

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, June 26, 1989 at 7:45 P.M.

Present: Lawrence R. Brenton, Mayor
Robert V. Bindert Trustees
Ronald Daniels
Yvonne Kaye
Richard P. Sweeney

Thomas V. Troy, Village Attorney
Theresa L. Cummins, Village Clerk/Treasurer

Absent: 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 a proposed local law which would amend Section 7.03 of the Building Code as it applies to the Code Enforcement Officer.

ON MOTION by Trustee Sweeney, seconded by Trustee Bindert, it was moved to open the public hearing at 7:45 P.M.

Unanimously carried.

Trustee Sweeney stated that at the June 6th Village Board meeting, the position of Building and Zoning Clerk was created and Judy Ames was appointed to that position. The resolutions for the public hearing tonight is to change the Building Code to now provide additional duties to that officer of Village Building and Zoning Clerk. This empowers one more person to act as a Code Enforcement Official within the Village in addition to the existing Village Building Inspector and the existing Fire Inspector. There was no comment from the residents regarding this proposal. Trustee Sweeney asked if any members from the Board would like to speak as part of this Public Hearing on the addition of creation of an additional Enforcement Officer.

Trustee Bindert stated that the Board is empowering Judy Ames to be the Building Inspector, the Zoning Clerk and the Fire Safety Official.

ON MOTION by Trustee Sweeney, seconded by Trustee Bindert, it was moved to close the Public Hearing at 7:47 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, June 26, 1989 at 7:48 P.M.

Present: Lawrence R. Brenton, Mayor
Robert V. Bindert Trustees
Ronald Daniels
Yvonne Kaye
Richard P. Sweeney

Thomas V. Troy, Village Attorney
Theresa L. Cummins, Village Clerk/Treasurer

Absent: 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 a proposed local law which would add Section 60.42 (7) to the Village Code and would designate E. Spring Street as a one-way street from Main Street to Cayuga Road.

ON MOTION by Trustee Bindert, seconded by Trustee Sweeney, it was moved to open the public hearing at 7:48 P.M.

Unanimously carried.

Trustee Bindert stated that he received a telephone message from Mrs. Felser regarding the one way on E. Spring Street to Cayuga. Mrs. Felser, who is out of town and could not attend the hearing, is concerned about safety of people proceeding East on Main Street to get to Mill Street or Jenny's, who have to make a left hand turn to get there. She thinks this is a very unsafe situation. Also, the Village of Williamsville Business and Professional Association sent a letter to the Mayor suggesting to 1) Make Spring Street one-way from Main to Rock Street, from Rock to Cayuga should remain two way, 2) Place a three-way stop sign at Spring and Rock Street, 3) Mark designated parking spaces on Spring Street, 4) Repave the south side of Spring Street and fill in existing potholes, 5) Mark designated parking spaces at the base of the Hunt Real Estate Parking Lot. Moving the guard rail on Spring Street will create much needed parking spaces in that area.

Glenn Murray, Attorney for Warren Miller, owner of Williamsville Water Mill, represented Warren Miller since he could not be present. Mr. Murray stated that Mr. Miller is opposed to changing Spring Street to one-way for the following reasons: 1) Mr. Miller feels that changing Spring Street to a one-way street will not reduce but add to the traffic problem. There will be a problem for people traveling East bound on Main Street.

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, June 26, 1989 at 7:48 P.M.

When making it one-way, they won't have the option when using the traffic light to get into Spring Street. They will have to cross the traffic if they are E. Bound on Main. During heavy traffic hours, traffic will be held up on Main Street, backing up possibly as far as the Fire House.

2) There will be an inconvenience that this will hurt the businesses in this area. Mr. Miller strongly feels that his customers will have their convenience of getting into and out of the Mill hurt by changing Spring Street into a one-way street. 3) Mr. Miller has been told that changing it to a one-way street will allow more parking on Spring Street.

Mr. Miller feels that this has not been justified and thus far it doesn't make sense to him. He also feels that if you look at the space available, there could be more parking created without changing it to a one-way street. If the guard rail were moved over on Spring Street, there could be room for two-way traffic, parking and a sidewalk. Mr. Murray exhibited a diagram with dimensions that was done up for this proposal. He stated it shows a dimension of 66' wide and if the guard rail was moved, space could be taken for two-way traffic, which would be 24', space that would be needed for parking and even perpendicular which would be 20' bringing it up to 44'. Trustee Bindert questioned where Mr. Murray got the dimension of 66'. Trustee Bindert stated he took a measurement of the street yesterday and the street measures 30' wide. Trustee Bindert stated that 5' added for parking and by moving the guard rail would be 35'. The 66' represents right of way. That is not street measurement. Mayor Brenton stated that there is 30' wide of pavement. The right of way is the distance between either side of the street which is owned by the municipality which is probably 60' to 65' lengthwise which is not used for traffic purposes. Mr. Murray stated it is an important distinction between the existing width of the roadway and the right of way which the Village has to work with and providing for both roadway and parking.

Trustee Bindert stated that a couple years ago a study was taken, for which funding was never received, that would improve the whole Spring Street. In order to recapture the right of way and to re-lay the street the way it should be would be a major undertaking that would encompass a lot of money that the Board doesn't have to work with. There is no 65' that we can work with on this particular street. We are working with approximately 30' with an additional 5' by moving that guard rail.

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, June 26, 1989 at 7:48 P.M.

Mr. Murray stated that if looking at the existing roadway, there is limited width and right of way is larger than that. The proposal to move the guard rail seems to be the major expense involved in changing the area to look for additional space. By looking at the area, it is black topped across virtually the whole roadway. That would be additional usable area in the right of way by moving the guard rail. Mr. Murray stated that Mr. Miller says look to the black top area. Is there room for additional parking while leaving it a two-way street? Then it is a simple question of working on the south side of Spring Street and saying we will need 24' of roadway and 20' parking within that blacktop area without making a major change. There is room there and he feels it has not been justified that you can't create more parking and at the same time have the advantage to the businesses and the convenience to the travelers of leaving it a two-way street.

Mr. Miller feels that beyond the issue of parking, generally the proposal is supported by general notions that it will make it a nicer Spring Street, by the general notion that if you want to create more parking it must be made one-way and he thinks these haven't been supported. If there was a plan years ago and it supports the proposition that there can be only one-way traffic and at the same time add to the parking, then that is something that should be offered in support of the proposal.

Beyond general notions if this is part of some general concern to improve Spring Street, it seems to be defied in his mind because if the Village is concerned with making the Spring Street area nicer and more recognizable as a place to do their business or to visit a historic site, he would like to point out that for years there has been no sign showing that it is Spring Street at that corner. For years there has been no historical marker showing that the Mill is down there and that for years there has been lax enforcement of parking on Spring Street. Mr. Miller feels that if parking is truly a problem and if this proposal will help the parking problem, then it is inconsistent with what he sees to be a lax enforcement in allowing people who are in short term parking to stay there much longer. Mr. Miller would also like to point out that a detailed parking study has not been done to lay out the alternatives that would show if it is truly necessary to make it a one-way street to get more parking and to show that there may be other areas such as Rock Street where parking could be obtained. Mr. Miller hasn't got all the answers to it but feels that if a proposal is going to be made, then it has to be supported by facts to show that this isn't based on general notions that there must be a one-way street to have more parking and that it will help the traffic pattern. He hasn't seen that kind of evidence.

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, June 26, 1989 at 7:48 P.M.

He asked that he be provided with a verbatim transcript of these proceedings so that with the questions have been raised, a transcript would be evidence for everyone to see and that he could point to that the proposal was acted upon even though there were many unanswered questions. Mr. Miller strongly opposes the plan and feels it will create more problems than it will help and it simply hasn't been justified that you have to turn Spring Street into a one-way street and create more parking.

Dick Hill, Chairman of the Traffic and Safety Committee, stated he took a traffic study on a Friday night from 3:00 to 7:00 P.M. which indicated there was no problem in making a left hand turn from Main into E. Spring Street.

Dick Rich, 5854 Main Street, Co-Chairman of the Village of Williamsville and Professional Association stated that he would like to thank the Board personally on behalf of our President and the rest of the Association for approving the backing up of the guard rail on Spring Street, so there can be extra parking in that area and especially to Mayor Brenton for his support in putting the ideas and thoughts together, to Trustee Bindert who was most helpful in the Traffic and Safety Committee, to Carolyn Schlifke, who helped last year and to Mr. Hill as Chairman of Traffic and Safety Committee because it shows that the business community and the Board and the residents can work together for a worthwhile endeavor. Mr. Rich stated he was not aware of Mr. Miller's feelings on this project. Mr. Miller is a member of the Village Business Association. Mr. Rich also stated that Spring Street was looked at to see what the change to one-way would be like. The recommendations that we made in the one-waying of Spring Street had some suggestions and alterations that were different than what the Traffic and Safety Committee had looked at.

One suggestion was making on-way from Main Street to Rock for 2 reasons: 1) There are two apartments from Rock Street to Cayuga and it was felt it may be difficult for the people who live there to go one-way from Spring Street to Rock Street. If this were kept two-way, it would not add parking spaces.

On the area from Main to Rock on Spring Street two considerations were given: 1) If it is one-way and there is diagonal parking there is a factor of having to look behind you to pull out. If the street is one-way, the tendency will be for people to drive a little bit more to the left because it's not two-way. 2) It was suggested that yellow markers be put in for diagonal parking so people know where to park. If that is the case, the Village Business Association would also like the Board to make another consideration. From Main through Spring Street, where Sweet Jenny's is on the corner, there is a bush there that goes about two parking spaces.

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, June 26, 1989 at 7:48 P.M.

When the Board looks at this, consider leaving the first two spaces parallel as they are, but give some consideration to diagonal parking in that area up to the Mill because the spots will be doubled. That could be an addition of 5 or 6 more places. By moving the guard rail back, there could be an additional 15 or 20 parking spaces because of diagonal versus parallel. If Spring is one-way and the first two spaces are parallel, there is room to come around the bush just fine. With diagonal parking from that area to all the way in there, there will be plenty of spaces, maybe 20 to 25. Mr. Rich also stated that black top would look nice for aesthetic reasons. A three-way stop sign is important because people seem to run the stop sign on Spring Street, so it may be a good idea to have the stop sign on Rock and Spring.

Margie, Treasurer for Williamsville Water Mill, stated that the most congested time is between 11 A.M. to 2 P.M. because of lunch hour. She said she has received about 10 phone calls from people who asked they represent them and received a phone call from Mr. Felser and said she would die if she has to make a left turn. The people are concerned about having access and they should have the right to use the stop light because it is safer. She also stated she is speaking for customers and people that have been coming up to her saying they have to be protected.

Mr. Glenn Murray stated that Mr. Miller's opposition to this plan does not hinge on how many more parking spaces will be created. First of all he doesn't feel that it has to be one-way to create more parking spaces. How many parking spaces you are going to create times the cost benefit approach, he doesn't think that is very clear. He doesn't feel it has been justified that you have to make it a one-way street. He feels that the customer traffic that he has is going to be inconvenienced by this plan and will create more problems than it will solve. And because of that he is opposed to it and feels it hasn't been justified because it is based on studies if past years which are unclear.

Trustee Sweeney stated as former liaison to the Environmental Committee which did undertake a study providing for both walkways and additional parking in the form of diagonal parking. Whether or not that plan will even be implemented, through that planning process he developed a real appreciation for the hazard that exists in the Spring Street area.

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, June 26, 1989 at 7:48 P.M.

If there were any attempt to affect one-way parking, he would be arguing that the Board does not go all out to create a maximum degree of parking but would like to see some provision for safe walkways for pedestrians. Moreover he would like to see some enhancement for what is one of the most significant historic sites within the Village and a vista overlooking Glen Park. While improving traffic flow is desirable, he feels there are other concerns which need to be reviewed.

Mayor Brenton stated deep concerns for one-way traffic due to the fact that there is a great deal of congestion in this area.

ON MOTION by Trustee Bindert, seconded by Trustee Daniels, it was moved to close the Public Hearing at 8:25 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, June 26, 1989 at 7:40 P.M.

Present: Lawrence R. Brenton, Mayor
Robert V. Bindert Trustees
Ronald Daniels
Yvonne Kaye
Richard P. Sweeney

Thomas V. Troy, Village Attorney
Theresa L. Cummins, Village Clerk/Treasurer

Absent: David Laubisch, Supt. of Public Works

Mayor Brenton called the meeting to order with the Pledge of Allegiance at 7:40 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the minutes of the regular meeting of the Board of Trustees held June 12, 1989 were approved.

Unanimously carried.

ON MOTION by Trustee Sweeney, seconded by Trustee Bindert, it was moved at 7:45 P.M. to open a Public Hearing on a proposed local law which will amend Section 7.03 of the Building Code as it applies to the Code Enforcement Office. (The public hearing was closed at 7:47 P.M.)

ON MOTION by Trustee Bindert, seconded by Trustee Sweeney, it was moved at 7:48 P.M. to open a public hearing to discuss a proposed local law which would add Section 60.42 (7) to the Village Code and designate W. Spring Street as a one-way street from Main Street to Cayuga Road. (The public hearing closed at 8:25 P.M.)

At this point, because the Mayor had laryngitis, the Chairmanship was turned over to Deputy Mayor Kaye.

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, June 26, 1989 at 7:40 P.M.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, vouchers in the amount of \$224,240.91 covering 6/12/89 - 6/26/89 were approved:

	payroll fund w/e 6/21/89	\$	20,905.36
	* Subtotal*		20,905.36
	General Fund #681		5,775.25
	Sewer & Water Fund #261		30,835.24
	Trust & Agency Fund #299		6,273.18
	Glen Park Joint Activities Fund #114		207.54
	Capital Fund #217		2,900.00
	Community Development Fund #114		2,093.00
	* Grand Total *	\$	68,989.57
Warrant Sheet	General	\$	124,853.86
	Water	\$	6,541.26
	Sewer	\$	23,856.22
	* Grand Total *		224,240.91

Unanimously Carried.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, the following resolution was hereby adopted:

WHEREAS the Village of Williamsville has advertised for sealed bids for Main Street Revitalization Project, and

WHEREAS Great Lakes Landscaping, Inc., of Amherst, New York, submitted their low bid of \$79,876.00,

NOW, THEREFORE, BE IT RESOLVED that the contract for the Main Street Revitalization Project is hereby awarded to Great Lakes Landscaping, Inc. for their low bid of \$79,876.00.

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, June 26, 1989 at 7:40 P.M.

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

RESOLVED THAT the following changes are hereby made to the 1989-1990 Village Tax Roll:

S.B.L. # 81.05-2-19 82 S. Ellicott Street Deduct \$21,420
Veterans Exemption which had not been transferred from
prior property.

S.B.L. # 555.00-12-1 Niagara Mohawk Property
Franchise Assessments reduced as follows:
Amherst \$658,535
Cheektowaga 18,536

S.B.L. # 555.00-65-1 New York Telephone Property
Franchise assessment for Cheektowaga reduced to \$928.

S.B.L. # 69.13-2-59 Drexel Hill Apts of Wmsville.
Assessment lowered by \$400,000 in June 1988; which
was never reduced on the assessment rolls.

Unanimously carried.

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

Village of Williamsville
Board of Trustees
Exceptional Development Resolution

Applicants:

Santo Leonardis
Katherine Leonardis
John Militello
William Whitehead
Carol Whitehead

Property Location

Castle Creek Subdivision
north of Willowbrook Drive
between Ellicott Creek and
Garrison Road

WHEREAS, the property owners have applied for an exceptional development permit for a single family residential subdivision, of eight sublots, named the Castle Creek Subdivision, and

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, June 26, 1989 at 7:40 P.M.

WHEREAS, the Village Board of Trustees reviewed the concept drawings and descriptive information submitted, sought and obtained advisory recommendations from Village committees and outside agencies, and

WHEREAS, after advance notice, a Public Hearing was held in the Williamsville Village Hall on April 24, 1989, and

WHEREAS, the Village Board of Trustees finds that:

- 1) The proposed subdivision is consistent with the intent, objectives, lot size and use standards of the Village Zoning Ordinance.
- 2) The sketch plan submitted is a preliminary and conceptual proposal for the layout of streets, lots and other features of the subdivision. The approval of said sketch plan can be conditioned to require the submission of more detailed plans and engineering reports, such as preliminary plat and final plat plans, for review and approval by the Village Board prior to a separate authorization to construct.

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, June 26, 1989 at 7:40 P.M.

3) Mr. William Whitehead has proposed to mitigate the potential adverse visual affect of the subdivision on residents of Willowbrook Drive through screening and further to limit the aesthetic impact by deed restrictions prohibiting chain link fences, above ground swimming pools, dog houses and garden or storage sheds from rear yards abutting property on Willowbrook Drive.

4) The Village Board of Trustees, acting as SEQR lead agency, has determined that, in view of the preliminary nature of its approval and as conditioned herein, the sketch plan approval of the Castle Creek Subdivision through an exceptional development permit will not have a significant adverse effect on the environment. Moreover, the Board believes there are reasonable grounds to affirm that such action will promote the public health, safety and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED that the Village Board of Trustees, in accordance with Section 70.112 of the Laws of the Village of Williamsville approves an exceptional development permit for the concept plan of the Castle Creek Subdivision subject to the following conditions:

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, June 26, 1989 at 7:40 P.M.

- 1) That preliminary plat and final plat plans shall be submitted for review by the Village Board of Trustees for compliance with all local laws at each stage.
- 2) That information provided at the preliminary plat stage demonstrate acceptable provisions for storm water drainage and compliance with the State Historic Preservation Act as determined by the State Historic Preservation Officer.
- 3) That a set of common restrictions, in a form acceptable to the Board of Trustees, shall be required as proposed to address aesthetic concerns within the subdivision.
- 4) That all rear yards adjoining property on Willowbrook Drive shall be visually screened therefrom by a dense evergreen planting in combination with the preservation of existing trees wherever possible.

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, June 26, 1989 at 7:40 P.M.

5) That building construction shall not begin until all drainage, roadways, sidewalks, screening, public utility services and similar improvements have been installed in satisfaction of applicable government standards or a performance bond, sufficient to cover the full cost of same as estimated by the Village Building Department, has been furnished to the Village Board. The Village Board may waive in part or for such time as it may determine appropriate this bonding requirement.

The foregoing resolution was adopted by the Board of Trustees of the Village of Williamsville, June 26, 1989.

cc: Village Attorney
Pratt & Huth Associates
Applicants
Advisory Committees

Deputy Mayor Kaye stated a personal preference that versus to seeing another road in here for the subdivision her preference would have been to find a compromise in one foot strip question and have this subdivision enter from Willowbrook from a traffic and safety standpoint and aesthetic standpoint as well.

Unanimously carried.

Trustee Bindert stated that this past weekend there was vandalism along Main Street with the Youth Board planters. Four of them were tipped over. These planters are fund raisers for the Village Youth Board. There were some additional planters in reserve, but vandalism in tipping over planters is very childish.

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, June 26, 1989 at 7:40 P.M.

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

RESOLVED THAT Linda Pacer, 87 Monroe Drive, is hereby appointed to the Youth Committee until the end of the 1989-1990 official Village year.

Unanimously carried.

Trustee Daniels stated concerns from the last meeting regarding the flooding situation on the Los Robles and N. Long area. Since then a group has met with Hal Collier, the Amherst Councilman whose responsibility is that of the sidewalks and the roads in Amherst. There were approximately 30 residents from the affected area at the meeting at which time he presented basically 6 alternate optional plans for mediating in several different ways the situation that exists with the residents. In addition, subsequent to that, Trustee Daniels has been in contact with the Department of Environmental Conservation and the water districts involved. Although it is a complicated issue, the Department of Health gets involved because in that flooding problem there is raw sewage present which could be from several different sources. The other point the residents made is that it comes down to a meeting to be addressed by the Town of Amherst in their Engineering Department. Trustee Daniels toured the site today with Frank Finara, who is an Engineer in that department and with several residents from the affected area. They walked the site from south of Main Street behind the Cardiology Center where new drain systems are being put in. The group walked the total route across Main Street to Forest Stream area. The fascination in the backyards was astounding. Landscaping that has occurred over the years back there is very beautiful but there is also some extensions in some spots so that water can't flow. There is no place for it to go. Therefore there are situations where storm sewers from the south of Williamsville in the Village pours an incredible rate throughout the larger drains and is opened up into this Artesian spring at the back of N. Long which divides the backyards of N. Long and N. Union. The amount of water that is being pushed into that narrow channel must be made less. The next step would be topographical mapping done by the Town of Amherst to see which plan is the most viable to address that situation of diverting water before it ever comes into contact with the area. Trustee Daniels would also like to do dye tests to the residents homes on N. Long and N. Union. Basically, dye is put into the lines in the home and it is followed to see where it is coming out. Some of the residents are actually connected into the storm sewer system which Trustee Daniels would like to have check out to find out where the raw sewage material is coming from during these flooding situations.

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, June 26, 1989 at 7:40 P.M.

There are no records as to who is connected to the septic system, the station sanitary system or the storm system. The group is now working on that situation in close contact with the Town of Amherst.

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

RESOLVED THAT the following budgetary transfer is hereby made in the 1989-1990 General Fund Budget:

	FROM		TO
	1.8510.1	\$1,300.00	1.7110.1 \$1,300.00

Unanimously carried.

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

RESOLVED THAT the Jack Oehmler and Christopher Petrie, Williamsville Firemen, are hereby authorized to attend the Niagara Mohawk Fire School in Oswego, New York, from June 23- June 25, 1989, and the cost, not to exceed \$225.00 each, to be paid by the Village of Williamsville.

Unanimously carried.

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

WHEREAS a resolution is required by the Village Board approving the use of Island Park when an activity is held for more than one day in the park, and,

WHEREAS the Old Home Day Committee through its Co-Chairmen, George Measer and Jean Gaulin, have requested a permit for the 1989 Old Home Days, July 18 through July 21st, and have otherwise complied with requirements preliminary to granting of a permit,

NOW, THEREFORE, BE IT RESOLVED that the Village Board grants a permit for the Old Home Days Committee to use Island Park for their annual celebration from July 18 through July 21, 1989.

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, June 26, 1989 at 7:40 P.M.

ON MOTION by Trustee Daniels, seconded by Trustee Bindert, the following resolution was hereby presented:

RESOLVED THAT a Performing Arts Committee is hereby created in the Village of Williamsville.

Deputy Mayor Kaye questioned if the Performing Arts Committee will consist of a Chairman and a variety of Committee people including a liaison from the Historical Society. Will the management for it and will those functions be approved through the Historical Society as the management organization for the Meeting House according to their guidelines and criteria?

Trustee Daniels stated that he contacted Joyce Troy about 6 weeks ago. She had expressed interest in being in a liaison position as far as not only for the approving of each event, but also for scheduling, so there would be no conflicts with series of events. She has indicated this week that she is available for that function.

Deputy Mayor Kaye questioned how many people will be on the committee. The reason she questions it is because the Parks Committee and Historic Preservation Committee have been working on just this kind of item to have Performing Arts in there and there are members from each of those committees who would like in turn to serve on the Performing Arts Committee.

Trustee Daniels stated that the committee will consist of people within the Performing Arts and feels the people who would be interested in serving should present a short resume of their qualifications to this committee in regards to past experiences in the field and knowledge of the Arts. Mounting an effort on a theatrical or concert basis would be criteria for appointment to the committee.

Trustee Bindert questioned whether residency in the Village would be required that we have on the other committees.

Trustee Daniels stated that he would like to include people from the Performing Arts involved with the University of Buffalo and also from Williamsville South High School because of their expertise in the field and also there are a couple of other people that may have been successfully putting on play schedules in various locations over the years including some in the past in Island Park at the Old Pavilion and also the Meeting House.

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, June 26, 1989 at 7:40 P.M.

Trustee Daniels feels that the real function of the Performing Arts Committee is to make sure the quality and type of performances could be more assured of success rather than necessarily being a Village resident, although that would certainly be desirable.

Trustee Bindert stated he has to take exception to that, because all of the Committees which are run in the Village with very minor exceptions have Village residents. To open a position up to other people that are not Village residents, then the form is being taken away that the Village is suppose to be in.

On that basis, Trustee Bindert will have to vote against it.

Trustee Daniels stated as a concession luxury of having a very qualified person we should give preference to the Village residents. If that is the stipulation he would do his best to find residents.

Attorney Troy stated that the Village rule is that membership on any committee requires Village residency unless specifically in the resolution creating the committee, it is specified that a certain number be not residents of the Village.

Mayor Brenton stated that he thought a Performing Arts Committee, which would generate Performing Arts activities, was being formed and he now understands it to be a group itself which is going to perform the Arts.

Trustee Daniels stated that it is a Performing Arts Committee, not a group of Performing Artists, to perform at the Meeting House and possibly other locations in the Village, but a committee who will choose the Performing Artists.

Trustee Kaye stated that she wanted to clarify one angle and that is that a member from the Parks Committee or member from the Historical Preservation Committee would not necessarily be included on this committee.

Trustee Daniels stated he would want to pick the best people to accomplish the job and if that were someone on those committees, they certainly could join in.

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, June 26, 1989 at 7:40 P.M.

Roll Call	Trustee Bindert	No
	Trustee Sweeney	Yes
	Trustee Daniels	Yes
	Deputy Mayor Kaye	No
	Mayor Brenton	No

Motion is defeated.

Deputy Mayor Kaye stated how successful the erection of the Big Toy unit in Garrison Park was. There was over 40 hard working volunteers who came out in the hot sun to help put up the Big toy. It started at 7:30 A.M. and ended about 6 P.M. Deputy Mayor Kaye would like to offer a very special thanks to all those people and a special thanks to all the Parks Committee members, the Youth Committee members who worked so hard and put in so much time and energy for the past 18 months.

She also thanked the Department of Public Works for filling the last minute special requests on this project, the Business Association who gave us many donations for this including Gelia Insurance, Permanent Savings Bank, Andersons Custard, Bells supermarket on Main and Union who provided lunch and beverages for all the people and Robert Reist and our past Trustee, Carolyn Schlifke for starting and allowing Deputy Mayor Kaye to finish up that wonderful project. The group who worked to cut the ribbon on Sunday at 5:00 and see lots of happy small faces fun on and use that piece of equipment.

Deputy Mayor Kaye reported on the Parks Committee and the dedication that's being planned for the pavilion. The committee has a couple of tentative dates in mind that will both be in early August on a Wednesday evening. It will include a concert which the Parks Committee is working on in conjunction with the Village of Williamsville Professional and Business Association that were also planning something that may be similar to the taste of Buffalo. The details are being worked out and at the next meeting she will have the details.

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, June 26, 1989 at 7:40 P.M.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, the following resolution was hereby adopted:

RESOLVED THAT the following residents are hereby appointed Pool Attendants for the Village wading pools effective June 23, 189:

NAME	ADDRESS	RATE
John Maines	328 Countryside Lane	\$3.75/hr.
Kori Flower	263 Wood Acres Drive	3.75/hr.
Ray Schwartz	4080 David Road	3.75/hr.
Jennifer Kibby	24 Garrison Road	4.25/hr.

Trustee Bindert questioned if these people were versed in CPR.

Deputy Mayor Kaye stated that everyone with the exception of Ray Schwartz has gone through the American Red Cross CPR Training. He will be going through it next week prior to beginning as a pool attendant. There will also be phones installed at the pool site.

Unanimously carried.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, the following resolution was hereby adopted:

RESOLVED THAT Mayor Brenton is hereby authorized to execute Change Order #1 for the Island Park Pavilion amounting to a \$350.00 increase in the contract from \$110,900 to \$111,250 which will provide for the addition of 8 soffit vents at gable projections elevation 304 and 306 and add 4 vents through main roof under cupola.

Unanimously carried.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, the following resolution was hereby adopted:

RESOLVED THAT Mayor Brenton is hereby authorized to execute Change Order #2 for the Reist Street Waterline amounting to a \$1,100.00 increase in the contract from \$104,425. to \$105,525. which will provide for the addition of one gate valve to the contract.

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, June 26, 1989 at 7:40 P.M.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, the following resolution was hereby adopted:

RESOLVED THAT Michael Gallagher, 38 Chalmers Street, is hereby appointed Seasonal Laborer in the Department of Public Works at the rate of \$4.50 per hour.

Unanimously carried.

Mayor Deputy Kaye stated that Island Park pool will be opened by the end of this week. Because of the wet weather conditions, the areas of the pool floor which needed to be done, were unable to be resurfaced.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Bindert, it was moved to suspend rules for public participation.

Jane Bullwinkle, 50 N. Long Street, stated there is a two-fold problem on N. Long Street. She lives on the top of the street. Her house is quite highly elevated. There is quite a drop to the back of her yard. Because of the flooding in her area in the past 10 years, they installed a new sewer system which costed \$4,500. A plumber told her that the old sewer system is gone. She has one that hangs in her basement that is 3' higher than the rest in her neighborhood. The water bursts it's way back into her basement through the opening that was there and into the pipeline of the hoses. If she didn't have a sump pump, she would have about 4 1/2' of water in her basement. She also stated that this is not once every 100 years but once every 2 years.

The second situation is with the pond in her backyard. She is in between Main Street and the Reist Street pond. Ms. Bullwinkle stated she experienced a mess and would not like to see it happen again. There are springs on the other side of Main Street that filter down into the Reist Street pond area. Her area dried up completely a couple of years ago. The pond dropped 9'. There were old tires and chairs sticking out of the top of it. Her area was completely dry for the entire summer. Unfortunately she had nothing but sludge, rats and mosquitos. She would like careful consideration before the water is diverted and her area gets dried up completely.

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, June 26, 1989 at 7:40 P.M.

Carolyn Schlifke, 192 Evans Street, stated that she is upset about hearing about the Performing Arts in the Meeting Houses. The building is named Williamsville Meeting House and Museum. It was renovated to offer residents of this area in the Village of Williamsville and surrounding area a place where they can go to hold a meeting whether it be a Home Owners group, organization, or an type of group that perhaps cannot function without a monthly/semimonthly/bimonthly, yearly meeting and must try to find a place to hold this meeting. That was the function of renovation of the Meeting House. It was on that premise, that the grant was received from the State of New York from Senator John Sheffer and former Senator Walter Floss. Ms. Schlifke states she has nothing against the Performing Arts, but feels the Meeting House is not the place for that type of function. If a theater type group is put in there, they will need some changes made and we will be taking two steps backward. She has no problem with a wedding, a one day function or a Sunday afternoon musical presentation. Anytime you offer a group the use of a building and that group, in order to function and make a profit, must have use of the building 3 or 4 nights a week for one month or two months, you are depriving the residents the use of that building perhaps for a meeting, which was the function of redoing the building. She feels there are other areas around here that are better suited than the Meeting House. She would like the Board to remember that the Meeting House was a church and not a theater. She feels people could go to the Park school where there is a much better set up. She also stated that any committee in the Village that is set up must have almost complete representation by the residents in the Village of Williamsville. She is sure there are people in the Village who have expertise in musical areas. The Board does not have to go the University of Buffalo, or outside areas in order to find people to put on committees on another subject. Ms. Schlifke stated that at the last meeting three pool attendants were appointed. Now there are three more and some are outside the Village for which there was much criticism, although she understands the situation. She is sure the Village looked to Village residents for qualified persons before appointing pool attendants from outside the Village.

Deputy Mayor Kaye stated that the pool attendants had to be a minimum of 18 years of age. The Board went back to all of the pool attendants from last year and asked them to come back. There were 2 who did not meet the age requirement and were not able to come back. In speaking with one of the pool attendants from last year, one of their questions was if there was a way they could have a schedule that allowed them to have more time off versus working 7 consecutive days.

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, June 26, 1989 at 7:40 P.M.

The Board looked for additional people and rehired the attendants from last year and placed an ad for two weeks in the Amherst Bee and there were no applications from anyone in the Village at the time they needed a pool attendant to have the pool open.

Carolyn Schlifke stated it is unfortunate that the people who criticized are not here to see that it is not as easy as they think it is to find 18 year olds from the Village of Williamsville who can go elsewhere and earn more money and not have to work 7 days a week and sit out in the hot sun. Ms. Schlifke also stated that the state Historical site sign for the Williamsville Water Mill reposed in the Village Hall front hall because it had been knocked off the pole on Main Street. That sign was put up by the state of New York because the Water Mill is a historical site. She doesn't know where the sign has gone but it would be nice if it could be located and be put back up on Main Street. If the sign cannot be located, a letter could be sent to the Historical Preservation Division of the Niagara County in Niagara Falls, perhaps Mr. Paul Colangelo so he could obtain another one for the Village. Ms. Schlifke questioned where does the Village stand on the Essjay connection to Evans Street.

Deputy Mayor Kaye stated that July 18 the Board goes to court and it is Mr. Ciminelli's suit against the Village of Williamsville. The court date was postponed because the Town was not prepared.

Attorney Troy stated it has been adjourned for summary judgement hearing on 7/17 or 7/18.

Deputy Mayor Kaye read a letter to James Magavern and William Regan regarding the Ciminelli vs. the Village and Town from the Town of Amherst confirming the July 18th date.

Ms. Schlifke questioned on the flooding situation and the storm sewers that run along the conrail property and the piece of land that has been sold by the Village to a private individual, who is doing a lot of grading work there. She is surprised the work is taking as long as it is and questions if this private individual knew what he was getting into when he started there with this grading or whether demands have been made on him by either the Town or the Village and what is the purpose of this, what seems to be excessive work, that is being done.

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, June 26, 1989 at 7:40 P.M.

Trustee Daniels questioned if Ms. Schlifke was referring to Stereo Advantage. Ms. Schlifke stated yes. Trustee Daniels stated they are in the process of redoing the 5' and 4' sewer emerging into a colvert area which then exits into a 6' at the end of that. They have been delayed by the weather. There is a certain amount of grading work that has to be done. That line then runs under the Cardiology Center and breaks into three 3' pipes across Main Street.

Deputy Mayor Kaye stated that the drainage has been approved by the Town and the Village and there aren't any drainage concerns. The problem that the developer is encountering is of a private nature and is something that the Village has not been involved with.

Ms. Schlifke questions this because when the property was sold everyone was under the impression that there was to be a cut down of the area and that Ms. Schlifke did not foresee additional work involved with the drainage and she wonders where the demands came from.

Trustee Sweeney stated the Environmental Committee with Hal Collier in the Town of Amherst was looking into the possibility of storm drain problems and alternatives to correct those problems.

Ms. Schlifke stated she is not talking about what she reads in the paper where Mr. Collier has suggested working with the Village to run along the conrail property in order to relieve the people of their flooding. Her question is why the developer is taking so long when extra demands have not been made on him. Why is additional work being done? Ms. Schlifke stated that the property is owned by a private individual and it must be costing him more money than what he anticipated when he developed it.

Judy Ames, Building and Zoning Clerk, stated that Ms. Schlifke should ask the Town of Amherst who approved the plans for the drainage and are monitoring the work being done.

Maryanne Avery, 64 Garrison, questioned if the Board could hold the permit for Old Home Days until the Parks Committee gets an answer back from the Old Home Day Committee and the Jolly Boys on some of the questions that our Chairman was put to them. Ms. Avery was under the impression that the permit wouldn't be granted until later in July.

Mayor Deputy Kaye state the Board will not meet again until after Old Home Days.

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, June 26, 1989 at 7:40 P.M.

Harriet Dempsey, N. Union, stated she would like to see the drainage ditch continue on.

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

Unanimously carried.

ON MOTION by Deputy Mayor Kaye, seconded by Trustee Sweeney, it was moved to close the meeting at 9:15 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer