

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 July 23, 1990 at 7:31 P.M.

Present: Lawrence R. Brenton, Mayor
Robert V. Bindert Trustees
Ronald Daniels
Yvonne Kaye
Richard 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 7:31 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Kaye, the minutes of the regular meeting of the Board of Trustees held June 25, 1990 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the minutes of the special meeting of the Board of Trustees held July 9, 1990 were approved.

Unanimously carried.

Mayor Brenton reported that at 4:00 P.M. this afternoon, the Village Board met with representatives of the Town of Amherst. Included in that meeting were representatives from the Ciminelli Development Corporation, at which time the Town of Amherst and the Village of Williamsville presented their various positions pertaining to the request of the Ciminelli Development Corporation to have a road cut built into Evans Street, which has been the subject of a great deal of comment and consideration in the past year. During this meeting viewpoints were expressed and the results were duly recorded. The record will be forwarded to Judge Doyle pertaining to this subject. It is assumed that Judge Doyle will make a determination as to the position of both parties or perhaps he may decide to remand it back to both parties. In any event, the request of the Ciminelli Development Corporation to build a road into Evans Street will now be shortly before Judge Doyle, who is hearing this case.

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ON MOTION by Mayor Brenton, seconded by Trustee Bindert, vouchers in the amount of \$101,486.51 covering 7/9/90-7/19/90 were approved:

Payroll fund w/e 7/14/90	\$	24,257.58
General fund		33,907.71
Water fund		182.00
Sewer fund		-0-
Trust & Agency fund		15,185.57
Glen Park Joint Activities fund		2,285.60
Capital fund		25,668.05
Community Development fund		-0-
Grand Total	\$	<u>101,486.51</u>

Large Vouchers:

Frandina Engineering	\$	4,000.00
Niagara Mohawk	\$	11,721.73
Pittsford Fire Equipment	\$	4,786.76

Unanimously carried.

Mayor Brenton stated his second resolution deals with an employee which we now have working for the Village in the Village Clerk's office. This employee, Mrs. Kuzon, was number one on the civil service list after taking the test for the position of Senior Account Clerk, which was recently created in the Clerk's office. This resolution appoints her from the Civil Service list to that position.

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

RESOLVED THAT Sally Kuzon, 98 Columbia Drive, is hereby appointed Senior Account Clerk in the Village Clerk's Office immediately at the rate of \$9.25 per hour.

Unanimously carried.

Mayor Brenton stated in Trustee Sweeney's absence he will also conduct Trustee Sweeney's resolution. This resolution deals with the request of the petitioner to develop an area within the Village of Williamsville at 26 West Spring Street, that area being west of Grove Street (bordered) by Glen Avenue and West Spring Street and that being the easterly portion of that particular area. The owners are requesting under Exceptional Development, which is a portion of our laws governing a situation of this number of square feet, that they be heard.

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In this case, a determination will be made by the Village Board of Trustees, which is contrary to most requests for building permits or building construction which are normally referred to the Building Department. However, this request is of a significant magnitude and this falls under our Exceptional Development law. In order to hear all parties pertaining to this request, the Village Board will be conducting a public hearing.

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

RESOLVED THAT the Village Clerk publish notice of public hearing to be held by the Board of Trustees on September 10, 1990, at 7:30 P.M., in the Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in discussing an application for Exceptional Development for an addition at 26 West Spring Street.

Unanimously carried.

Trustee Daniels had no report nor resolutions this evening.

Trustee Kaye reported that "Savor the Flavor" will be held Tuesday, August 7. The hours are being expanded. We will begin at noon and go to 9:00 P.M. We have lots of entertainment for adults and children. The event is co-sponsored by the Williamsville Business and Professional Association, the Williamsville Parks Committee and the Village Youth Board. During the day for children, from 12:00 P.M. - 2:00 P.M. and from 4:00 P.M. - 7:00 P.M. we will have clowns, pony rides, face painting, a magic show, and picture taking. From 2:00 P.M. to 4:00 P.M. KISS 98.5 radio will broadcast live from the park. In the evening, there will be a concert by the Williamsville Summer band at 7:30 P.M. There will be a variety of food booths throughout the day and evening and entertainment for the whole family. A portion of the proceeds are being donated back to the Village Parks Committee for the beautification of parks from the Williamsville Business and Professional Association. We're looking forward to all attending.

Trustee Kaye stated the Village received a poem about the Lehigh Memory Trail by one of our residents. Evelyn Davies wrote "The Lehigh Valley Station" which was sent to us. The Board certainly appreciates her composition. Trustee Kaye stated if anyone would like a copy of it, it will be available at Village Hall at the front desk. Trustee Kaye read the poem, which is attached. Trustee Kaye stated it was very nice and will be sent on to the Western New York Railroad Society.

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 July 23, 1990 at 7:31 P.M.

Trustee Kaye stated that the Big Toy, in Garrison Park, has had some vandalism this past week. One of our tubular yellow slides suffered a 9" cut. Representatives from Big Toy came out and verified that it was an actual cut that was made in the slide. We had ordered a replacement piece. Fortunately, it's in a portion that can be easily taken apart and removed and put back together again. It's unfortunate but we have addressed it and have notified our security about it. They are diligently patrolling Garrison Park along with our other parks to hopefully prevent a reoccurrence.

Trustee Kaye also reported Theresa Cummins, David Laubisch, and herself had a meeting this morning about recycling. The Village has gone out to bid for our recycling truck. The bids have come back and we're looking at those bids. We're looking at our other recycling areas and have realized that we will be pushing back the date for beginning recycling to a date of November 6th. It may be sooner than that but we will be in full swing hopefully no later than November 6, 1990. Just to let you know, we have a slight delay in the beginning date of recycling, but we are actively working towards having that in full swing.

Mayor Brenton stated Mrs. Davies resides in a castle. Obviously, this woman that wrote this poem, was an immigrant to this nation. For those who are unaware of what we refer to as a castle, she now resides in a castle which would probably be the most exclusive building and area to live in this entire area including any place in the Town of Amherst. She actually lives in a castle, which is in the Village of Williamsville. He thinks that's something to be said for immigrants.

Trustee Bindert stated the Traffic and Safety Committee will have a meeting on August 16, 1990. Normally we do not schedule a meeting during August but there is business to go over and we will have a meeting then. The Youth and Recreation Board is following their summer schedule which includes many events on a weekly basis such as movies, and bike rodeos. They are participating very actively in this upcoming "Savor the Flavor" of Williamsville.

Mayor Brenton stated Superintendent of Public Works David Laubisch is still off ill. In Superintendent Laubisch's absence, the department is being conducted by one of the working foreman, Paul McMenemy, who is doing an excellent job in the performance of his normal duties and those duties of the Superintendent of Public Works. Mayor Brenton thinks Mr. McMenemy should be recognized for his efforts and is sure the Board agrees with him.

ON MOTION by Mayor Brenton, seconded by Trustee Kaye, it was moved for a suspension of rules for public participation.

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 July 23, 1990 at 7:31 P.M.

Carolyn Schlifke, 192 Evans Street, asked Mayor Brenton to identify for her more specifically 26 West Spring Street. All of the area involved, she doesn't know the numbers.

Mayor Brenton stated you take Grove Street as an easterly borderline. You take West Spring Street as a southerly borderline. You take Glen Avenue as a northerly borderline, go all the way over to Reist Street and we're going to take the eastern half of that area. It's the eastern half of the old Deschner Blockworks property which encompasses one half of that particular block.

Carolyn Schlifke stated she wanted Mayor Brenton to be more specific - is there a structure on the property at present?

Mayor Brenton stated he would refer her to the drawings that were submitted to the Building Department. That will answer all her questions. There is a structure on it. They intend to tear it down. There's a house at the corner of the Spring and Grove. It is his understanding that it is their intention to buy that house and tear it down.

Harmon Wipple, 51 Garden Parkway, asked what would be put in there?

Mayor Brenton stated he believes that they want to put additional office space in there, which occupies a portion of that property. The property is zoned for that. There is no request for rezoning, there's only a request for the property to be treated under exceptional development, because of the square footage. Additionally, the petitioner has 2 proposals. One is to preserve the caves that are underneath the property there. These are cuts in the rock underground. In order to preserve the caves, he must come up with 6 less parking spaces than are required by our exceptional development law. Should the Board not grant that request for 6 less parking spaces, he would have to fill in the caves and we would no longer have the beauty of the caves.

Maryanne Avery, 64 Garrison Road, stated she has just been told that there's a lot of plastic material floating around in Ellicott Creek that the ducks could eat.

Robert Krieter, 62 Eagle Street, asked why hasn't the creek been cleaned up and who is going to do it? It is south of the falls near the beer tent area.

Mayor Brenton asked if it is starting to migrate down towards the dam. When it gets all down there, he is sure that is what their intentions are, to scoop it all up at once.

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Trustee Kaye stated she will speak to the DPW in the morning to determine when this will be cleaned out.

Maryanne Avery asked if the slide in Garrison Park was cut up during Old Home Days.

Trustee Kaye stated it was prior to it.

Maryanne Avery stated she doesn't know where the guards were Friday night. She knows the police were called twice for Garrison Park. If the guards were in Island Park, it didn't seem necessary for them to be there. She doesn't know where they were.

Mayor Brenton stated they might have been down in this area, which might have been a little more important at the time.

Trustee Kaye stated she spoke with the security people today and they had said that during Old Home Days they spent quite a bit of time at Garrison Park because the police were here in Island Park. They also spent their time on the other end. The Village gets reports on a regular basis from the security guards so Trustee Kaye will be able to look at it and see where they were. She appreciates Ms. Avery bringing it up to the Board's attention. Trustee Kaye asked if Ms. Avery knew about what time that was.

Ms. Avery stated she thinks it was a little after midnight. They went through twice. There must have been 18 of them.

Mr. Wipple stated recently there were 2 young boys in Island Park diving off the ironwork above the dam, which he understood has not been done for years. One of his boys who saw this questioned the guard who said there was nothing wrong with that. He doesn't know if it is a one time occurrence, but it did happen. Obviously, the guard didn't know what the restrictions were.

Trustee Kaye stated we will check with them to make sure that they understand. We have given them the rules and regulations of the parks.

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

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kaye, it was moved to adjourn the meeting at 7:55 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer