction of Village Offices and Fire Department Truck Bays, and

VILLAGE HALL AND TRUCK BAYS

WHEREAS Goodwin Electric submitted the low bid meeting specifications,

Electrical Contract Awarded

NOW, THEREFORE, BE IT RESOLVED that Goodwin Electric be awarded the Electrical Construction Contract for the Village Offices and Truck Bays for their low bid of \$92,460.00. This bid includes the following:

Base Bid	\$89,475.00
Alternate #1	3,220.00
Alternate #2	<u>(235.00)</u>

TOTAL \$92,460.00

Unanimously carried.

Trustee Kibby welcomed Trustee Baer to the Board.

Trustee Kibby presented the tentative agenda for the next Planning Board meeting which will be held April 7th.

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

RESOLVED that Wesley Stone, 33 N. Ellicott is hereby appointed to the Planning Board to fill the unexpired term of Norman Wolf until the end of the 1986-1987 official Village year and that Kevin Lester, 175 N. Long Street is hereby appointed to the Planning Board to fill the unexpired term of Richard Baer until the end of the 1987-1988 official Village year.

APPOINTMENTS

Planning Board

Unanimously carried.

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

RESOLVED that E. A. Brand is hereby re-appointed to the Board of Appeals until the end of the 1990-1991 official Village year.

APPOINTMENT

Board of Appeals

Unanimously carried.

Mayor Kuzon asked if Mr. Brand's term was expiring this year and Trustee Kibby said it was.

ON MOTION by Trustee Kibby, seconded by Trustee Schlifke, it was moved to suspend the rules to consider a resolution not on the agenda.

Unanimously carried.

Trustee Kibby said we have received a letter from Mrs. Gustafson in which it was pointed out that the rezoning in the Wellington Court area was granted on August 26, 1985 but that they had until April 1, 1986 to get their plans in. The exceptional development permit which was applied for in November was not finally approved until February 10, 1986. Mrs. Gustafson has delivered some preliminary plans to the Building Department and she would like a 30 day extension of that April 1st deadline, at which time we had said we would begin rezoning the property back to R-2.

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

RESOLVED that the Board of Trustees hereby extends the deadline of the Exceptional Development Permit and the rezoning classification for the Benmar Corporation Wellington Court project until May 1, 1986.

WELLINGTON
COURT TOWNHOUSE
PROJECT

Extension of
deadline to May 1st.

Unanimously carried.

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

Unanimously carried.

Trustee Schlifke said she had no report tonight. She said she also had a resolution to present which was not on the agenda.

ON MOTION by Trustee Schlifke, seconded by Trustee Kibby, it was moved to suspend the rules to consider a resolution not on the agenda.

Unanimously carried.

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

RESOLVED that Local Law #3 - 1986, amending Section 60.32(19B) of the Traffic Code is hereby adopted.

LOCAL LAW #3-1986
Adopted

Amend Section
60.32 (19B) of
Traffic Code

Unanimously carried.

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

Unanimously carried.

Trustee Baer said he had no report tonight. He thanked the Mayor for his confidence in appointing him to fill Dick Gallagher's term. He is finding out that his predecessor was very active and had very active committees. He thanked all the Trustees for their warm welcome to him as he comes on the Board.

Trustee Brenton welcomed Trustee Baer to the board. Having known him and the quality individual he is, he will have a positive effect here and looks forward to working with him.

Trustee Brenton said he had no report this evening. His first resolution deals with an appointment to the Fire Department.

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

RESOLVED that the Board of Trustees, acting as Fire Commissioners for the Williamsville Fire Department, hereby appoints the following fireman:

APPOINTMENT

Fireman

Michael Tabone, 11 Fox Chapel Ct.

Unanimously carried.

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

RESOLVED that Mayor Gordon J. Kuzon is hereby authorized to attend an Executive and Legislative Meeting of the New York Conference of Mayors in Albany, New York on April 27 and 28, 1986 and the expenses not to exceed \$450.00 to be paid by the Village of Williamsville.

AUTHORIZATION

Mayor to attend
Executive and Legisla-
tive meeting in
Albany

Unanimously carried.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~
~~City~~ of Williamsville
~~Town~~
Village
Local Law No. 3 of the year 19 86

A local law Amending Section 60.32(19B) of Traffic Code
(Insert title)

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

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

SECTION 60.32

19 (B) South Long Street - West side between Main Street and Garden Parkway Extension.

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

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Trustee Brenton said his third resolution deals with the move of the Fire Department from across the street to our new quarters. Basically this deals with an agreement that is very similar to the old agreement that was in force for the use of Station #1 and it provides certain guarantees and obligations of the Village to the Hutchinson Hose Co. and its exempt members. This is something the Fire Department is certainly entitled to and it has been modified to some degree. Basically, however, it is very close to the old agreement.

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

RESOLVED that the Mayor is hereby authorized to sign agreement with the Hutchinson Hose Company, Inc. and Williamsville Exempt Firemen's Association Inc. for use of property at 5565 Main Street.

AUTHORIZATION

Mayor to sign
agreement with
Hutchinson Hose
Co. for
5565 Main St..

Unanimously carried.

Trustee Brenton said his next resolution deals with a sanitary sewer problem that one of our residents had occur at their residence on Cadman Drive. We were first advised of this through the normal chain of events in that these people after calling a plumber felt that the plumber having felt that the problem was in our sanitary sewer main these people called the D.P.W. and eventually after a great deal of effort on the part of two contractors - one a cleaning agent and the other a general plumbing type of contractor - this situation was corrected. The residents then approached the Village as to our liability in this situation and we referred it to URS, our sanitary sewer consultant. URS thoroughly investigated the situation and did find that the Village was responsible for what occurred at the residence. He thinks that basically the Board subscribes to our obligations in this matter. He pointed out that probably the reason the back-up occurred and the necessity to excavate the sewer lateral of the residence occurred resultant from our sanitary main being of a dead-end nature in that area. It does not run through and becomes somewhat of a slow running tile and this something that we probably assumed was functioning properly due to the fact that it had been replaced not too many years ago. However, we assume it required more thorough cleaning or at least more prevalent cleaning. Through this resolution the Village will reimburse the residents for their expenses in this matter and he would assume there would be some procedure for us to recapture the sales tax that was paid by the residents to the private contractor which could be considerable.

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

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SEWER EXPENSE

WHEREAS Mr. & Mrs. Edwin Besstak, 276 Cadman Drive, expended a considerable sum of money to correct a sewer problem at their residence, and

Refund of money
to E. Besstak

WHEREAS detailed investigation by U.R.S. Co., the Village sewer consultant, indicates that the problem was a Village responsibility,

NOW, THEREFORE, BE IT RESOLVED that the Village of Williamsville Board of Trustees, authorizes the payment of \$2,186.44 to Mr. & Mrs. Besstak for the cost of cleaning and repairing their sewer line.

Unanimously carried.

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

Unanimously carried.

No one appeared to speak.

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 Brenton, the meeting was adjourned at 8:02 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer