

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, September 10, 1990 at 7:37 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
David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held September 10, 1990 at 7:30 P.M. for the purpose of hearing all persons interested in discussing an application for an Exceptional Development permit for an addition at 26 W. Spring Street.

Trustee Sweeney stated as it the custom of the Village Board, the decision will not be reached on the subject of the hearing held this evening. If there are changes recommended by the Village Board to the plans, if those changes are substantial or if the developer should choose to alter his proposal substantially, there may be a further hearing rather than a decision on the request for exceptional development. That decision will not be made this evening.

Mr. Kenneth Selden, Architect, stated the owners are asking for an addition to the north of the existing building to be in same style as the present building. It will be 2 floors. They will need more parking to meet the Village Code. The barn structure is starting to be very dilapidated and to be a nuisance as far as vandalism. The original idea was to tear the whole barn structure down to provide more parking to the site. However, we had a letter from a Village Trustee asking that that be looked into, leaving the one portion of the barn there, which has the tunnels. Another sketch was then made showing that plan with the parking that does not allow the amount of parking that's required for the building.

Mr. Selden stated the owner of the property is 24 W. Spring Street, Inc., a holding company for the building. The firm is Scipar, who makes, designs and integrates extremely large computer systems. It's a very clean business for a Village to have. The plans submitted are preliminary because we wanted a concept approval before we went into the larger expense of additional detailed documents because we want to determine that the Village wants this project.

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Trustee Sweeney pointed out that this architectural rendering, this preliminary site plan was developed before 2 changes that are significant to that area of the Village. That is, these drawings were made before there was a rezoning of adjoining properties from commercial to residential and before the Village Board adopted a revised zoning code that included different standards. The Board is aware that there are a number of significant variances from current standards for the development of the commercially zoned area abutting the residential district.

Geraldine R. Davis, 39 Reist, stated her backyard is part of the development area. She can't believe that they are going to build a two-story building within 5' of her property line. Her backyard is extremely small. She just can't believe that there's going to be this brick building covering her backyard. Her husband wrote a letter which she handed to the Board. Ms. Davis showed the Board where her house is on the plans and explained that her house is for sale and that she feels it will be very difficult for her to sell that house now.

Mr. Selden stated that for Scipar not to build in that area would be a loss of a chunk of land. They bought a piece of property which was commercial. At that time the property around them was commercial also and they expected to build on that property.

Jenny Lorenzini, 29 Reist Street, submitted a petition to the Board. She asked Trustee Sweeney if there was a date on those drawings. She remembers it being June, 1990. Is that when the idea was first presented? She also asked what is considered approval by the Village that would put these plans so that they would be irreversible. Has there been any Village vote or decision where they cannot be changed, therefore the zoning that was passed in April of the year would be in effect first before the plans that came in?

Trustee Sweeney stated no, the Village did not receive these plans and stamp them as accepted on a given date such that any change in the code after that would not take effect or would not apply. At the same time, the Board is operating on the site plan on this proposal as an exceptional development which specifically gives the Village Board of Trustees the authority to grant a very broad degree of latitude in the terms of the standards of the zoning and building code that would be applied. It would be possible for this Board to grant an approval, although perhaps the side, yard setback requirements were not met according to current standards. Ms. Lorenzini stated she doesn't know what the date is on the new Village Zoning ordinance.

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Mayor Brenton stated it doesn't matter what the date is. The petitioner will operate under our present law regardless of when it was submitted. It doesn't matter when the date is. The ~~process~~ process for decision by the Village Board is taking place as of this evening.

Ms. Lorenzini stated her major problem with the proposal is that the plan violates the second requirement of exceptional development and that is that the Village can waive requirements "if it would promote the public safety and welfare of the residents of the Village". In her opinion, as Geraldine Davis stated, that would not be done if there were to be an office building 2 stories high and 5' from her property line.

Mary Lowther, 120 N. Ellicott Street, member of the Traffic and Safety Committee, stated Mr. Selden came before that committee regarding the lack of sufficient parking space to meet the traffic codes and parking requirements for the square footage of the building that is being proposed. As a member of Traffic and Safety, she felt she had to look at the requirements for the residents of the Village of Williamsville. In that capacity, she voted in favor of the committee saying that this project was okay and met their approval as far as the Traffic and Safety end of the development. With not enough parking spaces there had been an alternate proposal to preserve the caverns. As much as she would like to have the caverns preserved, the residents of that neighborhood would be impacted especially in the event that the company ever moves out of the area and another commercial user moves into the property. There are terrible problems right now in dating back to when AT&T was there, employees would park all over resident's front yards, front lawns and constantly blocking fire hydrants. There's a real serious problem there. So in the capacity as a member of Traffic & Safety she did feel she had to vote in favor of demolishing the caverns so they would have additional parking. However, personally, she really thinks that they should be preserved. She doesn't think the development should be done at the expense of the residents in the neighborhood who have worked very hard to change their zoning from commercial to residential in the last year and who have valid, legitimate concerns about this development. She thinks there are alternatives that probably could be addressed which would include buying an adjoining property, which is being looked at but has not been done as yet or reconfiguring the project somehow, lowering the square footage of the building so that they didn't lack the required number of parking spaces. There are a lot of alternatives that need to be examined. She doesn't think it's appropriate for any commercial building to encroach within 5' of anyone's residence, under any circumstance in the Village of Williamsville.

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Gartley Weller, 129 Mill Street, stated sometime ago the public was invited to tour the caves. There were 2 plans submitted. One included demolishing the caves, the other left the caves intact. He doesn't know what the recommendations have been by the Traffic and Safety Board but the Preservation Board, or the Historical Society and he believes most people in the Village are opposed to demolishing the caves. How many parking spaces are we lacking if the building is built as proposed?

Trustee Sweeney stated his understanding is six under one alternative.

Mr. Selden stated if the corner property is bought. He doesn't know if they can ever come to an agreement on buying the property.

Mr. Weller stated when the Historical Society toured the property with the owners, it didn't seem to be a problem. To him, the caves are historical. He referred to a guided tour booklet that the Village of Williamsville Historical Society has published. It's in the second printing. If you were to walk up Main Street, down Main Street, Glen Avenue, Spring Street, or whatever, as you walk by you would be given a little history about the particular property. It's a shame that only a few properties remain intact. We can tell you about the history, we can tell you about what was there, but it is no longer. We've heard many times "Well, it's just one property. We're just going to take Dr. Westinghouses's house, we're going to take Kitty Randall's house away and put a a glass building there, but it's only one building, or we're going to take another one away down here, the Village tavern-but it's only one building". Do you see what's happening? We're losing our heritage. Now we're down to the caves. Now we say, go ahead. Build it. There are very few remaining. Where in the world do you find another set of caves such as this? Mr. Weller read an article called Brewery Hill, bounded by Glen Ave., Main and Grove Street, "Brewery Hill was a site for the thriving brewery business for over a half of a century. Established by Urban and Blocher in 1845. It was subsequently owned by John Daul, J. Batt and Co. and finally the Williamsville Cooperative Brewery Association which closed it's doors in 1890. After the turn of the century, ice cuts from nearby ponds were stored in sawdust in the old brewery for summer use and home refrigeration. The remains of the brewery were eventually destroyed by fire and the site purchased by Ignatz Oechsner in the early 1900's who bought a cement block business. Built on the foundation of the old Brewery, the factory was in operation until the late 1960's. Today most of the hill is gone, having been used to fill a swamp on Dream Island, when Mr. Oechsner built his castle. The mound that does remain, however, effectively hides one of Williamsville's most unusual historical features. Several 3-4" thick stone wall chambers measuring 25'-80', once used by the brewery for storage and refrigeration and by the cement block industry as curing rooms."

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We are very fortunate to have this in our Village. Where in the world do you find something like this? Are we going to sacrifice this for a half dozen parking spaces? That's all it amounts to. We're trading this for parking spaces. We're covering the whole world now with black top. We're taking our greenspace away. He asked the Board to consider this, that they may alter the requirements or whatever may be done. Mr. Weller asks that these people consider seriously saving the caves for our future generations. Let's hang on to something we have.

Maryanne Avery, 64 Garrison, stated she hasn't seen the caves but feels this is something that we can save. This is not something that can be destroyed. It's not something that is going to deteriorate and fall down like some of the houses and buildings. It's stone and in perfectly good shape. The other thing is when you walk around the Village you can't help but notice it is beginning to resemble New York City. There's virtually no greenspace. It's all asphalt. At some point, you've got to stop or there's going to be nothing but hard surface in the Village.

Rosemary Sugg, member of the Historic Preservation Commission, stated there are 2 points she would like to make: 1) She asked the Trustees if they received the letter from 3 members. Trustee Kaye stated they had. Ms. Sugg stated she has always been conscious, living in the Village as long as she has, of the fragile environment of that part of the Village. Although she doesn't live there, she understands anytime she is walking, biking or driving, that we need to be careful how we develop that part of the Village or it could evolve into a blighted area. There's no need for it to. She is impressed with Mr. Selden's plan as far as the creativity of it goes but she is very distressed about the scope of it. It is much too ambitious for that particular parcel of land. She has been on the Preservation Board. Being involved with the Historical Society, she thinks that Scipar has been a good neighbor and a good tenant. Again, a plan has been proposed by Mr. Selden, whereby the tunnels can be saved. She has seen the tunnels and they are remarkable. They remind her of things you see in Europe. They're going to stand a long time. First of all, people who care about them, they'll see the little parts of them that are perhaps being undermined now to be restored. Restoration is not part of the English language yet in America and it needs to be. She also thinks if the Trustees had no viable alternate plan, they might be faced with a difficult decision. But because the Board does have Mr. Selden's alternate plan, she doesn't think they have a tough choice here. She thinks every developer gives you all they want but then they don't expect to get it all. She knows the argument is going to be you're being very unrealistic here, nobody has seen these tunnels. What are they worried about them for. She thinks that's also part of what's wrong with our mentality. Once they're torn down, no one will ever see

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them. Who's to say that in the next few decades someone will come in and take over the Scipar Construction and look at those. Maybe they'll have a little more imagination than any of us has right now and say this is what we can do with those. She urges the Board to use their imagination first of all and consider our heritage. We live here for a reason. Remember that. Don't allow those tunnels to be bulldozed. They are really terrific, architecturally and historically. Vote with a dedication to the past, a vision to the future. Vote to save those tunnels. She thinks the Board will vote with no regret. We've got a plan that with some modification can be approved.

Brian O'Brien, 47 Reist St, stated he is new to the area, from Buffalo about a year ago. He is getting disillusioned with the traffic and safety here already. Doubling the size of the building sounds to him like there is going to be even more employees and more cars in the area. He is concerned about the driving and lack of moving violations by the police.

Mr. O'Brien is also concerned that a while ago when the sidewalks were resurfaced, they closed off one of the storm sewers. The flooding in his basement immediately got worse. We're talking about more asphalt, more storm sewers being closed off and more flooding than we need.

Trustee Sweeney asked if the storm sewer since has been opened up.

Mr. O'Brien stated it had not.

Trustee Kaye asked Supt. Laubisch to look into that problem.

Trustee Sweeney asked Mr. Selden if he has been given authorization to proceed further if the Board were to ask him to submit a revised set of drawings that would conform with the current zoning set back requirements.

Mr. Selden said he has no written authorization. We have to research the matter to see if it is feasible on their part to expand the zoning code.

Trustee Sweeney asked Mr. Selden if Scipar is still pursuing buying the home at the corner of West Spring.

Mr. Selden stated they have talked to the owner about the property. From what he understands it's priced fairly high. The property doesn't really give us that much more parking as far as the site goes since it is a small and narrow angle. But we are pursuing it because it is a detriment to their entrance onto Spring Street and the access would be better going out onto Spring Street.

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Trustee Kaye asked if Mr. Selden was aware of any other properties that could be pursued for this project.

Mr. Selden stated he did not know of any others that would be available.

Trustee Kaye stated that when she toured the tunnels in that building structure, there appeared to be an opening to a spring or well in the very front at the south end of the building. She wondered what accommodations would be made for this.

Mr. Selden stated the storm sewer goes right through the property. In any rock structure like those, there will be a certain amount of seepage in the wall depending on the season. (It) is low down there, on one side of the tunnel more than on the other side. There is a permanent storm sewer going straight through the property. Mr. Selden said the design is in a primary state at this point. We wanted to make sure the Village was agreeable with the plan first before they proceeded further.

Trustee Sweeney wondered whether it would be reasonable to adjourn this hearing and ask Mr. Selden to submit a revised plan or if that would take so much time that Mr. Selden would need a preliminary decision and several months in order to make a revised edition.

Mr. Selden stated it wouldn't take very long to deliver the Village's requirements to the owner. He would like, at least, a preliminary decision to give them a feeling of the requirements of the Village Board. That's what we're asking for. Then we could improve the plan and finalize it.

Trustee Sweeney stated in addition, the Board will be asking for a more detailed landscape plan.

Trustee Daniels stated he also would like a clarification on the adjournment of this public hearing. The situation as he understands it, is that there are 2 plans here which the Board has to choose between. At that point, major revisions will have to be made to especially the ones regarding the tunnel. At the time that they are resubmitted the changes are substantive enough that would warrant more public input. The question is whether the Board should adjourn this hearing to another date or terminate it.

Mayor Brenton thinks the Village Board has to decide whether or not it will require continuation of this hearing so we could make a final determination on perhaps yet a resubmitted plan which would encompass the desires of the public, who are sitting here and expressed themselves this evening.

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Trustee Daniels stated what poses a problem for him is that if we do not make a decision whether it be adjourned or closed is how the public will know if we have or have not adjourned it in order for them to be present the next time we discuss it since written notice would not have to appear in the paper if it is continued.

Mayor Brenton stated that it appears that what has been rendered here is inadequate to the needs of the residents of the Village of Williamsville. He thinks most of the concerns center on preservation of the caves and the question of the 20' setback. Should the commercial properties be allowed to abut residential properties within 5'? The answer to that in his mind would be no, so he would caution the Architect to reconsider his plans and to express to the Developer that some Board members are absolutely uncomfortable with the idea of allowing encroachment within 5' of residential property within the Village of Williamsville. Then there is the question of the caves. Certainly we can consider the historic significance of those caves and what we should do for posterity because they are very important. He would also consider that. There is an obvious blending of those too because if we don't encroach within 20' perhaps the developer might have to make the building a bit smaller and then there will be no need for the six additional parking spaces. There wouldn't be a problem with the 6 parking spaces and there wouldn't be a problem with what to do with the caves. The public hearing should be adjourned to another date since as the Architect indicated, these are only conceptual plans. This public hearing will be continued at another time when the Board has some hard submission based on public input here this evening.

Trustee Daniels asked if the Board could set a date at this time.

Mayor Brenton stated that would probably be difficult because the Architect will have to resolve it with the Developer. A notification will have to be placed in the Amherst Bee when a new date is set.

Trustee Sweeney thanked the Mayor and Trustee Daniels for summarizing much of the discussion that preceded this public meeting and lead up to our quandary whether the interest of the developer and Village would be best served by adjourning this public hearing until a future date as yet unnamed. Residents will be provided with advance notice before it is reconvened.

Mr. Weller asked whether the size of some of the parking spaces could be cut down so the developer would not be lacking six spaces.

Mayor Brenton stated parking spaces are determined by the number of feet involved on a flat basis. He thinks there is a figure of 19' by 9'. However, Mr. Weller's thought is well taken.

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Trustee Kaye stated she too would like to see the Architect come back with a plan that addresses saving the tunnels, that gives adequate parking and that also does not encroach on the residents in the area. She was Liaison to the Historic Preservation Commission when a letter was sent to Scipar requesting, that during any additions or renovations, that Scipar consider saving this unique feature. She is very much in favor of looking at a plan that addresses those 3 areas.

Trustee Sweeney stated in the interim the Village Board will consider and give preliminary recommendations to the Architect concerning additional data it feels essential in order to make a final decision on an exceptional development plan approval.

ON MOTION by Trustee Sweeney, seconded by Trustee Daniels, it was moved at 8:27 P.M. to recess this public hearing to a future yet unspecified date.

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, September 10, 1990 at 8:28 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
David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held September 10, 1990 at 7:40 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 65.40 (A) (1) of the Village Water Code pertaining to water rates.

Mayor Brenton stated we have been informed by the Erie County Water Authority, from whom we purchase our water and then sell it to our customers, that there will be a rate increase of 6 3/4 cents or 7 cents rounded per thousand gallons of water. The question is should we, in a normal businesslike fashion, pass this water rate increase on to our customers or perhaps should we absorb the entire increase and continue on with our present water rate, or should we increase the water rate to reflect the 4.8 percentage increase which the 6 3/4 cents amounts to.

Trustee Sweeney stated his general understanding is that the Village Water system does experience a rather significant loss in terms of the quantity of water that Erie County Water Authority bills the Village. Because of this water loss, he believes we need to reflect that percentage of water loss and therefore it is his recommendation that we increase the fee by 8 1/2 cents per thousand gallons to reflect the approximate 20% loss experienced by the Village. The intent is to thoroughly pass on to the consumer the experience of the Village.

Mayor Brenton stated so that no one is confused, your understanding pertaining to water loss within the Village is basically incorrect. The Village experiences approximately a 23% loss. Optimum loss would be about 18% so that we do not have a significant loss. However, we do have a loss for unaccounted for water which means we take in "x" number of gallons and sell slightly less than "x" number of gallons. The difference being the amount that is purchased and the amount that is sold being unaccounted for. Although it is not significant, it is something to be considered. However, we do not have what would be considered a significant water loss.

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Trustee Kaye stated it is her understanding as well that part of that water that we are talking about is the difference between what's bought and sold. Also it should be noted that some of the loss is utilized by Hutchinson Hose Company.

Mayor Brenton stated that is not different from many other communities and is considered a normal part of water service. We are not different from Snyder, Eggertsville or Harris Hill or Gowanda, New York in that their fire companies also utilize water from the public system for the purpose of practicing or else putting out fires.

Trustee Bindert stated he agrees with Mayor Brenton on his statement. You want the Water Department to pay for itself without being excessive.

Mayor Brenton asked if Trustee Bindert's position would be that we pass the increase?

Trustee Bindert stated yes it is.

Trustee Daniels asked what would the amount be?

Mayor Brenton stated it would end up .10 per thousand gallons of water increasing the rate from \$2.16 to \$2.26, which in effect would be a modest increase as the Authority has indicated to us. The Village will see a slight increase of 6 3/4 cents per thousand gallons. Raising it by percentage would equal 10 cents per thousand.

Trustee Daniels stated he would like to take the other side of this issue. The Erie County Water Authority states that they're raising their rates 6 3/4 cents per thousand which is what the rate increase would be to the average resident or anybody else who deals with the Erie County Water Authority. That is his understanding. What we're saying here is we're in the Village and we're not going to pass through that 6 3/4 cents raise but were going to increase it by 10 cents per thousand. Trustee Daniels feels that because of the water cost per thousand increased from the source, from Erie County, does not mean that our expense from distributing that water is anymore. To tack on an increase arbitrarily just coincidentally with their increase is not a proper way to justify that increase. He would like to see the increase passed on as 6 3/4 cents. We are now going through a rehabilitation phase of our water system in anticipation of Erie County taking it over. Through all these remedial measures that our water department is conducting, hopefully we will become even more efficient and will not be realizing the rate of loss. We don't need to raise our rates until we find out whether we do or not. He thinks it's arbitrary to raise them anymore than just the pass through rate that Erie County is going to have of 6 3/4 cents.

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Mayor Brenton stated Trustee Daniels' feelings are somewhat not consistent with the facts because Trustee Daniels indicates that there is no reason for the Village to raise our rates as an individual water authority, which of course we are. Their reason is because since our last increase, which was many years ago and was a direct pass through, we have absorbed greater salary costs for our water person and for those related to the water system. We're not totally talking about 1 person. A number of employees can be involved in a water main break which has to be repaired. Fringe benefits have also increased. Blue Cross and Blue Shield alone has gone up dramatically over the last 7 years, probably since we raised our rate. So that we have absorbed these costs also. We are also under mandate by the State Department of Audit and Control to have the water authority stand on it's own. He thinks that the Village Clerk could tell you that we just marginally were black to red last year. Another 3 cents increase per thousand gallons over our cost would probably impact the homeowner or consumer approximately \$6.00 or \$10.00 a year, which he doesn't think is significant, and would help keep us out of the red. We would then be generating on a total basis some additional revenue to offset our costs of these many years since we have not increased our rates.

Trustee Daniels stated he would like to clarify exactly how much we need to raise our rates and only do the pass thru now. At some point in the future we can find out exactly what our loss is if there is a loss in the future and at that point change the rate at that time to reflect budgetary increases, not just the pass through increases and what we are addressing now. He would like to have it just pass through as it is now and assess other increases at budget time. We will have bonified figures at that time. He does know that we have a better handle on our losses now than we had in years. That goes for a more efficient system, which may not work with our increase that we're sort of guessing at right now, that will take care of what we project to be losses. He would like to see it as a separate increase if it needs to happen at budget time.

Mayor Brenton stated Trustee Daniels argument is well taken and the Board will consider that when it determines the rates.

