

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, February 8, 1988 at 7:38 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

Thomas V. Troy, Village Attorney

David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held to discuss the proposed use of approximately \$37,000 of 1988-89 Community Development Funds.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, it was moved to open the public hearing at 7:38 P.M.

Unanimously carried.

Trustee Bindert stated these are federal funds which the Village receives through the Town of Amherst. This upcoming 1988-89 year the Village expects to receive around \$37,000. Each year approximately \$8,000 is designated for housing rehabilitation in the target area. The requirements are a level of income necessary to meet the standards of the program and a need in their housing such as a new roof, furnace or windows. The balance of the funds are usually used for improvements in the target area such as water lines, street improvements and sidewalks. Last year these funds were used for reconstruction of the Orchard/Franklin area.

No one from the audience proposed any additional uses of these funds.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the public hearing was closed at 7:41 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk-Treasurer

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, February 8, 1988 at 7:42 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

Thomas V. Troy, Village Attorney

David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held for the purpose of hearing all persons interested in discussing proposed amendments to Section 25.00 of the Village Code - Parks and Public Areas.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the public hearing was opened at 7:42 P.M.

Unanimously carried.

Trustee Schlifke stated the Village has been in the process, during the past several years, of redoing its codes. The Parks and Public Areas section was examined to see if it needed any revisions to come up to today's standards and use.

Several changes have been made to the typed copy which were available after the notice of public hearing.

1). Section 25.02 - Hours of public use - Sub (h) - has been changed to: "The Village Board may by resolution extend or restrict the hours of use to accommodate the legitimate needs of any special event or program.

2). Section 25.08 - Alcoholic Beverages - Sub (a) - The wording for this revised section has not been finalized but it will be rewritten to include the carrying of open containers as well as prohibiting the consumption of alcoholic beverages in the parks.

3). Section 25.12 - This section is proposed to be added - "A Parks and Playground committee, to be appointed by the Village Trustees, shall be charged with the preparation of regulations governing the conduct and use of all Village parks and playgrounds. All such regulations shall be effective only upon approval by resolution of the Village Trustees." Trustee Schlifke stated that presently the Village has a Parks and Playground committee. This group would be responsible for suggestions for regulations that are not covered in the code but are pertinent to the use of the parks. These regulations will be stated on the actual

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park permit and they must be adhered to or enforcement will be taken against the group.

4). Section 25.04 - Swimming and Wading Pools -

a.) Yearly opening and closing dates for swimming and wading pools operated by the Village shall be set yearly by the resolution of the Village Board.

b.) Swimming pools operated by the Village shall be closed daily from 7:00 P.M. to 11:00 A.M. of the following day during which hours any use by the public is prohibited.

This will allow the Village to set a definite date for opening and a definite date for closing. This will be discussed by the Parks Committee and passed by a resolution of the Village Board. This will also allow the Department of Public Works to schedule their work and will advise the public of same, thereby relieving the office staff of many phone calls regarding the opening and closing of the pools.

Rita Andrews, 128 South Union Road, questioned why the pools would be closing at 7:00 P.M. Trustee Schlifke stated that early in the year and later in the summer months as it starts to get dark earlier, it is not feasible to keep the pools open until 8:00 P.M. It was felt that 7:00 was a better time for the children to leave the park and is more in keeping with what other areas are doing with their pools. The Village pools are geared to 10 year olds and under, the younger children, which is one reason for the earlier hours.

Trustee Bindert stated, he, too, does not feel comfortable with the provision — closing at 7:00 P.M. On many occasions, on a hot summer night, up to 7:30 or 8:00, there are many children who want to swim. He wondered if there could be an exception to the rule on a hot summer night. Trustee Schlifke stated this is rather difficult because of the problem of scheduling hours, rainy days, etc. The pool attendants want to know how many hours they will be scheduled for. At the end of June or the end of August, we could be paying the pool guards for sitting at the pools with no one to watch. She stated, however, that she will take the matter under advisement.

Trustee Kibby stated one of the life guards has told him that it is a rare night that there would be more than one or two children in the pool between 7:00 and 8:00 P.M. A larger group would be the exception rather than the rule.

Attorney Troy recommended that possibly the opening and closing of the pools be made subject to a periodic resolution of the Village Board rather than have it a part of the code. Trustee Schlifke stated this will be taken under advisement.

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ON MOTION by Trustee Schlifke, seconded by Trustee Kibby, the public hearing was closed at 7:52 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, February 8, 1988 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

Thomas V. Troy, Village Attorney

David Laubisch, Supt. of Public Works

Mayor Brenton called the meeting to order 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 January 25, 1988 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the minutes of a public hearing on a proposed local law to Amend Section 1.01 thru 1.12 of the Sign Code, held January 25, 1988 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the minutes of a public hearing on a proposed local law to Add Section 60.40(26)(E) to the Traffic Code, providing for a stop sign on Pine Acres at Oakgrove, held January 25, 1988 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the minutes of a public hearing on a proposed local law to Add Section 60.40(26)(F) to the Traffic Code, providing for a stop sign on South Ellicott at Oakgrove, held January 25, 1988 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, it was moved at 7:38 P.M. to hold a public hearing on the proposed use of 1988-89 Community Development funds. (The public hearing was closed at 7:41 P.M.)

Unanimously carried.

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, February 8, 1988 at 7:35 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, it was moved at 7:42 P.M. to hold a public hearing on a proposed amendment to Section 25.00 - the Parks and Public Areas Code. (The public hearing was closed at 7:52 P.M.)

Unanimously carried.

Mayor Brenton reported the following items:

(1) An article recently appeared in the Buffalo News which discussed the opinion of the new County attorney regarding the curb cut permit on Evans Street for the Centerpointe development. This is of on-going concern to all Village residents especially those who live in that particular area. The new County attorney has indicated that a new curb cut would most likely be issued barring any new information that could be supplied. Mayor Brenton stated that the Village does have an "official" Village map which has been adopted for a few years now. For the Village to change this map by the intrusion of a new street requires a public hearing. Therefore if the curb cut is reissued for the purpose of constructing a street and one was constructed, the Village would have to hold a public hearing to change the map. This would allow the residents to come out and discuss the situation. This could possibly be one reason for the County denying this permit. Also the Village has legislation which requires that the Village Board approve any street before it is constructed within the Village of Williamsville. Even though this permit would be for the purpose of cutting the curb on a County street in the County right of way, the property is located within the confines of the Village of Williamsville and for any street or driveway to be constructed, it would have to be approved by the Village Board. This is additional information that the County Department of Public Works Superintendent should take into consideration before renewing the curb cut permit at that location. Also when the original curb cut was issued many years ago it was for a limited amount of traffic. Now, with all the commercial development in the area, all the streets in that area have become overburdened with rush hour traffic. The Village Board takes strong exception to the present traffic and will continue to take exception to the increased traffic that a street of this nature would add to the already overburdened Village streets. Unfortunately recent traffic studies do not indicate there is an unmanageable amount of traffic in the area currently, nor in the future from this development if the proposed curb cut and street be constructed. However only by driving on Evans at 8:00 A.M. or 5:00 P.M. can one see the large amount of traffic on this street. In this regard, the Village Board will continue to resist any effort on the part of the developer to change the way of life of the people we were elected to serve.

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(2) On February 22, 1988, the Village Board and Town Board will be holding a joint meeting at the Town Hall.

(3) Mayor Brenton has communicated with the gentleman from the Department of Labor who has jurisdiction over the pavilion in Island Park. Many of the problems which were found in the pavilion last year have been corrected and the Department of Labor has agreed to permit the Village to use the old pavilion for another season until the new pavilion is constructed.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, vouchers in the amount of \$69,277.43 covering January 26, 1988 thru February 8, 1988 were approved:

payroll fund w/e 02/03/88		\$13,951.70
General Fund	# 649	38,622.63
Sewer & Water Fund	# 229	6,647.97
Trust & Agency Fund	# 266	3,749.04
Glen Park Jt. Activities	# 166	100.00
Capital Fund	# 192	6,206.09
	* Grand Total *	\$69,277.43

Large vouchers were for Niagara Mohawk, J & I Disposal and URS Company.

Unanimously carried.

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

RESOLVED that members of the Williamsville Fire Department are hereby authorized to attend the following training schools:

Christopher Petrie and Richard Maddigan to attend the Training Officer Workshop at Montour Falls, New York on February 13 and 14, 1988 and the expenses, not to exceed \$125.00 each, to be paid by the Village of Williamsville.

James Zymanek, Kent Swarts and Michael Moritz to attend the New York State Weekend Seminar in Emmittsburg, Maryland from February 26-28, 1988 and the cost, not to exceed \$100.00 each, to be paid by the Village of Williamsville.

Unanimously carried.

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Trustee Bindert reported that the Williamsville Youth and Recreation Board is having their annual Winterfest on Sunday, February 14th. Everyone is cordially invited to come out and participate. Many events are planned including the hay wagon and other winter events along with serving hot chocolate.

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

RESOLVED that Local Law #3-1988, adding Section 60.40(26)(E) to the Village Traffic Code which provides for a stop sign at Pine Acres and Oakgrove, and was the subject of a public hearing on January 25, 1988 is hereby adopted.

Unanimously carried.

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

RESOLVED that Local Law #4-1988, adding Section 60.40(26)(F) to the Village Traffic Code which provides for a stop sign at South Ellicott and Oakgrove, and was the subject of a public hearing on January 25, 1988 is hereby adopted.

Unanimously carried.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on March 14, 1988 in the Village Hall for the purpose of hearing all persons interested in discussing a proposed local law which would add Section 60.40(5)(C) to the Traffic Code and would provide for a stop sign on Los Robles at California.

Unanimously carried.

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

RESOLVED that James Moslow, representing the Amherst Police Department, is hereby appointed to the Traffic and Safety Committee until the end of the 1987-88 official Village year.

Unanimously carried.

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Trustee Kibby reported that he and the Building Department Administrator, Judy Ames, had breakfast with the Williamsville Businessmen's Association last Thursday regarding the sign code.

Trustee Schlifke reported the Historic Preservation Committee meeting scheduled on February 15th has been cancelled. They will probably meet in March.

Trustee Sweeney had no report and no resolutions.

Superintendent of Public Works Laubisch had no report.

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

Unanimously carried.

Rita Andrews, 128 South Union, questioned what business was taking over the area where Corti's Candy had been. Trustee Kibby stated it was going to be "Sweet Jenny's". He said the Building Inspector has mentioned what it was going to be but was not here at tonight's meeting.

Mrs. Sheldon Lattin, 64 South Cayuga, spoke in opposition to the addition being proposed to the Youth Center. She is the adjoining property owner most affected by this large addition and she feels it will lower the value of her property and block the park like setting she bought the property for. It will bring the children upstairs and add to the noise that is presently there. Mrs. Lattin also objected to what she considered luxury offices with little place for the children. She stated she is also speaking for her neighbor, Mr. David Becker, who is also opposed to this project.

Trustee Kibby stated that Attorney Troy has investigated this matter and advised us this particular function is a proprietary function which means it is not directly a government building. This means it does come under the purview of the Village and State codes. Therefore the plans should be submitted by the Town to the Village Building Department for approval by the Planning Board and possibly the Environmental Council. The Planning Board meets the first Monday of each month. You can contact the Building Department to see if it is on your agenda. You can make comments and your concerns will be taken under advisement. Trustee Kibby stated he is sending a letter to the Town requesting their cooperation. It is not like the Town to ride rough shod over the Village.

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

Unanimously carried.

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ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved to adjourn the meeting at 8:20 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk-Treasurer