

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in Amherst Town Hall, 5583 Main Street, Williamsville, New York on Monday, June 9, 1986 at 7:41 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
David Laubisch, Dept. of Public Works

The Clerk read the notice of public hearing regarding a proposed local law to amend Section 60.32(21) of the Traffic Code.

ON MOTION by Mayor Kuzon, seconded by Trustee Baer, the hearing was opened at 7:41 PM.

PUBLIC
HEARING

Unanimously carried.

Trustee Schlifke said the purpose of the proposed local law is to clarify some of the wording in our now existing codes which restricts parking on Main Street in some sections for one hour and in other sections for two hours. As written now the law is unclear in its definitions of streets. This has been reworked by the Village Attorney. There is no change in any of the time limits on Main Street, but is simply a clarification process.

Amend
Section
60.32(21)
Traffic Code
Parking on
Main
Street

The hearing was then opened to public comment. No one appeared to speak on the matter.

ON MOTION by Trustee Schlifke, seconded by Trustee Brenton, the hearing was closed at 7:42 p.m.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

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David Laubisch, Dept. of Public Works

The Clerk read the notice of public hearing regarding a request for an Exceptional Development Permit for development of an office building at Main Street and Union Road.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, the hearing was opened at 7:42 p.m.

**PUBLIC
HEARING**

Unanimously carried.

Mayor Kuzon said this proposed project falls within the Exceptional Development process provided for in our Village code. This project is over 10,000 sq. ft. which is one criteria. This request has been sent to various Village committees as provided for in the code. It has gone to the Planning Board, Environmental Council and Traffic & Safety Committee as well as Youth & Recreation and the Parks Committees.

**Exceptional
Development**

Trustee Kibby said the proposed development by Benchmark is medical office facilities.. It will be at the location of the present Bells store.

Main and Union

George Underhill was present representing the applicant and said they wish to convert the present Bells store into medical office facilities for Buffalo Cardiology. The structure will be renovated inside and out, the inside to convert to medical office facilities and the outside to obtain a look that will get away from looking like a grocery store. Along with this they will remove the signage for Bells and put in lower, more subdued signs. The landscaping will increase drastically. The entrance on Main near the corner of Union will be eliminated because it is much too close to the intersection. The entrance off Union will be moved slightly to the south further away from Main Street. The parking lot will be retopped, redone. The site lighting which is high now will be lowered and be more subdued.

Trustee Brenton asked if they had any intention to acquire the former railroad right-of-way which is owned by the Village. Mr. Underhill said this has been discussed but he is not in charge of that area. There has been no positive action one way or another on that yet.

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Joan Radfern, a tenant at 5325 Main Street, next to Bells, said that there is a driveway into their premises that tenants park in and that there are additional parking spaces at the rear of their building. To get to those spaces the tenants have always used the driveway into the Bells property. She asked if they were still going to be able to do that. Mr. Underhill said any driveway open now will still be open at that end. There will be some trees but it will not be walled off.

ON MOTION by Trustee Kibby, seconded by Trustee Brenton, the hearing was closed at 7:51 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 Amherst Town Hall, 5583 Main Street, Williamsville, New York on Monday, June 9, 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

David Laubisch, Dept. of Public Works

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

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, the minutes of the regular meeting held May 12, 1986 and the public hearing held the same date regarding a proposed local law to amend Section 40 of the Sanitary Sewer Code, were approved.

Unanimously carried.

There were two public hearings scheduled for tonight.

ON MOTION by Mayor Kuzon, seconded by Trustee Baer, it was moved at 7:41 PM to open the public hearing regarding a proposed local law to amend Section 60.32(21) of the Traffic Code. (The hearing was closed at 7:42 PM.)

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Kibby, it was moved at 7:42 PM to open the public hearing regarding an Exceptional Development Permit for development of an office building at Main Street and Union Road. (The hearing was closed at 7:51 PM.)

Unanimously carried.

Mayor Kuzon reported that this past Saturday concluded a successful Annual Conference of Mayors meeting in Western New York. This was the first time in 16 years that they have met outside the Catskills region. He is pleased to report that it was a successful meeting. Many people from across the State were in attendance and they had nice things to say about Niagara Falls and Western New York. A number of items were discussed, including the municipal insurance problem which continues to be high on their agenda. The Governor's committee has made a number of recommendations which are similar to the 10 point reform program which the Municipal Coalition has proposed. The President of the conference for this coming year is the Mayor of the Village of Fredonia. Western New York will be well represented within the conference with the President and some members of the Executive Committee.

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ON MOTION by Mayor Kuzon, seconded by Trustee Schlifke, vouchers in the amount of \$75,007.88 covering the period from May 13, 1986 through May 27, 1986 were approved as follows:

Payroll Fund	W/E 5/16/86	\$ 5,792.40
	W/E 5/23/86	<u>5,954.44</u>
Total Payroll Fund		\$11,746.84
General Fund	Abstract #608	50,951.37
Sewer & Water Fund	Abstract #189	7,371.98
Trust & Agency Fund	Abstract #226	4,480.48
Glen Park Jt. Activities	Abstract #128	245.21
Federal Revenue Sharing	Abstract #185	<u>212.00</u>
Total Vouchers		\$75,007.88

The larger vouchers were to Niagara Mohawk Power and the New York Retirement System.

Unanimously carried.

ON MOTION by Mayor Kuzon, seconded by Trustee Baer, vouchers in the amount of \$107,762.47 covering the period from May 28, 1986 through June 9, 1986 were approved as follows:

Payroll Fund	W/E 5/30/86	\$ 9,569.49
Payroll Fund	W/E 6/6/86	<u>6,826.16</u>
Total Payroll Fund		\$ 16,395.65
General Fund	Abstract #609	42,020.20
Sewer & Water Fund	Abstract #190	33,917.18
Trust & Agency Fund	Abstract #227	4,563.28
Capital Fund	Abstract #156	4,527.40
Community Development	Abstract #97	<u>5,594.40</u>
Total Vouchers		\$107,018.11

The larger vouchers were to George & Swede Sales and to M & T Bank.

Unanimously carried.

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Mayor Kuzon said we have now moved our offices to 5565 Main Street, which is now known as the Williamsville Municipal Building and he thinks it will serve us all well if we call it this rather than the old police station or old courthouse because it is no longer used in those capacities. The upper level is occupied about 40%. It is not totally complete yet as there are some things that need to be finished up yet. Work on remainder of the building is progressing. There was a job meeting this morning where matters were discussed and we hope to have the remainder of the work done within a short time.

Mayor Kuzon said his third resolution deals with change orders for the new building.

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

RESOLVED that the following Change Orders are approved for the Williamsville Municipal Building:

VILLAGE OFFICES
AND
TRUCK BAYS

1. \$800 for Formica front and drawer for reception counter.
2. \$345 for Installation of Metal Covers on side wall louvers.
3. \$2,300 for Installation of Flex-i-wall Scotland and Indian Jute Weave in Ground Floor hallway and Conference Room.

Change Order
Approved

Unanimously carried.

Mayor Kuzon said his fourth resolution deals with a change order on the Island Park Bridge project. The bridge is now in place. We had a deadline of June 13th for completion of the project. Even though the bridge is in place it is not totally complete as there is some site work which needs to be completed on the entrance to the bridge on both this side and the park side. In addition, we will be doing some concrete work in terms of sidewalks, approaches and railings. Once the original contract was let the contractor on site determined that the retaining wall on the park side was not sufficient enough to support what had been planned. Essentially it was an old stone wall without any major foundation. This change order deals with building a new abutment on the park side on a solid foundation. The resolution says the fee is not to exceed \$8,000 and in talking with the engineer this afternoon the price has come in at \$5,100.

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

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RESOLVED that the following change order is approved for Island Park Bridge:

ISLAND PARK
BRIDGE

Change Order #1 - to Nichter Associates, Inc. revising reinforced concrete cap on the south abutment due to existing site conditions at a cost, not to exceed \$8,000.00, and as the engineer reported today the actual cost will be in the neighborhood of \$5,100.00.

Change Order #1
Approved

Unanimously carried.

Mayor Kuzon said his last resolution authorizes the Village Clerk to advertise for sealed bids for signage at our new municipal building.

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

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for signage for the Williamsville Municipal Building. Bids to be opened on July 10, 1986 at 2:30 p.m. in the Village Clerk's Office, 5565 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 tradein 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
SEALED BIDS

Signs for
Municipal Building

Unanimously carried.

Trustee Kibby reported on the status of the Wellington Court townhouse project. The project fell under the Exceptional Development provisions of our code. The owners have previously presented site plans, elevations, etc. for approval after the area was rezoned and the Exceptional Development Permit was approved. A deadline was set for approval of the building permit and the owner has been granted two extensions. The last extension was until June 30, 1986. She has now submitted some modified plans for this project. The number of units is the same. The general aspects of the units in terms of the general facade, size and look is the same except now the garages are attached instead of separate garages. The three Cayuga units are essentially the same. From Cayuga there is no difference at all. From the back the garages would be incorporated in the units. The Board is meeting later this evening with the owner to go over this particular site plan and will make a decision whether or not the modifications are sufficient so we have to send it back to the Planning Board.

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Trustee Schlifke reported that on June 1st she was privileged to attend a tour sponsored by the Historical Society of the Castle on Dream Island. The Village has designated this building and parcel of land a historical site. We have received the plaques from the manufacturer and the Mayor and she presented the plaque for the historical designation to Mrs. Davies. She believes there were about 350 people who attended the tour and the weather cooperated very nicely until the very end. Mrs. Davies was very pleased with the presentation and was a very gracious hostess. As soon as a decision is made as to where the plaque will be placed on the building she will be asking Mr. Laubisch to send someone from the D.P.W. to affix the plaque to the castle.

The garden at Main and Evans has been planted and she thanked her neighbors Ted Asmus and Sarah and Frank Mischler who helped her get the flowers in in time for Memorial Day. The Memory Garden in Garrison Park was planted last week. The Meeting House front garden will probably be done some time this week. They were holding off until the pointing work was finished on the brick. That should be finished this week.

Trustee Baer said he had to unfortunately report that our annual late spring, early summer problems with vandalism, alcohol and substance abuse in our parks are again occurring. Island, Garrison and Glen Park are involved. Before the problems get more severe we're going to take some different action this year. We have already started our full time seven day a week security at the three parks. He is scheduled to meet tomorrow with two of the Town Councilmen relative to what action we will be taking to see if we can eliminate the problem. It affects those using the parks and those living around them.

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

RESOLVED that the Mayor is hereby authorized to sign agreement with Frontier Special Services and the Town of Amherst for Security Services in Glen Park for the 1986 Summer Season.

AUTHORIZATION

Mayor to sign agreement with Frontier Special Services for Glen Park

A gentleman in the audience asked if the security was around the clock. Trustee Baer advised that the security starts in the late afternoon and goes to varying times - 2:00 a.m. to 4:00 a.m. depending on the park. If the problems get worse and extends past 3:00 a.m. or 4:00 a.m. we will take action and extend the guards. The gentleman said he was here regarding the problems in the park and would speak during public participation.

Trustee Brenton reported that the Main and Mill Street right turn lane has been installed and he thinks the area will benefit by this in terms of aesthetics because the area had been allowed to deteriorate. This was not the reason the right turn lane was installed. It was so that traffic would not back up as it previously did. People will be able to go to that light to make a right turn and not activate the signal mechanism once the new equipment is installed. This should benefit traffic flow all the way around. The monies necessary

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for this project were Consolidated Highway Improvement monies that were granted by New York State. We are using \$4,000 of this money here. There was \$3,200 to the contractor and then Village labor and materials on top of that. It may be a little over \$4,000 but he thinks it is money well spent.

Trustee Brenton said with respect to Trustee Schlifke's report she indicated that various gardens in the Village had been planted. She mentioned some of the people who performed this task and we certainly thank those people for their voluntary efforts on our behalf to keep the Village beautiful. Trustee Schlifke failed to mention the fact that the Memory Garden in Garrison Park was, he thinks, really a solo effort on Trustee Schlifke's part. He has seen her on several occasions working by herself and we thank her for her efforts.

Trustee Brenton said his first resolution deals with a Municipal Cooperation Agreement for the mutual exchange of highway equipment and personnel. This allows the Village to utilize the town's equipment and expertise in our paving program. For the last few years we have brought the town in, and we have assisted them in our paving program and have gotten a much more professional job and have not had to expend funds for sophisticated equipment that the town can afford. We sign this Municipal Cooperation Agreement and forward it to the town for their signature and it provides the legal framework required for one municipality to work with another. This is a requirement of New York State law.

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

RESOLVED that a Municipal Cooperation Agreement for mutual exchange of highway equipment pursuant to the provision of Article 5-G of the General Municipal Law be entered into on behalf of the Village by Mayor Gordon J. Kuzon with the Town of Amherst.

MUTUAL
COOPERATION
AGREEMENT
WITH TOWN OF
AMHERST

Approved

Unanimously carried.

Trustee Brenton said his next resolution deals with the continued training of our volunteer firemen. The community is protected very adequately by the volunteers and in order to provide these people with the best in education and experience there are various schools that they go to throughout the State. We have to provide the necessary legislation for them to do this and to expend the monies.

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

RESOLVED that D. A. Schueckler, Jr. and James D. Oliveri are hereby authorized to attend the New York State Fire Chiefs Convention at Kiamesha Lake, New York from June 15 - 19, 1986 and the cost, not to exceed \$450 each, to be paid by the Village of Williamsville.

AUTHORIZATION
Firemen to attend
Chief's
Convention

Unanimously carried.

Trustee Brenton said his third resolution deals with Fire Station #2 located on Sheridan Drive. This station also provides our community with protection. Station #1 is directly across the street. We provide some of the funding for Station #2. It is the Fire Department's own structure. This allows for a lease agreement, a continuation of one, for another year. The lease amount is \$450 per month.

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

RESOLVED that the Mayor is hereby authorized to sign lease agreement with Hutchinson Hose Company for premises at 5005 Sheridan Drive from June 1, 1986 to May 31, 1987.

AUTHORIZATION
Mayor to sign
lease with
Hutchinson Hose for
Station #2

Unanimously carried.

Trustee Brenton said his next resolution appoints a fireman. The firemen must be appointed by the Village Board.

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

RESOLVED that the Village of Williamsville acting as the Fire Commissioners of the Williamsville Fire Department hereby approves James Doerfler, 405 Cadman Drive, as a fireman in the Williamsville Fire Department.

APPOINTMENT
New fireman

Unanimously carried.

Trustee Brenton said his fifth resolution deals with the sale of surplus equipment of the D.P.W. The Board deemed the sale of the 1983 Bomag Asphalt Recycler to B.W.C. Corp. for \$1,652 to be inadequate. Therefore, we will not be awarding that firm this piece of equipment for that amount. We feel it is too low. In our work session we asked the attorney to draw up a legal rejection of liability with regard to the equipment to protect us in the event of any failure of the equipment that is being sold as is.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for surplus Department of Public Works equipment, and

WHEREAS the sealed bids were duly opened on May 21, 1986,

NOW, THEREFORE, BE IT RESOLVED that the equipment be sold to the following high bidders:

1. Ford F250, 4X4, V8 with plow frame to Patrick D. Morgan for \$700.00
2. 1970 International Fleetstar with Sander to E & R Williams, Inc. for \$5,100.00.
3. 1973 International Fleetstar with Dump Box to Timberland, Inc. for \$2,790.00
4. 1964 International Step Van to Robert Andrews for \$83.49
5. 1963 Pavement Striping Machine to B.W.C. Corp. for \$152.50
6. 1964 Frink One-way Plow to E & R Williams, Inc. for \$100.00
7. 1965 Frink Wing Plow to E & R Williams, Inc. for \$50.00

SALE OF
DPW SURPLUS
EQUIPMENT TO
HIGH BIDDERS

Unanimously carried.

Trustee Brenton said his next resolution deals with the hiring of two part-time laborers for the D.P.W.

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

RESOLVED that Brian Schoenle, 85 Columbia Drive, and Daniel Bryce, 62 S. Union Road, are hereby appointed Seasonal Laborers in the Department of Public Works, effective May 19, 1986 and June 12, 1986 respectively, at a rate of \$3.50 per hour.

APPOINTMENT
Seasonal
laborers in
DPW

Unanimously carried.

Trustee Brenton said his seventh resolution relates to the Clerk advertising for sealed bids for water line construction on Orchard and it also includes work on Franklin in connection with this.

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

B. W. C. Corp.

CONSTRUCTION EQUIPMENT SALES & RENTALS

944 CREEKSIDE DRIVE
TONAWANDA, N. Y. 14150

May 21, 1986

VILLAGE OF WILLIAMSVILLE
BOARD OF TRUSTEES

Gentlemen:

The B.W.C. CORP. wishes to submit the following bid for purchase of surplus D.P.W. equipment:

1. '78 FORD F-250 4 x 4 W/PLOW FRAME	\$	<u>653.00</u>	
2. '70 INTERNATIONAL FLEETSTAR 1910A W/SANDER	\$	<u>3,650.00</u>	x
3. '73 INTERNATIONAL FLEETSTAR 1910A W/DUMP BOX	\$	<u>7,762.50</u>	
4. '64 INTERNATIONAL STEP VAN	\$	<u>No Bid</u>	
5. '83 BOMAG AR-6 ASPHALT RECYCLER	\$	<u>1,652.00</u>	x
6. '63 PAVEMENT STRIPING MACHINE	\$	<u>152.50</u>	
7. '64 FRINK ONE-WAY PLOW	\$	<u>46.00</u>	x
8. '65 FRINK WING PLOW	\$	<u>16.00</u>	x

Very truly yours,

B.W.C. CORP.

C. Blake Weber
C. Blake Weber
President

NOTICE TO BIDDERS

PLEASE TAKE NOTICE that the Village of Williamsville Board of Trustees will accept sealed bids for the following surplus Village Department of Public Works equipment:

1. 1978 Ford - F-250, 4 x 4, V8 with plow frame.
- \$5100.00* 2. 1970 International - Fleetstar 1910A, 6 cyl. RD 450 with 8 cu. yd. Flash fiberglass sander and functional front plow.
3. 1973 International - Fleetstar 1910A, 6 cyl. RD 450 9 ft. Dump box.
4. 1964 International Step Van - 345 V8, 5 speed transmission.
5. 1983 Bomag - AR-6 asphalt recycler, 7½ H.P. gas engine.
6. 1963 Pavement striping machine.
- 100⁰⁰* 7. 1964 Frink one-way plow, 10 ft.
- 50⁰⁰* 8. 1965 Frink wing plow, 9 ft.

Bidders are invited to bid individually on each piece of equipment or collectively on the entire package. If a bidder submits a bid on the entire package, the amount bid for each item should be listed separately.

Bidders who wish to inspect the equipment may do so between the hours of 8:00 A.M. to 3:00 P.M. daily at the Department of Public Works garage at 40 So. Long Street. All equipment will be sold "as is."

Bids will be opened at the Village Clerk's office, 5583 Main Street, Williamsville, New York, on May 21, 1986 at 2:00 P.M. The Board of Trustees reserves the right to reject any and all bids.

Theresa L. Cummins
Village Clerk-Treasurer

*Submitted by E+K Williams Inc.
208 Paradise Lane
Tonawanda N.Y. 14150
691-8001*

1963 Pavement Striping Machine

① Robert Williams - 151.92

② B.W.C. Corp (152.50) X

1973 International Dump

① J.C. Maier 2025.-

② Timberland, Inc 2790.- X

③ B.W.C. Corp 2762.50

1970 International Sucker

① B.W.C. Corp 3450.-

② E.R. Williams 5100.- X

1978 Ford Pickup Truck

① Home Austin - \$205.-

② Patrick D. Morgan - \$700.- X

③ B.W.C. Corp - 653.-

1964 International Step Van

① Robert Andrews - \$83,49 X

② 64 - Frank Plew - 10 ft - 46.-

① B.W.C. Corp

② E. R. Williams - 100.- X

65 - Frank Wray - 9 ft

① B.W.C. Corp - 46.-

② E. R. Williams - 50.- X

RESOLVED that the Village Clerk is hereby authorized to advertise for sealed bids for Reconstruction of Waterline on Orchard Place. Bids to be opened on July 10, 1986 at 2:00 PM in the Village Clerk's Office, 5565 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 tradein 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
SEALED BIDS

Reconstruction of
Waterline on
Orchard and
Franklin

Unanimously carried.

Trustee Brenton's next resolution deals with the purchase of a new truck cab and chassis which will be converted to a dump truck. We presently have a dump body in our inventory at the D.P.W. This will provide us with a new vehicle and is in our budget for our fiscal year beginning June 1, 1986.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for one (1) new 1986 Single Axle Diesel Truck, Chassis and Cab only for the Department of Public Works, and

AWARD CONTRACT

1986 Single
Axle Diesel
Truck

WHEREAS Maier-Schule submitted the low bid meeting specifications,

NOW, THEREFORE, BE IT RESOLVED that the contract for the 1986 Single Axle Truck, Chassis and Cab only, be awarded to Maier-Schule for their low bid of \$24,625.00.

Unanimously carried.

Trustee Brenton said his ninth resolution deals with the reconstruction of our sidewalks through-out the community and the awarding of the bid for this project. The low bidder has done previous work in the Village under another name, which they still utilize but in this instance they are going under the name of G&F Concrete. Previously it was Columbia Concrete. They did sidewalks approximately 4 years ago on Glen Avenue between Cayuga and Mill. Approximately 1/2 of that work was done by this firm. Their work was excellent and they have submitted the low bid for this project.

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The Village will be paying one-half of the cost for any concrete work that has to be done in front of any private property. Also, through the establishment of the competitive bidding process we are going to get this work done at \$2.03 per square foot if 4" thick. If it is 6" thick it would be \$2.59 per square foot. These are extremely low prices. There is no question that the homeowner could never hope to obtain these low prices through having a contractor come in normally and do a single entity, or a business owner either. We feel we are assisting the property owners of this community in a project that might be somewhat expensive to those of the senior citizen capacity, or perhaps for other reasons people who cannot afford this type of work, so that as a Board and being responsible for the use of taxpayer money we feel we are doing the correct thing here. We are doing this a little differently than other communities in that we are assisting in the cost.

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

WHEREAS the Village of Williamsville has advertised for sealed bids for Sidewalk Repair - 1986, and

AWARD CONTRACT

Sidewalk Repair
for 1986

WHEREAS G & F Concrete Construction submitted the low bid meeting specifications,

NOW, THEREFORE, BE IT RESOLVED that the contract for the Sidewalk Repair - 1986 be awarded to G&F Concrete Construction for their low bid of \$85,120.00.

Unanimously carried.

Trustee Brenton said his last resolution deals with the addition of some verbage into our Sanitary Sewer Code. These additions pertain to the discharge of hazardous materials into our sanitary sewers and were required by the D.E.C. to be adopted.

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

RESOLVED that Local law #4 - 1986, Amend Section 40 of the Sanitary Sewer Code, which was the subject of a public hearing on May 12, 1986 is hereby adopted.

LOCAL LAW
#4-1986

Adopted

Unanimously carried.

Amend Section 40 of
Sanitary Code

Superintendent of Public Works David Laubisch had no report.

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

Unanimously carried.

OPENING OF BIDS - VILLAGE CLERKS OFFICE
 PROJECT SIDEWALK REPAIR - 1986

DATE: Tuesday, June 3, 1986 2:30 P.M.

CONTRACTOR	PROPOSAL BID AMOUNT	CERTIFIED CHECK OR BID BOND PROVIDED
① J & F Concrete Const.	85,120.-	Bid Bond
② Sunshine General Const.	96,500.-	"
③ J. Miller	136,700.-	Check
④ Campobello Const. Co.	118,800.-	Bid Bond
⑤ E & R General Const. Co.	89,850.-	" "
⑥ Traverso Associates	118,140.-	" "
⑦ Christopher Construction	136,000.-	" "
⑧ Toro Construction	112,550.-	" "

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in Amherst Town Hall, 5583 Main Street, Williamsville, New York on Monday, June 9, 1986 at 7:40 PM

Mr. Steven Taraborelli, 30 Mill Street, said he was here to speak for himself and Dale Jarlinski of 26 Mill Street. Their property includes the top and bottom of Glen Falls. There are people taking the liberty of going swimming at the top of the falls, diving over the falls and swimming at the bottom of the falls. We have found people sitting on our retaining wall or standing on our property to get a better view of the falls. They swim across come out on the embankment and cut across our property. The main issue he is addressing is the increased homeowner's insurance in the face of the "Let's sue everybody syndrome." Their property line includes the falls and goes he thinks to the near embankment of Glen Park. If Glen Falls is designated as the official town swimming hole he would recommend a full time lifeguard. But that's not the answer. The point of egress of the trespass is on the Glen Park side and not on their property, because of the convenience and limited risk of being apprehended by the police. He proposed two solutions to the problem. One would be to erect aesthetic looking signs that state no trespassing, private property (which it is) at certain vantage points visible to all park goers at the edge of the falls. Two would be to impose fines on those who breach the rules. He quoted from the "Pennysaver" of May 14th which stated that if people are infringing on someone's property then the Town will take action. This is a quote from Amherst Supervisor Sharpe.

Mayor Kuzon asked Trustee Baer to respond as he is the liaison to the Glen Park Joint Board.

Trustee Baer said this problem affects many people in the area. Our park guards lose their ability to do anything once someone leaves the park property. Once they are on private property it is a police matter. Also in the last few years it has become apparent to them that very little happens to them when they are caught. What we are trying to do is have a joint effort between our guards and the police and if someone is apprehended then something will happen to them. That is why he is meeting tomorrow with the two Town Councilmen so there will be a joint Village-Town effort and make sure that we get cooperation from the police, the District Attorney's office and the judges. He thinks once a few people are apprehended and they realize something is going to happen to them this may go a long way toward solving our problems.

Mr. Taraborelli said their problems are more in the daytime than at night. There are no guards there then.

Trustee Baer said at the last Glen Park meeting this was discussed. A number of people have seen this problem. We are going to address this this week. We may to have people there during the day on Saturday and Sunday, not only for that problem but for some other things as well.

Mr. Jarlinski asked if signs couldn't be put up. Trustee Baer said this would be discussed tonight in the Board's work session after this meeting. Perhaps we can do something about this in the next week or so.

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Trustee Baer asked the gentlemen to give him his name and telephone number and he would call him and let him know what was going to be done.

Trustee Brenton said if the gentlemen have a concern, or if they have trespassing, or if they have any number of similarly related problems where there is no guard in the park we do have the Amherst Police that are available 24 hours a day. If they feel there is a violation of the law he suggested that they call the police. He asked if they had called the police and had any results.

Mr. Taraborelli said they called them and had no results. They said they would come in a half hour.

Trustee Brenton said then, as a Village Trustee, that type of lack of reaction on the part of the police department should be brought to the Mayor's attention so the Mayor can question the Chief of Police why we have this type of delay and we can get to the bottom of this. Because, quite frankly, that's why we're not getting any place. He could not support hiring guards on an around the clock basis to watch these parks while the police are driving around in their automobiles determining what level the air conditioning is set at. He thinks this is what we have to do.

Mr. Taraborelli said he could not be in his backyard 24 hours a day and there are kids back there when we are not there. How can you call the police then. Trustee Brenton said it is incumbent upon the homeowner when they see trespassers to call the police.

Mayor Kuzon said he thinks Mr. Taraborelli was referring more to being susceptible to a potential lawsuit if anyone is hurt on his property, especially if he isn't there and they come on his property. Perhaps we can post some type of sign that says something like no trespassing, no swimming beyond this point. Some might say these signs might not be up more than 24 hours but at least it's an effort to put people on notice.

Mr. Jarlinski said he has been told that if signs are posted it relieves their liability because they can't be there 24 hours a day. He thinks the signs would really help out.

Mayor Kuzon said this would not only protect the property owners but also the kids that could possibly get hurt. A sign would become an attractive nuisance to vandals but at least it would be an effort on our part to at least warn people who follow directions and to deal with the other people in some other way.

Trustee Baer thanked the gentlemen for bringing this to our attention.

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The gentlemen asked how long it would take to post the signs. Trustee Baer advised that the park is a joint Village-Town matter. The Town people have to be consulted on this also to make sure there is no problem in doing this. He doesn't think a local law would be required.

Mr. Jarlinski said it isn't too bad yet but the kids will soon be getting out of school. There was a question as to whether the level of the water could be lowered so they couldn't swim but then you have a problem with stagnant water.

Trustee Kibby said the work session is open to the public so the gentleman are welcome to attend it if they wish.

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

Unanimously carried.

Mayor Kuzon advised that while the new offices are 40% complete the meeting area is not done yet. For the next three meetings we will meeting here in Town Hall. The pre-meeting work session will be held in the Town Councilmen's Conference Room at 6:30 p.m. The regular meeting will be held here at 7:30 p.m. and then the work session after this meeting will be held in the new Village Municipal Building in the conference room over there. The reason for going back to our new building is that all of our paperwork is over there now. We only bring our agendas over here. There will be a meeting the end of June and then we will go on our summer schedule with only one meeting in July and one in August on the 4th Monday of those months.

ON MOTION by Mayor Kuzon, seconded by Trustee Brenton, the meeting was adjourned at 8:35 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer