

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 25, 1991 at 7:45 P.M. BB

Present: Ronald Daniels, Mayor
James Hayes, Trustees
Yvonne Kaye
Patrick Kelly

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

Absent: Mary Lowther, Trustee
David Laubisch, Supt. of Public Works

The Village Clerk read the notice of public hearing being held November 25, 1991 by the Board of Trustees of the Village of Williamsville 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 a proposed local law which would amend Section 103-16 of the Village Vehicle and Traffic Code and would provide for "No Parking" on the east side of Evans Street from the Blocher Home driveway to a point 50 feet north of the south Drexel Hill driveway.

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

Unanimously carried.

Trustee Kaye stated this public hearing is the result of a request from Joseph Gillings, the Town of Amherst Planning Director. He has requested the Village Board to prohibit parking within the turning lane on Evans at Essjay. The area of this intersection was the matter of a lawsuit between the Village of Williamsville, the Town of Amherst and Ciminelli Development Corporation. On June 20th of this year, Justice Doyle issued an order which included a stipulation on traffic control by the Village at that intersection of Evans and Essjay Street. It affirms some Village rights which are set out in the Vehicle and Traffic law and it also places limitations on Village control of the intersection. On October 9th Trustee Kaye asked Tom Troy, Village Attorney, for his opinion of the Town of Amherst request regarding this intersection to make sure that the Village was in compliance with the order and stipulation. Trustee Kaye read from his letter. "I conclude from a reading of the letter that responsible Trustee officials believe that control over on-street parking on Evans Street turning lane lies with the Village and that I suggest that the Village proceed on that basis to impose parking, standing prohibitions as requested by the Town." This as, Clerk Cummins read to the audience, this area is actually on the east side of Evans Street. It unfortunately would affect approximately 12 homes on Evans, numbers 156-222 on the west side of Evans. There are no homes on the east side.

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We do realize that this would be a possible hardship for those 12 homes. Trustee Kaye asked for input from members of the public regarding this proposed change in the code that would have no standing between the Blocher Home driveway and at a point 50' north of the south Drexel Hill driveway.

Carolyn Schlifke, 192 Evans, stated she lives directly across the street from the area on Evans Street. In the wording of the public hearing description she didn't hear whether it is the north Blocher Home driveway. There are 2 Blocher Home driveways.

Trustee Kelly stated what we talked about is that after the public hearing having Superintendent David Laubisch measure the distance from the Essjay Road interchange and have it stated in the law as feet or yards as opposed to one driveway or another because driveways can get moved.

Trustee Kaye stated just to clarify that, when we met at Traffic and Safety about this as well, the discussion was from the north Blocher Home driveway, which would be directly across from 156 Evans.

Carolyn Schlifke stated normally if the Board was removing parking from a residential street there would be an audience full of unhappy people. However, in this particular case, we lost our on-street parking over a year ago when Justice Doyle ruled against the Village of Williamsville. It's been gone for all that time and she believes the Town of Amherst is correct in asking the Village to take some action to sign this properly. In fact, she always wondered after the road went in and the access road was there, why the Village was not acting on it because you cannot park legally in an access road. You can't park in the middle of the Essjay Road, you can't park in the middle of the Drexel Hill driveway. So there isn't much left except for a couple of spaces up on the hill and perhaps one to the north of the Drexel Hill driveway, which really is a safety feature. To her thinking, she lost over a year ago and she certainly is not going to stand there and object to what the Village Board is doing because she feels they should have done it a year ago. The matter should have been clarified then rather than have the Village wait for the Town of Amherst to point it out to us.

Frank Mischler, 186 Evans, stated he is opposed to the removal of parking. He doesn't think parking there is a problem now because people do not park there because of the hazards on the hill. However, it's a convenience if you do have friends over for a party or something that they have a place to park.

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Trustee Kaye commented that according to the Vehicle and Traffic law, the turning lanes do not have to be posted "no parking" or "no standing", so it has been the ability at this point to technically park or stand there. It's not against the Vehicle and Traffic law and it is up to the Village of Williamsville. Trustee Kaye did double check that because Ms. Schlifke had made that comment at one of the past meetings. Trustee Kaye did ask Attorney Troy to continue to research that to make sure of that information. Also, Drexel Hill has called the Village Hall and offered those people on Evans Street, who may be losing their parking, the ability to utilize their parking lot for special occasions because they do realize that that is an inconvenience.

As Trustee Kaye stated earlier, this proposal did come before the Traffic and Safety Committee at their October 23rd meeting and was unanimously passed. It also was the comment of our Parking Enforcement Officer as well.

Unanimously carried.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, it was moved to close the hearing at 7:55 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 25, 1991 at 7:56 P.M.

Present: Ronald Daniels, Mayor
James Hayes Trustees
Yvonne Kaye
Patrick Kelly

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

Absent: Mary Lowther, Trustee
David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held November 25, 1991 by the Board of Trustees of the Village of Williamsville at 7:35 P.M. in the Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 103-15 of the Village Vehicle and Traffic Code and would provide for a four-way stop sign at South Ellicott Street and Park Drive.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, the public hearing was opened at 7:56 P.M.

Unanimously carried.

Trustee Kaye stated this item has been on the Traffic and Safety's agenda numerous times. At the meeting of the 23rd, it was on the agenda for discussion again. The stop sign at South Ellicott and Park is needed due to the increased use by children in that area, children who ride bikes and play there. It was unanimously decided at the last Traffic and Safety meeting to move forward with a public hearing to have a four-way stop at that intersection. Trustee Kaye stated that the Parks Committee, when she was the chairman, worked diligently to have these signs erected, so she is quite pleased to see that we are moving forward with this proposed change.

Maryanne Avery, 64 Garrison Road, stated that residents in the area were particularly interested in this four-way stop since they could see the cars going through the area. Ms. Avery stated she walks through that intersection every day. If someone is west along Park Drive, they can't see what's coming because there is always a car parked there. Now we have trucks too. We have somebody who parks a truck right on the corner.

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Trustee Hayes stated as the current liaison to the Parks Committee, he's heard the complaints and the concerns of families who live both in the area that's in question by people who use the park. He is very much in support of putting the stop signs in place. However, he is concerned that people not get a false sense of security from the stop signs once they are installed. He is urging people who are using the park and families who are in the area to exhibit a high degree of caution when they are in that area. As was pointed out, there are other circumstances that make that a dangerous corner. A stop sign is not going to be a cure all and he also pointed out accidents occur. Trustee Hayes also pointed out that this is a reversal of policy on the part of the Traffic and Safety Committee since that committee has, in the past, had a negative attitude towards this stop sign. He is just very pleased now that they have decided to enforce it.

Trustee Kelly stated he used this corner on a regular basis. This intersection is where the bike racks are. There's a new sidewalk in there. There's parking right there and it's just not possible for kids to see traffic coming. It's also not possible for traffic to see the kids. He is very pleased that this is being done.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, it was moved to close the hearing at 8:00 P.M.

Unanimously carried

Theresa L. Cummins
Village Clerk/Treasurer

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, November 25, 1991 at 8:01 P.M.

Present: Ronald Daniels, Mayor
James Hayes Trustees
Yvonne Kaye
Patrick Kelly

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

Absent: Mary Lowther, Trustee
David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing being held on November 25, 1991 by the Board of Trustees of the Village of Williamsville at 7:40 P.M. in the Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in discussing designation of SS. Peter and Paul Church as a historic site in the Village of Williamsville.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, the public hearing was opened at 8:01 P.M.

Unanimously carried.

Mayor Daniels stated this public hearing involves Saints Peter and Paul Church. The Historical Preservation Committee decides on what buildings and sites in the community deserve designation by the Village as historic sites or buildings. One of the ones that has been considered for many years has been Saints Peter and Paul Church. Everyone agrees that it is a site worthy of the designation, in fact it's already a Town and County site. The request for Village designation initially came from Monsignor Gallivan of Saints Peter and Paul, who gave the duty of compiling the form, which contains all the pertinent information on the site, to Mr. Herman Erbocher, who has worked for the church for many years. This form was reviewed by Historic Preservation and now we are conducting the required public hearing.

Mr. Erbocher stated the architect for the church was Fred Hampel. The land on which the church stands was purchased from Betsy Grove in 1857. An additional lot was purchased in 1862 and that was the lot on which the old rectory was erected. Construction on the building started in 1862 and the cornerstone was laid in 1863. The church spire was erected in 1864 and 1865 and at that time was considered quite an achievement at 180' over the elevation of the surrounding ground. The church was dedicated in 1866. Some interesting notes - the stained glass windows were installed in 1865.

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The present side stained glass windows were installed in 1914. However, the original stained glass is still there in the 2 sacristies, sanctuary and the choir loft. The sanctuary was remodeled in 1904. Electricity was brought into the church and we had electric lights in 1912. In 1961 the porticos were installed at the entry of the church. That was the last major exterior remodeling on the church. We appreciate your consideration.

Mayor Daniels thanked Mr. Erbocher. It was a lot of work compiling this and the Board thanks him for it.

Trustee Kaye stated she is very pleased to see this move forward. As past liaison to Historical Preservation, she knows they had discussed this and there was some road blocks in the past, so she is very pleased to see that now the Board is able to move forward with this truly unique and magnificent building.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, it was moved to close the hearing at 8:05 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, November 25, 1991 at 7:42 P.M.

Present: Ronald Daniels, Mayor
James Hayes Trustees
Patrick Kelly
Yvonne Kaye

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

Absent: Mary Lowther, Trustee
David Laubisch, Supt. of Public Works

Mayor Daniels called the meeting to order with the Pledge of Allegiance at 7:42 P.M.

Trustee Kelly stated just for the record, Superintendent David Laubisch was at the pre-meeting and asked to be excused from the public meeting to take care of some personal matters.

Mayor Daniels stated before we start with the regular agenda, we do have a special presentation for 2 of our firemen, Herbert Stoeckl and Edgar Fisher, who recently passed away.

Trustee Hayes stated it was his privilege and honor to know both of these gentlemen, both as an active member of the Hutchinson Hose Fire Company and as the Village Board liaison to the Company. It is, therefore, with great pride that he introduces these proclamations of commendations. The first one he would like to read is commending Herbert G. Stoeckl. (Copy attached)

Mrs. Stoeckl came forward to receive the commendation.

Trustee Hayes stated the next proclamation of commendation honors Edgar J. Fisher. (Copy attached)

Mrs. Fisher came forward and received the commendation.

Mayor Daniels stated that although the proclamations don't give true gratitude to the wives of the volunteer firemen, we all know the fireman's wives have to keep the home fires burning and have to be very understanding. He is sure there were times when they were called out, at the most inconvenient times and that's one of the wonderful things about the volunteers in this Hutchinson Hose Company. So, although the proclamations don't make special awards for the service of the wives involved, he asked for a round of applause for them because of the sacrifices they have made for their husbands and the Village.

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ON MOTION by Mayor Daniels, seconded by Trustee Hayes, the minutes of the regular meeting held by the Board of Trustees on November 12, 1991 were approved.

Unanimously carried.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, it was moved at 7:45 P.M. to hold a public hearing for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 103-16 of the Vehicle and traffic Code which would provide "No Parking" on the east side of Evans Street from the Blocher Home driveway to a point 50' north of the south Drexel Hill driveway. (The public hearing was closed at 7:55 P.M.)

Unanimously carried.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, it was moved at 7:56 P.M. to open a public hearing being held for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 103-15 of the Vehicle and Traffic Code and provide a four-way stop sign at South Ellicott Street and park Drive. (The public hearing was closed at 8:00 P.M.)

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, it was moved at 8:01 P.M. to open the public hearing being held for the purpose of hearing all persons interested in discussing the designation of Saints Peter and Paul Church as a historic site in the Village of Williamsville. (The public hearing was closed at 8:05 P.M.)

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, vouchers in the amount of \$76,296.43 were approved:

payroll fund w/e 11/16/91	\$	21,505.26
General fund		21,950.11
Water fund		755.26
Sewer fund		22.00
Trust & Agency fund		15,480.36
Glen Park Joint Activities fund		405.44
Capital fund		16,178.00
Community Development fund		<u>-0-</u>
Grand Total	\$	<u>76,296.43</u>

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Large Vouchers:

Niagara Mohawk Power	\$ 7,021.26
BFI	2,748.00

Unanimously carried.

Mayor Daniels stated his second resolution has to do with an inspection of the million gallon water tank at the end of Rinewalt Street in back of Christian Central Academy, which was built about 25 years ago. The Board feels it is appropriate at this time to inspect the interior of that water tank to determine it's condition. We suspect it may need some renovation and we want to include that in our overview of the water system to determine the best course of action in replacing, improving and in keeping pace with the water delivery within the Village. Several companies submitted proposals and we are prepared to award the contract to Tank Inspection Service.

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

RESOLVED THAT Tank Inspection Services, 46 S. Broad Street, Hughesville, Pennsylvania, is hereby appointed to perform an inspection of the Village of Williamsville's water tank for a fee not exceeding \$1,250.00.

Trustee Kaye commented just for the record that this \$1,250 does include lead testing for the interior and exterior paint, which was not originally in the proposal.

Trustee Kelly stated this resolution was tabled by him at our last meeting. There was some confusion as to what fund the monies would be paid from. It's coming from the Community Block Grant Funds.

Unanimously carried.

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

WHEREAS the next Village Election in the Village of Williamsville is to be held on Tuesday, March 17, 1992, and

WHEREAS the hours of voting will be from 12:00 noon until 9:00 P.M. on March 17, 1992,

NOW, THEREFORE, BE IT RESOLVED that said Village shall be divided into three election districts and the places of holding such selection shall be as follows:

DISTRICT #1 - At the Williamsville Methodist Church, 5681 Main Street

District #1 includes the entire area east of Ellicott Creek, south of Main Street;

DISTRICT #2 - At the Williamsville Village Hall, 5565 Main Street

District #2 includes the entire area west of Ellicott Creek, both sides of Main Street;

DISTRICT #3 - At the Village Meeting House, 5658 Main Street

District #3 includes the entire area east of Ellicott Creek, north of Main Street

AND BE IT FURTHER RESOLVED that the offices to be filled shall be as follows:

One (1) TRUSTEE for a term of one (1) year

One (1) VILLAGE JUSTICE for a term of three (3) years.

Mayor Daniels stated that due to the election of Sharon Townsend to Family Court, a vacancy has been created in the Village for our Village Justice as of January 1st. Judge Robinson serves as our Acting Village Justice and Mayor Daniels has asked him to fill in from January until April 6, 1992 when the new Village Justice will take office.

Unanimously carried.

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

RESOLVED THAT the \$195,000 bond resolution for Reconstruction and Construction of Improvements to the DPW Garage which was adopted on August 26, 1991 is hereby amended because it has now been determined that the building is a Class "B" rather than a Class "A" building.

Unanimously carried.

Mayor Daniels stated his fifth resolution applies to the Fire Service Awards Program. We have now selected an investment firm to invest the funds which the Fire Department is initially contributing and then the Village will contribute to fund this program in the future. After looking at all of the options, including insurance companies, we felt this is the best way to go at this time. It offered the most safeguards to the money involved.

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

RESOLVED THAT Paine Webber Incorporated, 50 Wolf Road, Albany, New York, is hereby retained as Fiduciary for the Village of Williamsville in the furtherance of the Volunteer Firemen's Service Award Program. The Fiduciary is authorized to accept, hold, invest, and reinvest funds entrusted into its care for the furtherance of said program.

Trustee Hayes abstained from the vote on the advice of the Village Attorney as he does in all matters regarding the Fireman's Service Award Program.

Motion Carried.

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

RESOLVED THAT the Village Treasurer is authorized to pay \$5,915.00 to City Fence, Inc., for the installation of an 8' fence along the Lehigh Memory Trail and to invoice Herbert F. Darling, Inc., for 1/2 the cost of the fence in the amount of \$2,957.50.

Unanimously carried.

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Mayor Daniels stated his seventh resolution gives the Darling Corporation a license to enter onto Village property to maintain his building which is on the property line. It is an extension of the fence, for all practical purposes. If we did not give this license to him, we would have no way to paint or otherwise upkeep the side of the building.

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

RESOLVED THAT a license is hereby granted to Herbert F. Darling, Inc., 131 California Drive, Williamsville, New York, to permits its employees and/or agents to enter upon and across those premises owned by the Village of Williamsville, commonly known as the Lehigh Valley Right of Way, which premises abut on the southeast those of said Herbert F. Darling, Inc.

This license is granted to permit the painting, repairing, refurbishing and other maintenance of a one-story metal building owned by Darling, one wall of which forms the boundary line between Darling's premises and those of the Village.

Unanimously carried.

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

RESOLVED THAT SS. Peter and Paul Church on Main Street is hereby designated a historical site in the Village of Williamsville effective immediately.

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, it was moved to suspend the rules for 3 additional resolutions not on the agenda.

Unanimously carried.

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

RESOLVED THAT Michael E. Way, 5415 Main Street, Williamsville, New York, is hereby appointed Laborer in the Department of Public Works at the rate of \$8.62 per hour, effective December 1, 1991.

Trustee Kelly asked if this is to replace someone who is retiring?

Mayor Daniels stated James Berger is retiring after 45 years of service. Michael Way has been working as a part-time employee. This does not increase the number of employees but only maintains it.

Unanimously carried.

Mayor Daniels stated the second resolution pertains to his aforementioned request that Judge Robinson act as Village Justice but not appointed to that role from January 1st - April 6th when the new Justice would take over. It increases the salary of Judge Robinson to that of a Village Justice rather than an Acting Village Justice.

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

RESOLVED THAT the salary of Acting Village Justice Edward Robinson be increased from \$1,642.00 per year to \$5,472.00 per year for the period from January 1 - April 6, 1992.

Trustee Hayes asked if this is an amount that would normally be paid to the Village Justice and that by asking Judge Robinson to continue in that position that will in effect result in a cost savings to the Village of Williamsville. Is that correct?

Mayor Daniels stated that's correct. We won't fill the acting Justice position with anyone so that actually we will only be employing one person rather than two in that court system for one quarter of the year.

Trustee Kaye asked if Judge Robinson is unable to perform his duties, who will be acting in his behalf if we have no one as the acting Village Justice.

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Trustee Kelly stated if Judge Robinson has to recuse himself, which has happened on occasion, for example we have a case now that is pending in Amherst and others that are pending in Clarence, he is sure we could do the same thing. He's seen, as a practicing attorney, many courts have an adjournment because of the illness of a judge. Obviously, if it is going to remain for more than a few weeks, we would have to appoint somebody else.

Unanimously carried.

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

RESOLVED THAT the following budget transfer is hereby made in the General Fund to pay for the Village portion of the Lehigh Memory Trail fence.

FROM		TO	
01-9000-9010-8000	\$2,957.50	01-7100-7122-2040	\$2,957.50

Unanimously carried.

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

Trustee Kaye asked if we could have these additional resolutions before 6:30 P.M., the night of our meeting, it would be helpful so that we could review them prior to the beginning of our 6:30 P.M. meeting, rather than receive them as we begin.

Unanimously carried.

Trustee Kaye stated that unfortunately, Mary Lowther has come down with the flu that all of us have seem to be stricken with. Trustee Lowther asked Trustee Kaye to report for her on the Performing Arts Committee. This Friday, November 29th at 2:00 P.M. there will be a family series at the Meeting House called Story Fire presented by the Wonder Makers. It's a collection of native American tales, which is \$6.00 for adults and \$4.00 for those 12 and under. Tickets are available at Antiques Americana, The Dublin House, Main Village Pharmacy, The Right Stuff, the Village Water Mill and Key Bank.

Trustee Kaye reported this past Wednesday she attended the Waste and Recycling Exposition in downtown Buffalo at the Convention Center. David Laubisch, our Superintendent of the Department of Public Works, attended Cornell's Waste Reduction Workshop in Rochester so we can keep abreast of recycling and waste management.

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Trustee Kaye stated in terms of recycling, the Village Board, at it's last meeting, voted to become part of PRORAC, which is an offshoot of NOREC, the Northern Recycling Council. At the NOREC meeting there were 8 communities with a population of 80,000 that joined PRORAC. One community, Springville, has opted out and 4 were still on the line and had not yet voted. These 4 municipalities have a population of just over 30,000. PRORAC is having some weekly meetings right now to answer some additional questions. There were some things that were still left unanswered. Clerk Cummins serves on the Implementation Committee for PRORAC so we are being informed of the outcome of those meetings.

Trustee Kaye stated regarding NOREC, we opened the bids on this past Monday. NOREC requested bids for collection and hauling, processing and marketing and sale of recyclable materials. Those bids came in very low. Bids were felt to be significantly lower because of NOREC being an intermunicipal group who went out to bid. Each municipality can enter into those contracts up until December 31, 1992. We do have 13 months to be able to sign the contracts. In the case of the Village of Williamsville, we do have longer before we could begin if we chose to because of our contract with BFI would not be up at that time in 1992. Trustee Kaye did just receive the hard copy of those bids today so she will be giving them to our Board members so that we can review them.

Trustee Kaye stated she has not received the written correspondence from the Town of Amherst regarding their bids. Those are additional items that we can look at when our bid is up with BFI.

Trustee Kaye reported that Traffic and Safety and the Parking Enforcement Official, who made this recommendation, that we should install an additional stop sign on Oakgrove at Hirschfield. She feels it is an unsafe intersection. The Traffic and Safety committee did meet this past Thursday and unanimously voted to go ahead and call for a public hearing so we will be having that public hearing at our next meeting.

Trustee Kaye reported also regarding Traffic and Safety, she attended the southeast Amherst Traffic Study Task Force group along with Trustee Hayes, who will be reporting on that in his portion of the agenda.. She feels it is a very comprehensive scope of work that the Town of Amherst is looking for and their areas that would be significantly impacted within the Village that will be studied. The request was made to include part of Evans and Garrison.

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Originally, that was not going to happen but hopefully, when they go out for their requests for proposals, they will be asking how much it may be to include some of the existing traffic information we have, particularly from the Frandina Traffic report and to weave it into this overall comprehensive study to give us a better picture.

Trustee Kaye stated she learned from Kevin Bush from the New York State Department of Transportation, that the widening of Main Street from Evans Street to Youngs Road is planned for the 1993-1994 year. That plan is in it's final design stage and we will be receiving a copy of that plan shortly.

Trustee Kaye stated regarding Evans street, we are continuing to move forward on getting the truck signs erected at the appropriate locations on Evans at Sheridan and Essjay. We're talking signing the street for approximately 3/10 of a mile before the Village line begins to assure that trucks 5 tons and over only use the truck routes. Trustee Kaye has received correspondence from the Amherst Traffic and Safety Committee regarding that request. They have stated that the Village needs to go to the county for an analysis and study of this 3/10 of a mile. She spoke with John Gugino, who is Erie County Department of Highway's Deputy Commissioner, about this study. He said it could be as short as a letter from the Village requesting it or it could be as lengthy as a full blown report. She will be sending that information and request to him. Trustee Kaye stated she has also had a conversation with Supervisor Dan Ward of the Town of Amherst because it is her understanding from Attorney Troy that the Town of Amherst does have the power to sign this area without actually going to the county for a review. The Town would have to receive a work permit to put up this sign at that portion of Sheridan/Evans but we are moving forward and hopefully we'll have a resolution to this situation in the next 2 weeks.

Trustee Hayes stated we had talked at our last meeting and as Trustee Kaye knows, it was a rather close vote by this board to have the Village of Williamsville enter into the PRORAC situation. The vote was 3-2. At that time certain concerns were brought up and expressed to Trustee Kaye as our liaison to the group and he wants to revisit those for a moment and ask if we had had any progress. One of his concerns has always been, as we continue to grapple with this whole question, at what point are we going to again take a look at other options that may or may not be offered by independent business concerns? Have we received any other information about that or are we waiting for PRORAC to sink or swim before we look at those options again.

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Trustee Kaye stated as she said earlier just today, she received a hard copy of the bids from NOREC. NOREC went out as a collective group and bid for 2 different items, one was for hauling and collection and the other was processing and sale of materials. Anyone who belongs to NOREC has the ability to join into those bids for the next 13 months. She is passing that information along to the board so we can look at it. Also, anyone who belonged to NOREC also has the ability, as she mentioned today and at our last meeting, to join in with the Town of Amherst short term bid with BFI. Trustee Kaye had asked them for their hard copy information from BFI in terms of their contract. When she was at Tuesday's meeting and she met with the representative from Amherst, Len Fiegl, and she had hoped to have it by tonight, but she doesn't have it. In terms of PRORAC, it's still unfortunately in limbo. So we have several options. As a Board we can look at what we do after our contract with BFI expires; where do we choose to take our recyclables. Do we choose to continue with BFI, do we choose another option, do we want to collect our own recyclables, do we want to continue to contract the collection out? She thinks it's a little early for that until we know the final outcome of PRORAC, which as she said Clerk Cummins is working on the Implementation Committee. By the next NOREC meeting it may be finalized.

Trustee Hayes asked if there is any absolute deadline the communities are under in terms of making a decision on whether to join PRORAC.

Clerk Cummins stated they were ~~supposed to~~ have made the decision by the 19th but they are hoping now to have it all by December 10th.

Mayor Daniels stated he would like to explore our contract with BFI, which was a 3 year pact. The first year will be over in March. He would like to see what options we have if something appears that would be much better than the next 2 years with BFI. He asked Tom Troy to look at our contract with BFI and see if there are any types of escapes or ways in which we can modify that. He does know the pickup schedule might be one way even if we stay with BFI to realize some cost savings in the interim. We can do that in conjunction with exploring PRORAC since we really have 2 more years with BFI anyway.

Trustee Kaye stated we do have the ability in our contract to go with PRORAC prior to the BFI contract being ~~over~~.

Trustee Kaye stated the next resolution calls for a public hearing to place a stop sign on Oakgrove at Hirschfield.

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ON MOTION by Trustee Kaye, seconded by Trustee Kelly, the following resolution was hereby adopted:

RESOLVED THAT the Village Clerk publish notice of public hearing to be held on December 9, 1991, at 7:30 P.M., in the Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in expressing an opinion on a proposed local law which would amend Section 103-15 of the Village Traffic Code and provide for a **Stop Sign on Oakgrove Drive at Hirschfield Drive.**

Unanimously carried.

Trustee Kaye stated she would like to welcome, we have a Village member here who is councilman elect to the Town of Amherst Board, Peggy Santillo. Thank you for coming and congratulations on your victory. We look forward to working with you.

Trustee Hayes reported on the Parks Committee who are continuing it's diligent work in prioritizing how to spend the money that we raised so successfully this summer as part of the Savor the Flavor festival and the newly created Craft Fair. He must compliment the members of the committee because they are doing a spectacular job in taking a very long wish list and assigning them priorities. We should be bringing forth some information from that committee sometime soon. Trustee Hayes read a letter into the record that he received on November 14th from the Jolly Boys of Williamsville. (Copy attached) Enclosed was a check for \$1,000. Trustee Hayes said a special word of thanks to the Jolly Boys for that contribution and also how pleased he is that they are willing to enter into a cooperation with our Parks Committee and our Village is making a real difference back in Island Park. They've shown themselves to be terrific neighbors.

Trustee Hayes stated that the Local Government Advisory Board, which met last week, brought forth an unanimous proposal to establish the office of Village Administrator here in the Village of Williamsville. Trustee Hayes wanted to read in the record a summary of the proposal for the establishment of a position which is in the form of a draft local law. (Copy attached) The process that he envisions this draft taking from hereon is that he has delivered a copy of the law to our Village Attorney and asked him to review it and to redraft any section that is necessary without changing the intention of the Local Government Advisory Board. After that is done he anticipates discussion at the level of the work session by the members of the Board of Trustees to incorporate any concerns or any suggestions that members of this Board may have about the proposal. We would then move forward with a public hearing on the proposal sometime in early January.

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Trustee Hayes said how pleased he is that the Local Government Advisory Board decided to take this project on. As many of you know, this was something that was proposed several years ago but was summarily dismissed by a previous Village Board. It's his opinion that this is something that is sorely needed in the Village of Williamsville and that can help us save a great deal of money by increasing the efficiency in which the day to day policy and administration of the government is conducted. Trustee Hayes looks forward to having comments from both his fellow Trustees and members of the public as we move that proposition forward.

Trustee Hayes also reported that as the representative of the Village of Williamsville on the Southeast Amherst Traffic Task Force, that he attended the meeting on November 14th in Town Hall. He was very pleased with the group that was assembled for the meeting. There were representatives of the county of the state, of the Williamsville Southeast Homeowners Association. He believes that the committee that has been put together has tremendous opportunities to get positive things done for both Village of Williamsville residents and Town of Amherst residents. A draft request for proposal and a draft scope was presented at the meeting. Trustee Hayes is very pleased that the scope of the RFP was expanded to include secondary concerns. There are 2 concerns, one of which is the corner of Sheridan and Evans Street and certainly as a main entry point for that area of the Village that intersection should be brought up. Trustee Kaye also pointed out that there was documentation that was on hand as a result of an examination of the Centerpointe project and urged that also be taken into consideration. So the final result is the RFP that went out to the consultant mailing list did include a secondary condition for examination of the proposal. We are going to continue to study that and move forward as the proposals come in. Some dates for those people that are interested - the proposals are to be received by December 6th and each member of the committee is expecting to receive copies of the proposals for review by December 10th. The next scheduled meeting of the Task Force is 10:00 A.M. on December 17th when we will meet to discuss this proposal. Again, as always in the process, if there are people who are interested and would like to offer suggestions or attend the meeting, which is open to the public, he strongly urges them to do so.

Trustee Hayes also reported he attended with Mayor Daniels last week the joint meeting of the Erie County Association of Village and Town governments at Salvatore's Restaurant. It was a very informational meeting. We heard from members of the county legislature, our state assembly and state senate about the situation the municipal governments find themselves in for the coming year and heard many presentations about a study that was conducted on what's happening in the fiscal area of village governments and town governments.

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We got some very important information to bring back, which Trustee Hayes thinks will be of great value to the Village during budget preparation time.

ON MOTION by Trustee Hayes, seconded by Trustee Kaye, the following resolution was hereby adopted;

RESOLVED THAT the Village Board of Trustees, acting as the Fire Commissioners of the Williamsville Fire Department hereby accepts Paul Burris Rubins, 55 Melrose Road, as a transfer from Snyder to the Williamsville Fire Department.

Unanimously carried.

ON MOTION by Trustee Hayes, seconded by Trustee Kaye, the following resolution was hereby adopted:

RESOLVED THAT Mayor Daniels execute, on behalf of the Village, contracts with the Town of Amherst and Hutchinson Hose Company for fire protection for 1992 in the following districts:

Autumn Harvest	District #1
Lamm Post	#2
Lehn Springs	#3
Mill Street	#4
Park Club Lane	#15
Williamsville	#16

Unanimously carried.

Trustee Kelly stated with Superintendent David Laubisch leaving early he will not be around to announce that there will not be any garbage pickup on Thursday. Thursday's pickup will be on Friday. Friday's pickup will be on Saturday. If you could spread the word the Board would appreciate that very much.

Trustee Kelly stated with respect to Castle Creek, some residents are starting to have some concerns about what is going on there. He has requested that our working agenda next meeting, December 9th, be devoted to Castle Creek. We're going to have our Building Inspector there. We have some concerns that our Building Inspector may not be qualified to do some of the outside inspection work. We may have to look into hiring an outside inspector to take care of that. Anyone interested in Castle Creek, by all means, please come to that meeting and express any interest you have.

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Trustee Kelly stated with respect to the youth Board, on December 8th in the Island Park we have Christmas caroling. It starts at 6:00 P.M. and anyone who is interested, please show up. It's a very good, fun event and it's been well attended in the past. We look forward to it being a success again this year.

ON MOTION by Trustee Kelly, seconded by Trustee Kaye, the following resolution was hereby adopted:

RESOLVED THAT Mayor Daniels is hereby authorized to accept the proposal submitted by **Principale Door & Hardware Service, Inc.**, for the repair and/or replacement of the overhead door at the DPW Garage in the amount of \$5,393.00.

Trustee Kelly stated we were able to do this work since we realized a number of cost savings in our original proposals and we do have some funds left over that will enable us to pay for this cost.

Unanimously carried.

Mayor Daniels stated as so noted, Superintendent David Laubisch left a couple messages. The leaf pick up this year has been very difficult because of the early snow that we had covering the leaves and the great amount of moisture content in the leaves. The leaves cannot be picked up by the vacuum propellor systems since it would freeze the impellers. Now, with this second early snow, the pickup has been slowed again. We are going to complete the leaf pick up with a high lift type of procedure just to get them off the ground and still deposit them in the areas that are receiving the leaves from us so we don't pay for their disposal. People who are wondering about the leaf pickup, please have patience. The weather certainly has been a factor we can't control.

Mayor Daniels also stated we have had some calls on trash pickup. Due to the large number of people with trash at this point in time, we're going to schedule the first week of December to go around the entire Village to pick up the trash that's been accumulating.

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

Unanimously carried.

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Eleanor Weiss, 20 Morfields Court, E. Amherst, stated the reason she is here is because we have an inactive radioactive waste site not far from Amherst and that is the Pfhof Brothers landfill. Right now the Department of Environmental Conservation, the Department of Health are going to be having a public meeting on December 10th and 11th.

Mayor Daniels stated the meetings are from 7:00 P.M. - 9:00 P.M. on December 10th and 4:00 P.M. - 6:00 P.M. on the 11th and then a public hearing 7:30 P.M. - 9:30 P.M. at the Town Hall in Cheektowaga.

Ms. Weiss stated Wednesday's going to be formal and Tuesday's is going to be informal and you can go and just ask questions. She is trying to urge everyone from the Village of Williamsville to turn out. You may ask yourself why. How can this impact on me? I live in Amherst, I live in the Village of Williamsville and this dump is in Cheektowaga. This is an inactive hazardous waste site and this is a very crucial time right now in the remediation process. They are now deciding on what alternative on how to remediate the site. This is the site where many of the children from this area have gone to play, to bike, to fish, to boat, to hike. It's very critical that we make sure that this site is remediated properly. This site has may hot spots. At this time they do not see the possibility of incinerating the dioxin on site and that means that perhaps later on that could be the possibility of dioxin incineration on site, we do have the possibility of being exposed to whatever is coming out. We know that all manmade methods of remediation are eventually going to fail that and that there are problems. Another concern is where is the runoff going to go from the site. It's in the flood plain which eventually does lead into Ellicott Creek. The Village has substantial residential properties located right on Ellicott Creek. Right now, her understanding is that the DEC is recommending to have some kind of treatment on site and then after that the runoff can go into the creek or into the municipal sewage system. On Friday she received a document called "The Proposed Remedial Action Plan" which she would like the Village Board to read. It was several hundred pages long. On Saturday she also received 2 volumes called "The Draft Base Line Human Health Risk Assessment", Volume 1 and Volume 2, so she now has 3 volumes to look at. She thinks that it really behooves the Village Board to look into this because it is the Village of Williamsville that will be most directly affected. She thinks that people who have properties along Ellicott Creek, she thinks the Trustees who are in charge of Youth or in charge of Parks or in charge of Environment should be there. We have never really seen anyone attend any of these hearings. This is the time to turn out. This is the time to let the DEC and DOH know and you only have about 11 or 12 days to look this 500-600 page packet over.

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Sarah Mischler, 186 Evans Street asked if we could have the salt barrels again this year.

Mayor Daniels stated yes.

Maryanne Avery, 64 Garrison Road stated Mrs. Acker is concerned the new Castle Creek road is all together too close to her side lot line. She wondered if there were some regulation about the distance they could put a road next to a lot line. Ms. Avery doesn't know how far her house is from the road and she doesn't know if it will be a private road or a public road.

Mayor Daniels stated it will eventually be deeded to the Village. Right now it's not. Right now there is no road; it's only gravel. He doesn't think the road contour will necessarily follow the gravel there presently. As Trustee Kelly pointed out, we're going to assess the entire situation at our next meeting. We need to have somebody that's on top of it as far as what's going to be done. There's a questions about the water line, the fire hydrant and the water pressure at the end of his street as well as Willowbrook and the possible looping of the water so that the pressure can be improved in both of those areas. He thinks if we are lacking the expertise in our own building department that we seriously should consider someone else to oversee the project on a retainer basis until completed. Mr. Delo has expressed some concern about his qualifications to look into the road work that's being done as well as the sewer and water lines and electrical, etc, which may require another person.

Ms. Avery asked can you borrow somebody from the town? Is that permissible?

Mayor Daniels stated either that or we hire an engineer. What we can do in the meantime is take a look at the gravel surface and check out the lot lines. There is a plat plan which shows where the road should be. All of the copies were signed and approved last Spring.

Ms. Avery commented on the "T" intersection that the Board is going to have a hearing on at the next meeting over on Hirschfield. Who was it that requested that?

Trustee Kaye stated the Parking Enforcement Officer. She's noted on various occasions that there are cars that do not stop and go right through.

Trustee Kaye stated she also has questions about Castle Creek. She's not sure what copies Mayor Daniels is referring to when he said all the copies were approved and filed last year. What would that be?

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Mayor Daniels stated the plat plan of the site. The road and lot lines. The cloth copies were all signed.

Trustee Kaye stated she wasn't aware that that happened. That would be on the final plan that we would normally sign. Wouldn't that be correct? Do we have copies of the signed plat plan?

Mayor Daniels stated all of them were taken by Pratt and Huth. He called them last week to ask for a copy for the Board and they said they would get it to the Board.

Trustee Kaye asked who signed the copies? Mayor Daniels stated he did. Trustee Kaye asked if this was recently. Mayor Daniels stated no, it was in April.

Trustee Kaye stated the final plat never came in front of us as a Board yet.

Mayor Daniels stated he would have to look and see exactly what was signed. There's definitely nothing that's going to be done without making sure it's in accordance with what we've agreed to. Mr. Whitehead was given a conditional approval on the subdivision and he met all the conditions and at that point it was signed off on it.

Trustee Kaye stated she still has several questions that were outstanding and she hasn't heard yet about some of those. There are some questions too from the December 14th memo from Judy Ames, who was in the Building Department about some of these and she hasn't seen some of these things come back through. As a Board we've never reviewed the final plat plan and answered some of her questions.

Mayor Daniels stated he would make sure Trustee Kaye is made aware that a meeting is scheduled with Pratt and Huth. We will have them come and address the board so that everything can be done according to the proper procedure. As far as he knows the only 2 things that were in question was the fire hydrant at the end and a flap gate on the sewer. All the other things have been approved by the DEC. The archeological studies were completed.

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

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Hayes, it was moved to adjourn the meeting at 9:08 P.M.

Unanimously carried.

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Theresa L. Cummins
Village Clerk/Treasurer

Village of Williamsville

5565 Main Street
Williamsville, New York 14221

PROCLAMATION OF COMMENDATION

HERBERT G. STOECKL

WHEREAS: *Herbert G. Stoeckl, was a longtime resident of the Village of Williamsville and served our community in numerous volunteer capacities during his lifetime and;*

WHEREAS: *Herb Stoeckl was for many years, a volunteer fireman in the Williamsville Fire Department, serving as President of the Hutchinson Hose Company and later as President of the Hutch Hose Exempt Association and;*

WHEREAS: *Herb Stoeckl went beyond the boundaries of the Village of Williamsville to offer his leadership ability when he served the people of the County of Erie and his brother firemen as President of the Erie County Volunteer Firemen's Association and;*

WHEREAS: *Herb Stoeckl was an active member of several senior citizen organizations including the Ss. Peter and Paul Roman Catholic Church Seniors Club and the Amherst Seniors Organization and;*

WHEREAS: *Herb Stoeckl gave freely of his time and energy on so many other occasions toward improving the quality of life in the Village of Williamsville and;*

WHEREAS: *The Village of Williamsville wishes to officially recognize the many years of volunteer service Herb Stoeckl dedicated to his neighborhood and community before his death on October 29, 1991;*

NOW THEREFORE BE IT RESOLVED, *by the Mayor and Board of Trustees of the Village of Williamsville that HERBERT G. STOECKL be honored with a posthumous AWARD OF MERIT for outstanding service to the people of the Village of Williamsville;*

AND BE IT FURTHER RESOLVED, *that this posthumous honor be presented to Herb Stoeckl's wife, Edith Stoeckl, with the gratitude and thanks of the Village of Williamsville.*

UNANIMOUSLY ADOPTED AND SIGNED THIS 25th day of November, nineteen hundred and ninety-one at Village Hall, Williamsville, New York.



Village of Williamsville

5565 Main Street
Williamsville, New York 14221

PROCLAMATION OF COMMENDATION

EDGAR J. FISHER

- WHEREAS:** *Edgar J. Fisher was a longtime resident of the Village of Williamsville and served our community in numerous volunteer capacities during his lifetime and;*
- WHEREAS:** *Ed Fisher was for many years a member of the Hutchinson Hose Company of the Williamsville Fire Department and Exempt Firemen's Association and;*
- WHEREAS:** *Ed Fisher served his neighborhood and community as President of the Village Square Apartment Association in the Village of Williamsville beginning in 1980 and continuing until September of this year and;*
- WHEREAS:** *Ed Fisher was an active member of numerous civic and community groups including: the Buffalo Athletic Club; Central Railway Club of Buffalo; Transportation Club of Buffalo and the Buffalo Bill Saints & Sinners Club Tent Circus and;*
- WHEREAS:** *Ed Fisher served the surrounding community in numerous leadership positions including: director of the Ellicott Square Club of the Buffalo Athletic Club; past president of the Buffalo Truckers Federation and past commander of the George F. Lamm Post 622 of the American Legion and;*
- WHEREAS:** *The Village of Williamsville wishes to officially recognize the many years of volunteer service Ed Fisher dedicated to improving the quality of life in his neighborhood and community before his death on October 30, 1991;*

NOW THEREFORE BE IT RESOLVED, *by the Mayor and Board of Trustees of the Village of Williamsville, that EDGAR J. FISHER be honored with a posthumous AWARD OF MERIT for outstanding service to the people of the Village of Williamsville;*

AND BE IT FURTHER RESOLVED, *that this posthumous honor be presented to Ed Fisher's wife, Edna Fisher, with the gratitude and thanks of the Village of Williamsville.*

UNANIMOUSLY ADOPTED AND SIGNED THIS 25th day of November, nineteen hundred and ninety-one at Village Hall, Williamsville, New York.