Trustee Kaye stated in her conversation with the Village Treasurer that in passing through the percentage that this would cover the increased administrative operating costs that we have not passed on to consumers in the past, even though we have raised salaries of the water employees benefits and administrative costs of the department.

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Trustee Sweeney stated he thought he recommended a smaller change than what we now seem to be considering and at the same time what he suggested was considered excessive. He would like Mayor Brenton to clarify what he's proposing the rate per thousand be raised to.

Mayor Brenton stated there was no proposal indicated when he opened the public hearing. There are various methods we could take. In the final analysis, Mayor Brenton's preference would be to raise it on a percentage basis, which would come to 10 cents additional per thousand gallons of water. The average family uses 30 thousand gallons of water in a given quarter of the year. The 30 thousand gallons of water divided by 1,000 x .10 is not a significant amount. On a collective basis, this is what we need. We need to consider the fact that the Village of Williamsville water business needs some additional increase in price of the water sold to the public. On the basis of what we have not done in many years, we need to increase our water rates.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, it was moved to close the public hearing at 8:44 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, September 10, 1990 at 7:36 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
David Laubisch, Supt. of Public Works

Mayor Brenton called the meeting to order with the Pledge of Allegiance at 7:36 P.M.

ON MOTION by Mayor Brenton, seconded by Trustee Daniels, the minutes of the regular meeting of the Board of Trustees held August 27, 1990 were approved.

Unanimously carried.

ON MOTION by Trustee Sweeney, seconded by Trustee Bindert, it was moved at 7:37 P.M. to open a public hearing on a request for an Exceptional Development permit - 26 W. Spring Street. (The public hearing was closed at 8:27 P.M.)

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Daniels, it was moved at 8:28 P.M. to open a public hearing on a proposed local law - Amend Section 65.40 (A) (1) of Water Code - Increase Water Rates. (The public hearing was closed at 8:44 P.M.)

Unanimously carried.

Mayor Brenton reported that the Beautification project is being completed. They are now in the process of planting trees and also repairing damage to some of the trees that were caused by the contractor, who will be assessed the cost of the damage done to the trees. The funds will be removed from his final payment or else we will go to the bonding agent, which seems to be the less preferable way. It totals some \$3-5,000.

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Mayor Brenton also reported in a recent issue in the Amherst Bee it was indicated that a reporter had discussed with him what the Amherst Bee has perceived to be a decision by Justice Doyle. The perception of the Amherst Bee was that they assumed that Justice Doyle had made some sort of permanent decision. In any event, the reporter asked Mayor Brenton if he had any comment on the article; he said he had not seen the article. Sometimes he does not read the Amherst Bee, especially during the busy season. That particular article he did not see. He said to the reporter he could not comment on that article. The Amherst Bee did report that he was speechless and he just wants to correct that since he is seldom speechless.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, vouchers in the amount of \$50,207.21 covering 8/24/90-9/6/90 were approved:

payroll fund w/e/ 8/25/90	\$	22,998.71
General fund		17,072.90
Water fund		192.10
Sewer fund		-0-
Trust & Agency fund		7,855.89
Glen Park Joint Activities fund		2,087.91
Capital fund		-0-
Community Development fund		

Grand Total	\$	<u>50,207.21</u>

Large Vouchers:

Niagara Mohawk	\$	8,266.39
Bison Turf Equipment	\$	1,690.00
Motorola, Inc.	\$	1,806.00

Unanimously carried.

Trustee Kaye reported the Fire Department dedicated the new aerial fire truck. She was personally very excited to get a ride up in the 100' scope. It's a unique vehicle, state of the art, very high tech. It's a vehicle that the Village should be very proud to have. The new ladder that we have will now reach above the top of any of the Village's buildings. It will also go 10% below grade in case we have someone who goes into the creek and we need to get them out. It's a very fine vehicle and very well equipped. It's certainly very beneficial in protecting our residents and all our buildings that we have in the Village.

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, September 10, 1990 at 7:36 P.M.

Mayor Brenton stated that he thinks we have the best equipment available. We have the best building available and we have the best fire department.

David Laubisch, Superintendent of Public Works, stated we are scheduled to start the paving program this Thursday. The streets that will be paved will be given one day's notice prior to the commencement of paving. That also depends on the weather. This Thursday is the scheduled day for the start of our paving.

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

Unanimously carried.

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 Sweeney, it was moved to closed the meeting at 8:51 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer