

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 28, 1988 at 7:31 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 on a proposed local law which would add Section 60.32(11) to the Traffic Code and eliminate parking on the south side of Garden Parkway between South Long Street and the Village line.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the public hearing was opened at 7:31 P.M.

Unanimously carried.

Trustee Bindert read a letter from John J. Zeder of 28 Garden Parkway which stated that there is no longer a need for the removal of the parking since the company causing the problem has moved.

Harmon Whipple, 57 Garden Parkway, stated he is in direct opposition to Mr. Zeder's opinion. He does not believe that the Village Board can decide its streets policy on the basis of the tenants of a certain building. He feels the area is a dangerous one when the cars are parked there and someone may go around the corner this year and slide into those cars. For anyone to say the problem no longer exists because a tenant whose employees parked their cars there moved out is ridiculous. As long as anyone parks there, the situation is dangerous.

Mrs. Balk, 31 Garden Parkway, stated she would be the one most affected by the change because with all the cars parked there she could not see coming out of her driveway. She wondered how far down the street the Board intended to eliminate parking. Trustee Bindert stated that Traffic and Safety originally recommended moving the parking back thirty feet on each side of the street, back from the South Long intersection. If there are eight or ten cars parked there that would then be a worse situation than you now have because that would put the cars around the curve. The Traffic and Safety's final recommendation was then to remove parking on the south side from South Long to the village line. Mrs. Balk suggested the "no parking" be put into abeyance and perhaps limited parking times, lower speed limits, or a sign designating a curve might be more effective at this time.

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 28, 1988 at 7:31 P.M.

Louise Zeder, 28 Garden Parkway, agrees with her husband's letter. This problem never existed before six months' ago. They have lived there for 35 years and there has never been a problem until this company moved in. The company has moved out so why upset the whole street and restrict it for company coming to the residents.

Mary Lindow, 22 Garden Parkway, stated that the parking problem which exists on Garden Parkway exists on Eagle Street, on Belmont and on every small street in the Village when people park on the streets and they seem to survive. She can't see parking restricted and would like to see it left just the way it is now.

Mayor Brenton stated as he heard the comments, there are three speakers who are opposed to this legislation to remove the parking and one person in favor of removing it.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the public hearing was closed at 7:45 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, November 28, 1988 at 7:46 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 on a proposed local law which would add Section 60.32(1B) to the Traffic Code and which would eliminate parking on the alley located north of Eagle Street and runs between North Ellicott and Orchard Place.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the public hearing was opened at 7:46 P.M.

Unanimously carried.

Trustee Bindert stated the request for this proposed local law was initiated by a resident of Eagle Street who has a garage, along with other residents of Eagle and Franklin Streets on this alley. When people park in the alley, it is impossible for these residents to use their garages or get through this area.

Mayor Brenton stated that with cars parking along this alley it is also impossible for emergency vehicles to get through should the need arise.

No one from the audience spoke for or against this proposed local law.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the public hearing was closed at 7:48 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, November 28, 1988 at 7:49 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 on a proposed local law which would add Section 60.32(26B) to the Traffic Code and which would eliminate parking on the north side of Park Drive between South Ellicott Street and Garrison Road.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved to open the public hearing at 7:49 P.M.

Unanimously carried.

Trustee Bindert read a memo from the village office containing a request from Fred Avery, Garrison Road, regarding cars parked on Park Drive by people who are using the pool and playground. The area is so congested that a fire truck would not be able to get through. A car can hardly maneuver between the cars. Trustee Bindert stated that he referred this memo to the Traffic and Safety Committee and they recommend a public hearing be held. Trustee Bindert then read a letter from Mary Anne Avery, Garrison Road, in opposition to removing the parking. (A copy of this letter is attached.)

Mary Lowther, 122 Chalmers Street, stated there are no parking facilities at Garrison Park at all. If the parking is eliminated on the north side of the park, there will be no place to park because the south side is always muddy.

Fred Avery, Garrison Road, stated it is true the south side is always muddy, from springs probably. He wonders if an engineer can tell us what causes the water to stand there. Perhaps the parking should be eliminated on the south side and kept on the north side.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the public hearing was closed at 7:55 P.M.

Theresa L. Cummins  
Village Clerk-Treasurer

RECEIVED  
VILLAGE OF WILLIAMSVILLE

1988 NOV 25 PM 4:03

64 GARRISON ROAD TERRY  
WILLIAMSVILLE, N.Y. 14221  
NOV. 29, 1988

Dear MAYOR BRENTON & MEMBERS OF THE VILLAGE BOARD:

I WOULD LIKE TO EXPRESS MY BEWILDERMENT OVER THE IDEA OF ELIMINATING PARKING ON THE NORTHSIDE OF PARK DR. BETWEEN GARRISON & S. ELLICOTT ST.'s. YOU MUST REALIZE THAT THE SOUTH SIDE OF THE STREET IS VERY SOFT & FREQUENTLY SOGGY IN WET WEATHER. SHOULD YOU IMPLEMENT THIS CHANGE, IT WOULD NOT BE LONG BEFORE THERE WOULD BE COMPLAINTS ABOUT THE DEEP MUDDY RUTS & THE PARKING AREA WOULD HAVE TO BE PAVED, TO BE USEABLE. PAVING OVER EVEN A SMALL PORTION OF A PARK IS A SORE SPOT FOR THOSE OF US WITH LONG MEMORIES. PAVING WOULD HAVE TO DIRECT COLLECTING WATER SOMEWHERE EITHER CREATING MORE MUCK IN GARRISON PK. IN SPRING & WET WEATHER OR ONTO THE STREET - UNLESS YOU PUT IN A DRAIN. THERE ARE SOME PROBLEMS WITH DRAINS IN THAT VERY AREA AT PRESENT.

HAVING SOUTH SIDE PARKING ONLY, COULD BE SAID TO CREATE A PROBLEM WITH CHILDREN CHASING BALLS, DOGS OR EACH OTHER OUT OF THE PARK AND EMERGING FROM BETWEEN PARKED CARS ONTO THE STREET.

USUALLY NO MORE THAN 2 CARS ARE PARKED THERE IN THE DAY TIME, EXCEPT IN SUMMER. AT THOSE TIMES THERE CAN BE A CONSIDERABLE NUMBER OF VEHICLES IN THE PARK AREA & I SHOULD THINK IT BETTER THAT PEOPLE PARK THEIR CARS ON A STREET BLOCK WITH NO HOUSES THAN ON ANY OF THE OTHER NEARBY STREETS.

I WOULD LIKE TO ADD AN UNRELATED COMMENT - THE MAINST. OUT-DOOR LIGHTING IS DELIGHTFUL (NO PUN INTENDED) AND MAKES ONE PROUD TO LIVE IN A MUNICIPALITY WHICH EMPHASIZES TASTE AND TRADITION.

THANK YOU FOR YOUR ATTENTION.

YOURS VERY TRULY,

MARY ANN AVERY

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 28, 1988 at 7:30 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 opened the meeting at 7:30 P.M. with the Pledge of Allegiance.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, the minutes of the regular meeting of November 14, 1988 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved at 7:31 P.M. to hold a public hearing on a proposed local law to add Section 60.32(11) to the Traffic Code which would eliminate parking on the south side of Garden Parkway between South Long Street and the Village line. (The public hearing was closed at 7:45 P.M.)

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved at 7:46 P.M. to hold a public hearing on a proposed local law which would add Section 60.32(1B) to the Traffic Code and which would eliminate parking on the alley located north of Eagle Street. (The public hearing was closed at 7:48 P.M.)

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved at 7:49 P.M. to hold a public hearing on a proposed local law which would add Section 60.32(26B) to the Traffic Code and which would eliminate parking on the north side of Park Drive between South Ellicott Street and Garrison Road. (The public hearing was closed at 7:55 P.M.)

Unanimously carried.

Mayor Brenton reported that the Village has entered into agreement with the firm of URS Company to investigate the Sanitary and Storm Sewer lines which were constructed in the Wellington Court development to assure the lines were

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 28, 1988 at 7:30 P.M.

properly installed. They are new lines and the Village will be required to take these lines over in the near future.

Mayor Brenton also reported on the Reist Street waterline which was to have been constructed by now. This project was competitively bid but there was a problem resolving the low bidder. The Court has directed the Village to accept the low bidder at the time. The firm has requested that they be allowed to start construction in April of next year. The Village has agreed to this time frame.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, vouchers in the amount of \$78,990.19 covering November 15, 1988 thru November 28, 1988 were approved:

payroll fund w/e 11/23/88	\$17,930.00
* subtotal *	17,930.00
General Fund # 668	44,399.24
Sewer & Water Fund # 248	4,831.01
Trust & Agency Fund # 285	5,562.43
Glen Park Jt. Activities Fund # 185	420.01
Capital Fund # 206	5,847.50
* Grand Total *	\$78,990.19

Large vouchers were for Mordaunt Painting, J & I Disposal and State Insurance Fund.

Unanimously carried.

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

RESOLVED THAT Village Clerk Theresa L. Cummins is hereby authorized to attend a meeting of the Board of Governors of the New York State Government Finance Officers in Albany, New York, on December 9, 1988 and the cost, not to exceed \$150, to be paid by the Village of Williamsville.

Unanimously carried.

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

RESOLVED THAT Kenneth Herman, Kenbar Enterprizes, is hereby appointed Labor Negotiator for the Village of Williamsville at a rate of \$30. per hour plus expenses.

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, November 28, 1988 at 7:30 P.M.

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

RESOLVED THAT the Clerk-Treasurer is hereby authorized to refund \$7760.61 to Mr. Burt Freiman, President, Williamsville Station LTD (McDonalds) for overpayment of Sewer Operation and Maintenance charges from 1983-84 through 1988-89 due to erroneous water readings received from Erie County Water Authority as follows:

Tax Roll Year	Amount on Roll	
1988-89	\$ 2,098.80	
1987-88	1,716.80	
1986-87	1,726.42	
1985-86	1,430.42	
1984-85	2,009.10	
1983-84	<u>1,531.06</u>	
Total Charged	10,512.60	+ 3.82 =
Correct Billing	<u>2,751.99</u>	
Refund Due	<u>\$ 7,760.61</u>	

Unanimously Carried.

Trustee Sweeney had no report and no resolutions.

Trustee Bindert stated the Traffic & Safety Committee has cancelled their December 15th meeting because of the holidays.

Trustee Kibby reported that the Committee working on code revisions have started meeting twice a week in order to finish their work before March.

Trustee Schlifke stated the Village has applied for Environmental Quality Bond Act funds for the second time this year. This act which was passed in 1986 was to provide municipalities with funds for parks. The funds are to be divided up under a five year program. These are matching funds whereby the municipality puts up 50% and the state contributes 50%. The Village was looking for \$35,000 to add to the \$50,000 funds from the State Supplemental budget for the construction of the new pavilion in Island Park. We were also looking for an additional \$20,000 for the Bike/Walk Path between South Long and Cayuga to add to the \$80,000 we received from the State Supplemental budget. We were turned down both years because this year they had \$20 million available and they had applications in excess of \$98 million. Our application will stay in for next year for further consideration.

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 28, 1988 at 7:30 P.M.

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

RESOLVED THAT the Mayor execute, on behalf of the Village, contracts with the Town of Amherst and Hutchinson Hose Company for fire protection for 1989 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.

Superintendent of Public Works Laubisch reported that Wednesday, December 14th will be the last regularly scheduled leaf pickup in the Village. Also, the Department of Public Works will be putting up decorations along Main Street this week.

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

Unanimously carried.

Melissa Warner, 42 Columbia Drive, stated she represents a minimum of 80 individuals who are concerned with the redistricting of their children at North Forest. She attended a School Board meeting where Dr. Kibby indicated he is supporting the Village as a unit so the children do not have to be bussed to various schools. She is asking the Village Board for support in this matter. She wondered whether the Village Board could write a letter of support to the School Board indicating the importance of keeping the Village children in one school. Trustee Kibby stated at this time there is no firm plan on redistricting but at the last school board meeting the Board members stated there were neighborhoods that should be kept together and the Village was one discussed as a unit. Mayor Brenton stated the Village Board would not be interested in entering into a hypothetical situation with the School Board since there is no proposal at the present time. When the School Board comes out with a specific proposal and this Board takes exception to that proposal, then the Village Board will consider writing a letter or passing a resolution.

Judy Pabst, 63 Columbia Drive, stated they are very alarmed about the possibility of redistricting and wondered whether it wouldn't be wise to act rather than react in this case? Mayor Brenton stated that when the proposal is made he believes the

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 28, 1988 at 7:30 P.M.

School Board will hold a public hearing and air that proposal at which time anyone in opposition could make their comments. He does not believe they could pass their proposal unilaterally or secretly.

Peggy Santillo, 37 Rinewalt Street, presented the Board with a copy of a letter asking the Village Board for support of their concerns regarding redistricting. They hope the Village Board will keep a close watch on the situation as it develops.

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

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Bindert, it was moved at 8:20 P.M. to move to executive session for the purpose of discussing legal matters.

Unanimously carried.

ON MOTION by Trustee Kibby, seconded by Trustee Schlifke, it was moved to return from Executive Session at 10:05 P.M.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved to adjourn at 10:06 P.M.

Unanimously carried.

Theresa L. Cummins  
Village Clerk-Treasurer