

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:40 P.M.

Roll Call	Present	Lawrence R. Brenton, Mayor
		Robert V. Bindert
		Michael W. Kibby Trustees
		Carolyn M. Schlifke
		Richard P. Sweeney
		Theresa L. Cummins, Village Clerk
		David Laubisch, Supt. of Public Works
	Absent	Thomas V. Troy, Village Attorney

The Clerk read the notice of public hearing which was being held for the purpose of hearing all persons interested in discussing a proposed local law which would increase the annual income limit of Senior Citizens and still entitle them to be eligible for a Senior Citizen exemption.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the public hearing was opened at 7:40 P.M.

Unanimously carried.

Trustee Sweeney stated that a Senior Citizen exemption has been granted by the Village since 1973. It is also carried on Town, County and School taxes. The present exemption limits were passed in 1984, so this is the first increase in these limits since that time. The Town of Amherst and Williamsville School District have already passed the same scale as the Village is now considering. There are approximately 90 parcels in the Village which were subject to the Senior Citizen exemption during the 1986-87 fiscal year. The amount of assessed valuation which was subject to this exemption in the past year was 1.12% of the total tax valuation of the Village.

Harmon Whipple, 51 Garden Parkway, asked what the old limit was and what the new limit would be.

Trustee Sweeney stated it is a graduated scale going from a 50% tax exemption with an income of \$0 to \$12,025 to a 20% exemption at a maximum income of \$15,025. He stated the income includes social security, pensions, retirement benefits, investment dividends, bank interest, wages, 1/2 of any rental income, veterans disability benefits and other miscellaneous income. He stated by this local law we are only changing the ranges.

Mr. Whipple stated he thought Social Security income should be excluded from the total income. Trustee Sweeney stated he did not think we had the option of changing what is included in the composition of the total income.

124

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:40 P.M.

Trustee Kibby stated that presently for every person retired, there are 17 working people in this country. By the year 2004, there will be 3 working people for every retired person. The day will come when this Village Board or any other elected Board will not be able to support this type of measure. The time is coming when we will be in trouble with this type of issue.

ON MOTION by Trustee Sweeney, seconded by Trustee Kibby, the public hearing was closed at 7:48 P.M.

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 Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:35 P.M.

Roll Call	Present	Lawrence R. Brenton, Mayor
		Robert V. Bindert
		Michael W. Kibby Trustees
		Carolyn M. Schlifke
		Richard P. Sweeney
		Theresa L. Cummins, Village Clerk
		David Laubisch, Supt. of Public Works
	Absent	Thomas V. Troy, Village Attorney

Mayor Brenton opened the meeting with the Pledge of Allegiance at 7:35 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, the minutes of the regular meeting held November 9, 1987 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the minutes of the public hearing regarding the proposed local law for the purpose of amending Section 60.80 of the Traffic Code to delete Wehrle Drive as a truck route, held November 9, 1987, were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the minutes of the public hearing regarding a proposed local law to add Section 24.03 to the Landscape Code, held November 9, 1987, were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved at 7:40 P.M. to open a public hearing being held for the purpose of hearing all persons interested in discussing a proposed local law which would increase the annual income limit of Senior Citizens and still entitle them to be eligible for a Senior Citizen exemption. (The hearing was closed at 7:48 P.M.)

Unanimously carried.

Mayor Brenton complimented the Department of Public Works on their leaf pickup this season. They did a very good job in picking up the leaves. A drive around the City of Buffalo and the Town of Amherst indicates a large quantity of leaves still on the ground, while the Village's have all been picked up.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:35 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, vouchers in the amount of \$70,762.97 covering November 9, 1987 thru November 23, 1987 were approved:

payroll fund w/e 11/13/87		\$15,048.85
	* subtotal *	15,048.85
General Fund	# 644	18,348.42
Sewer & Water Fund	# 224	30,678.77
Trust & Agency Fund	# 261	4,026.60
Glen Park Jt. Activities	# 161	88.33
Capital Fund	# 189	2,572.00
	* Grand Total *	<u>\$70,762.97</u>

Large vouchers were for Roy's Fire Apparatus, Erie County Water Authority and Mordaunt Painting Co.

Unanimously carried.

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

RESOLVED that the following budget transfer is hereby approved:

<u>From</u>	<u>To</u>
1.5110.4271	1.8560.416
Blacktop-Resurfacing	Leaf Pickup-Repairs
\$4,985.00	\$4,985.00

Unanimously carried.

Trustee Bindert stated his first resolution deals with deleting Wehrle Drive as a truck route. At the last Board meeting there was a public hearing on this proposed law. It will take effect when the signs are put up. These signs are not a stock sign but will have to be ordered so there will be a slight delay in implementing it until the signs are up.

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

RESOLVED that Local Law #6-1987 Amending Section 60.80 of the Traffic Code, deleting Wehrle Drive as a truck route, which was the subject of a public hearing on November 9, 1987, is hereby adopted.

Unanimously carried.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held December 14, 1987 at 7:30 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 60.80 of the Traffic Code by adding that portion of Aero Drive located in the Village of Williamsville as a truck route.

Unanimously carried.

ON MOTION by Trustee Bindert, seconded by Trustee Sweeney, the following resolution was adopted:

RESOLVED that the Village Clerk publish notice of public hearing to be held December 14, 1987 at 7:35 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend the Traffic Code by adding Section 60.80(B) which section would impose penalties for violations of Section 60.80(A) regarding Truck Routes.

Unanimously carried.

Trustee Kibby reported that at the next meeting he will be calling for a public hearing on the Sign Code, which is about a 25 page revision to the code.

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

RESOLVED that Local Law #7-1987 Adding Section 24.03 to the Landscape Code, which was the subject of a public hearing on November 9, 1987, is hereby adopted.

Trustee Kibby stated that under this local law, the sum of all building permits granted in one year will be totaled. If they exceed \$50,000, they will now come under the Landscape Law.

Unanimously carried.

Trustee Schlifke stated that the fall tree planting started this week and should probably be finished next week. Fourteen new trees will be planted in various places throughout the Village where trees have been removed. We have not yet been able to put new trees in where there had never been any in the past. The budget cannot handle new trees right now but it is hoped in the future some new trees can be planted.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:35 P.M.

Regarding the Meeting House, Trustee Schlifke stated the work is progressing. The interior painting has been completed. The carpentry work is about 90% finished. The parking lot has been cleaned up some. The paving will have to wait till spring. However, the chain link fence was removed and a nice split rail fence installed and some trees planted. Around December 1st, work should be started on the pews and then the floors will be refinished and carpeting installed.

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

RESOLVED that the Mayor execute, on behalf of the Village, contract with the Town of Amherst and Hutchinson Hose Company for fire protection for 1988 in the following districts:

Autumn Harvest	-	District	#1
Lamm Post	-	"	#2
Lehn Springs	-	"	#3
Mill Street	-	"	#4
Park Club Lane	-	"	#15
Williamsville	-	"	#16

Unanimously carried.

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

RESOLVED that Mayor Brenton is hereby authorized to sign, on behalf of the Village, the 1987 Stop-DWI Contracts with the County of Erie.

Unanimously carried.

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

WHEREAS, Jerome A. Nirschel, served as chairman of the Williamsville Senior Citizens Committee from the time of its inception until his death in 1986, and

WHEREAS, during his tenure, Senior Citizen housing was built, the Evergreen Program was initiated, Senior tax exemptions were approved, the Sunday program at the Senior Center was begun and numerous other recommendations were acted upon for the benefit of Village Senior Citizens, and

WHEREAS, it was Mr. Nirschel's leadership that aided in bringing to fruition the awareness of the needs of area Senior Citizens,

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NOW THEREFORE BE IT RESOLVED that the Activity Room in the Williamsville Village Hall be dedicated to his memory and in recognition of the years of service he devoted to all Williamsville Senior Citizens.

Unanimously carried.

Superintendent of Public Works Laubisch reminded all private snow plowers who operate within the Village that they must obtain a snow plowing permit to operate within the Village. He also reported that leaf pickup is 85% complete within the Village. Weather permitting leaf pickup will continue until the first week in December. Also Christmas decorations will be put up on Main Street this week.

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

Unanimously carried.

Eleanor Choops, 1598 Wehrle Drive, asked if there was a tentative date for the erection of the signs on Wehrle Drive. Trustee Bindert stated it would be around the first of January.

Harmon Whipple, 51 Garden Parkway, stated he went to the Budget meeting for the Town of Amherst. He stated that Town and Village property owners have been separated. If you live in the Town, your tax rate will be \$2.96 per thousand of assessed valuation, while if you live in the Village, your rate is \$5.62 per thousand. He felt the Village people do not get the services from the Town that the Town taxpayers get and yet the Village rate is nearly twice the town rate. Mayor Brenton stated the Village residents don't pay the Town highway rates. The Clerk explained the discrepancy in the General Fund is due to the fact that the Village receives their own sales tax. Around 1977, the Village opted to receive the sales tax so we could reduce the Village rate. When the Town receives their sales tax, they first deposit it into their Part-Town fund and also apply it against the Town portion of their general fund budget. This makes their general tax rate lower. However, the Clerk said she will investigate the matter further with the Town Comptroller and report back to the Village Board.

Ginny Vogel, 106 Milton Street, read a letter from the Environmental Advisory Council requesting the Exceptional Development Permit granted to the Little White House be revoked because the owners have refused to comply with the Landscaping plan approved by the Environmental Advisory Council even after a sixty day extension. The Mayor questioned the Building Inspector as to whether they had complied with the Landscape requirements. The Building Inspector stated it had not been completely finished because of

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 23, 1987 at 7:35 P.M.

the time of the year and he did not know if they would finish it now or in the spring. The top layer of the asphalt was stripped off and some trees were planted.

Ms. Vogel questioned whether this work would be done in the spring. Nothing has been trimmed. They have not followed the landscape plan. Mayor Brenton stated the gentleman was informed at one of the meetings exactly what he was to do and that he was to work with Trustee Sweeney and the Building Inspector to get the problem resolved. Trustee Sweeney stated there had been a communication problem inasmuch as two sets of landscape drawings had been submitted for the project, neither of which had been approved by the Environmental Committee as being a satisfactory landscape plan. As far as he knows, no third attempt was made to submit a third plan. They are still trying to negotiate full implementation of what the Environmental Committee requested. Ms. Vogel stated a landscape plan had been approved by the Environmental Committee with the exception that the height of some of the evergreens should be higher so the headlights would not shine in the people's houses. They have not cleaned out the areas that were to be trimmed and did not follow the plan when planting along Highland Drive. Mayor Brenton requested the Building Inspector as soon as possible find out what has been done in compliance with the original plan and what has not been done and why it has not been done. The Building Inspector is to inform the owner he is to follow the wording of the Board resolution regarding this problem and he is to complete the work now or a resolution will be put on the next agenda to have the property revert back to the previous status.

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

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the meeting was adjourned at 8:37 P.M.

Unanimously carried.

Theresa L. Cummins  
Village Clerk-Treasurer