

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, February 24, 1992 at 7:38 P.M.

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

Thomas 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 February 24, 1992 at 7:30 P.M. - The Village of Williamsville expects to receive approximately \$40,880 of Community Development Block Grant funds from the United States Department of Housing and Urban Development for the 1992 program year. For the Board of Trustees of the Village of Williamsville to obtain the views of citizens on Community Development and Housing need. Special emphasis will be placed on projects which benefit low and moderate income residents.

Trustee Kaye stated, as Clerk Cummins read in the public notice, the Community Development Block Grant funds are a grant that the village has the ability to partake in from the United States Department of Housing and Urban Development. These funds are to be used within a specific target area of the village. That target area was determined approximately 10 years ago and to be used for low and moderate income housing. Trustee Kaye passed around a map showing the target area to the members of the audience. The Community Development Block Grant funds primarily have 2 uses. The first is for housing rehabilitation. This is financial assistance to low and moderate income homeowners who reside in the home and whose taxes are paid up to date. It's for energy and other necessary home repairs. This is a long term deferred payment interest-free loan that individuals would receive. It can cover such things as roof repairs, insulation, foundation repairs, electrical, furnaces, storm windows, doors, plumbing, heating and hot water tanks. The way that someone would partake in receiving a loan would be to go to the Town of Amherst, receive an application, fill it out and return it to the Town of Amherst, who processes the application for the Village of Williamsville at no charge. The homeowner does have to meet certain income criteria. For example, a family with one individual in a household could make no more than \$12,454 in order to receive all of their loan monies. There is a sliding scale, so a family of one could earn up to approximately \$19,000 and have a portion of this work covered. A family of 4 could make no more than \$17,700 and have all of the work covered but the sliding scale would allow a family of 4 to go up to approximately \$28,000 and have a portion of their expenses covered.

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There are 2 uses for the Community Development Block Grant funds. One is the home rehabilitation, the second one is for public facilities improvements, which are basically for the good of the community within the target area. Uses of these funds would include a shelter for the homeless, water line reconstruction, sewers, flood drainage, parking, paving, curbing, sidewalks, parks, playgrounds and our own water study. In the past, in terms of public facilities and improvements, the village has constructed water lines, has done sidewalk repairs and has done our water study. We did the Gordon Street water line, Orchard and Franklin. We've also done some driveway approaches. Over the past 10 years that we've had these funds, we've used over \$176,000 to rehabilitate homes whose owners fell into a low and moderate income level. The village has been fortunate enough, in the past, also to have the town help us with monies that they had not used or had need for. In the past, the village has put approximately \$8,000 of the \$40,000 it's received for housing rehabilitation and the rest went into infrastructure work. This year has been the first year that the village had to transfer money from our infrastructure reconstruction of public facilities into housing rehabilitation because there was a very high demand for those funds and the town had expended all of theirs. This year, for the 1992 funds, we are already looking at approximately \$18-\$19,000 worth of home rehabilitation that have been requested by owners at 4 different village addresses. Some of these monies could still be requested in 1991 even though we've exhausted our funds. It would mean that we would have to transfer some of our infrastructure money to these if the Village Board chose to cover it. Last Thursday, the Government Advisory Sub-Committee, which consists of 3 members, who are Marina Woolcock, the chairman; Trustee Hayes, the liaison and Donald Schueckler, and herself along with Clerk Cummins met to discuss Community Development. Basically, what they came out of their hour and a half meeting with was, they felt strongly that housing rehabilitation should be a first priority and infrastructure work, particularly our water system, should continue to receive funds. We may look at increasing slightly the amount of money that we would set aside for housing rehabilitation due to the fact that there are more people coming forward requesting those kinds of funds. There was also some question about Island Park's restroom facilities since it does qualify to make it handicapped accessible. The consensus of the meeting was that we are looking to have greatest flexibility with utilizing our Community Development Block Grant funds so that we can help those low to moderate income individuals who do need work within their homes and possibly up the amount that we would set aside for housing rehabilitation.

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Marina Woolcock, 67 Hirschfield stated she acts as the Chairman of the Local Government Advisory Board and indeed we did meet last Thursday for about an hour and a half. Ms. Woolcock thanked Mrs. Cummins and her staff for putting together the minutes of that meeting. It's a very intriguing topic and she thinks it was time well spent. She had a brief paper compiled which she reviewed with the Board. The sub-committee on grants is made up of herself as Chairman, Donald Schueckler and Eric Alcott, who is very knowledgeable on grants since he was a grant writer for Erie Community College for several years and now is vice president to the President of Erie Community College. She went over two points that Trustee Kaye did touch on and that is the maximum benefit to the community of the utilization of these grants. One of the areas that the Local Government Committee has been studying has been the need for a long range plan on how we are looking at facilities and equipment in the Village of Williamsville. We think it's very important to have a long range plan, she's not going to put a time limit on how long range that plan is but so that you, as elected officials, can see what's coming before you over the next several years as you start developing your budget. We felt very strongly about that in the committee and it's part of the ongoing study that we've undertaken. Keeping that in mind, she did a little research on Community Block grants. In respect to the feasibility study for water, which is coming out of these funds, she made some phone calls and found out we could possibly use these funds for a long range plan. She's attached to this some background material from Community Block grants that outlines where and how those funds can be utilized. She'd like the board to take a look at that as a possibility, if indeed the board decides to move in the direction of the capital projects plan. That's one area. The other area as Trustee Kaye expressed, was the area of housing rehabilitation. There's a great need in our community. A lot of our houses are very old, particularly in the target area, which is the oldest part of the village. If you have an opportunity to go down Mill Street, it's very historic but so are the houses. We do have a lot of elderly residents in our community. She would like to recommend to the Village Board that we reach out to the Town Cluster Program and direct the letter to them encouraging them to remember that we do have these funds available if they find a frail, elderly individual who may be eligible. That's one of our recommendations. The other item that Trustee Kaye elaborated on a little bit is a concern that was expressed because we are not going to have the opportunity to have an overage from the Town of Amherst to pick up the additional funds, that we look to see what guidelines the town is using to determine how much of the fund they are expending on one house or if indeed those guidelines come from the Federal Government and we really don't have any latitude there.

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Trustee Kaye explained to us that the Inspector could go in and the individual could be asking for a furnace but he might take a look around and say "gee, you need storm windows, doors and this and that", then they put everything into it. When she checked with the town they have \$100,000 at their disposal to spend and so they have a much larger pot of money that they can use to renovate an entire house where we are only going to have in the range of \$10,000. She would like to see us tighten that up a little bit and see what they are doing. The balance of the funds, they feel, should certainly be used in the target areas to the benefit of the water system or whatever the board feels is a priority.

Larry Brenton, 31 Monroe Drive stated, as the board knows and as has been addressed very adequately by Trustee Kaye and Mrs. Woolcock, one of the priorities the board has to consider is the water line improvements and the village does have water line improvement needs within the target area. It has been the past boards, of 12 years, intention to improve water lines, as Trustee Kaye has brought out. Several of our water lines have been improved other than the ones that Trustee Kaye mentioned and due to those improvements, the village now has an "A" fire rating. He encourages the board to definitely set aside sufficient monies to upgrade their water system within the target area and if the board doesn't have that amount of money available this year, he's sure that they can utilize upcoming years so that the board can pay for a project which was a previous situation and then you don't have the indebtedness and you don't find yourself filling needs that perhaps might not be quite as important because he thinks that the village's water lines should be considered a prime importance to the board and to the betterment of the community.

Trustee Hayes stated he wants to say a special thank you to everyone who was involved this year in preparing the public hearing, Trustee Kaye, Mrs. Woolcock and Mr. Schueckler for their participation. He feels that their collaborative effort that was put forth on preparing this information will give us exactly what we need to make some very important decisions on how to spend this money for the upcoming year.

Trustee Lowther commented in the last couple of years she has noticed a need, specifically on Evans Street, having lived there for 6 or 7 years. We have a large community of elderly that utilize Evans Street. We have a senior citizens apartment complex, the Drexel Hill and we have the Blocher Home, another housing situation for the elderly. We also have several handicapped people who live in the North Ellicott/Chalmers area of the village and we've never had breaks in the curbs at the streets. She would like to see some kind of a long range plan worked out so that we have the ability to be able to make these adjustments on the curbs so that they are accessible for wheelchairs.

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One of the residents in the area does have a motorized wheelchair and he actually goes down to the Evans Plaza and she sees him all over the neighborhood and even on Evans Street. It's something she would like to see addressed by the board, perhaps not even done this year but she would like them to take it into consideration.

Trustee Kelly stated he is pleased to see that most of the people who have spoken have talked about capital improvements in the impacted area because it's going to benefit a number of people rather than 1 or 2 individual homes. He's all for the water line improvements. It appears it's going to work in conjunction where our study is almost complete. Both of them will come together at the same time. Hopefully, they will come to a good use.

Mayor Daniels stated it's always unfortunate there's a limit to the number of the amount of funding in these kinds of areas. He can see that in the future we are going to pull from a lot of areas, especially in the housing areas. The sidewalks with the handicapped accessibility is standard procedure now for sidewalks crossing the streets. That's something that we certainly should address. Our \$8,000 that we put aside for housing rehabilitation this year was not enough. We had to transfer some money into that. The prediction was that we'll need more and more. It would behoove us to, in fact, encourage more money to be allocated for these types of improvements. He thinks, in the community especially with the number of seniors that we have with low income, these funds are always going to be used. Hopefully, we can encourage those to increase even though this is the day and age of decreasing aid from State and Federal levels.

Trustee Kaye stated she wanted to mention the possibility that the Village of Williamsville may participate in some additional funding for home rehabilitation and rent subsidies through a Federal program called HOME which the Town of Amherst is applying for. The Village of Williamsville will partake as well. The town will be applying for it in fiscal 1992 and there's a question whether the village would see those monies in 1992 or 1993. If the town does receive the amount of funding that they are requesting, the village would benefit by approximately \$14,000. These would be funds for additional home rehabilitation and for rent subsidies for low to moderate income housing. The HOME funds are just a little bit different from the standpoint of someone has to be, unfortunately, in a little more dire straits and have less income than in the Community Development Block Grant Fund. The Community Development Block Grant fund is basically for people with incomes that are 50% lower than median income. HOME is for 65% lower than a median income. Hopefully, those funds will become available. Trustee Kaye has been in constant communication with Rich Leimback from the town on this application. She thanks the Advisory Committee for taking the time to meet with her. She wants everyone to realize that this was a committee that she had requested but which was not approved.

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The Local Government Advisory Board was given the task of discussing the Community Development Block Grant program and she does thank the committee for the meeting that they did hold. She still would have liked a committee.

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

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Bill Kuhn, member of the American Legion Lamm Post, lead the Pledge of Allegiance at 7:33 P.M. P.M.

Norm Bealer, the Commander of the George F. Lamm American Legion Post, introduced past Commander Bill Kuhn, who is in charge of the Americanism program in the post, and John Kashner, who is Vice Commander of Erie County and who will make a presentation to the village.

Bill Kuhn stated the Department of New York has a special citation called the "Red, White and Blue" award which is for patriotism and Americanism throughout the year. Because of all the activities that the Village of Williamsville participates in during the year, like co-sponsoring the Memorial Day parade, the 4th of July parade and decorating Main Street during all the holidays, the George F. Lamm Post felt that the village should get the award. Fortunately, we got the okay and we're here tonight to present it. It's, in a way, a thank you from the American Legion.

John Kashner stated it's of great honor to present this plaque to Mayor Daniels for displaying the flags and cooperating with the American Legion in all the up and coming holidays and parades that we celebrated.

Mayor Daniels accepted the plaque. Mayor Daniels stated they have a 1,2,3, combination that's a real winner and it only comes from doing it a lot. The Lamm Post does great work throughout the year. We only have the privilege and pleasure of seeing them on those occasions. We never miss a Memorial Day. Mayor Daniels thanked them for the award.

ON MOTION by Mayor Daniels, seconded by Trustee Kelly, the minutes of the regular meeting of the Board of Trustees held February 10, 1992.

Unanimously carried.

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ON MOTION by Mayor Daniels, seconded by Trustee Lowther, the minutes of the public hearing on a proposed local law to amend Section 103-19 of the Vehicle and Traffic Code-Handicapped parking in Glen Park held February 10, 1992 were approved.

Unanimously carried.

ON MOTION by Trustee Kaye, seconded by Trustee Lowther it was moved to open a public hearing of the Board of Trustees at 7:38 P.M. regarding 1992 Community Development Funds. (The public hearing was closed at 8:00 P.M.)

Unanimously carried.

Mayor Daniels reported that tomorrow David Laubisch and himself will be going to the DEC to discuss a comprehensive recycling analysis, which is required for the village to become members of the Northwest Solid Waste Board so that the village may utilize the compost facility that the Town of Amherst has built. We'd like to add an alternate place in the future, especially with the great amount of permitting going on all the time in recycling and solid waste. We want to have the option to take our leaves and brush to the town for their composting. We are in the process of joining the Northwest Solid Waste Board and the Comprehensive Recycling Analysis requests each community to list absolutely everything about their waste stream. The amount of yard waste, that's the grass clippings and branches, the amount of recyclables that are generated, plastics, aluminums, cans, bottles, paper, the amount of actual rubbish from garbage that it generates. We also need figures on the amount of medical wastes. We don't think of the Village of Williamsville having too much medical waste until you realize that any individual private doctor has medical wastes. It's very highly scrutinized now. Any nursing facility has medical waste that must be properly disposed of, the Blocher Home for instance. Any Veterinarian would have medical waste, so it goes on and on. We need all of those figures. Fortunately, we have been involved in recycling a year this March 19th so we have a good track record on a lot of the recyclables and also in our garbage since we pick it up. We also need to know how much sewage is generated by the village residents. Every time you flush your toilet, wash dishes or take a shower, that all becomes sewer water and sewer sludge eventually and all those figures need to be generated. It's an era of numbers, facts and figures and all that will be going into a huge equation so a permit can be granted so we can take our leaves to be composted at the town facility.

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Mayor Daniels stated the village has received a letter from Adelphia Cable. They are very concerned that a lot of people are pirating their programs through illegal means. The letter states "as you may or may not know, the cable industry has a serious problem. It's the theft of cable television services either by unauthorized connects or altering descramblers, called black boxes to defeat our present scrambling technology. This theft is draining hundreds of millions of dollars from cable companies across America. Adelphia Cable is no exception to this serious problem. We estimate our revenue loss at 2 million dollars per year. That means a loss of franchise fees to your municipality. Part of the problem is that many people do not perceive cable theft as a crime. In reality, theft of cable services can be as much as \$20,000 a year from each household stealing cable service. As in any theft situation, when somebody steals somebody else pays. Our cable system plans to alert our communities to this fact through a theft of service campaign. Part of our campaign will include a realignment of our channels. The following are the changes in our channel line up effective April 1st. The Disney Channel, Channel 14, will move to Channel 20" and they give a list of the channels that they are going to switch around in hopes to stop some of the cable loss. The other thing that they are going to do, which may be of interest to people, "this channel change will allow us to purchase and install a device on the outside of each subscriber's home not subscribing to 1 or more of our 4 premium services. This new device will stop the premium channel signals from entering the house." Mayor Daniels stated it looks like they are going to go to every house that has cable and install a device that will detect whether this cable theft is occurring. So residents should make sure that their cable service is as it should be.

Mayor Daniels stated during the public participation area of the last meeting, there was discussion on an Executive Session that the board had previously held, the purpose being to discuss employment of an individual in our DPW. The question was raised whether that was a legal Executive Session and the implication was that it was not. The question caught the board off guard, including our very knowledgeable Village Attorney. It was one of those things that should have been the subject of a phone call and researched before putting the board on the spot. It's very difficult to have answers for everything. Terry Cummins, later, along with Attorney Troy, did research that Open Meetings law and Mayor Daniels read from the law the pertinent information. (Copy attached). According to this Executive Session for the purpose of discussing employment of an individual in our DPW is absolutely legal according to the Local Meetings law. He wanted to clear that up because it's very difficult sometimes when the board is confronted with so many specifics to always have the answer at the time and rather than let that float around, he wanted to clear that up.

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ON MOTION by Mayor Daniels, seconded by Trustee Hayes, vouchers in the amount of \$55,025.64 covering 2/7/92 to 2/20/92 were approved:

payroll fund w/e 2/12/92	\$ 18,059.21
General fund	28,372.57
Water fund	278.50
Sewer fund	3,835.06
Trust & Agency fund	4,580.30
Grand Total	55,025.30

Large Vouchers:

Occidental Chemical Corp	\$6,735.19
Massaro Detroit Diesel	5,450.00

Unanimously carried.

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

RESOLVED THAT the bid received for the sale of the DPW Flow Truck from Bison Truck Parts, Inc., in the amount of \$3,688.88 is hereby rejected.

Unanimously carried.

Mayor Daniels stated the reason for this rejection is that David Laubisch feels the amount is insufficient for the plow and that we may be able to do better with a trade in, in effort to purchase another piece of equipment that would be in the next budget year. We are going to reconfigure what we're going to put for bid and hold that for a later date.

Mayor Daniels stated his third resolution, which appears on the agenda, will be held for another meeting. It was a resolution to approve monies to Nussbaumer and Clarke to perform additional engineering work regarding our water feasibility study. This is the final piece of the whole puzzle. We've now had a computerized water model done of the whole system that tells all pressures, all the water line ages, condition and the pressure in all the water lines in the village. We also have just received a report on the condition of our water tower. The work Nussbaumer and Clarke is to do will give us more information on the line valves and set priorities as to what part of the system needs addressing first, second, third, fourth, etc and will put together a proposal on the cost involved in a long term package. The board decided to hold this resolution because we have some questions regarding the fee charged and the service to be rendered. Mayor Daniels will get back to Nussbaumer and Clarke this week and try to get more specifics.

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Mayor Daniels stated the Historic Preservation Committee's function is to determine what is deemed worthy in the village of preservation and designation as a historical landmark. Some of the ones already designated in the village are Saints Peter and Paul Church, the Water Mill, the Meeting House and the bridge on Main Street which crosses Ellicott Creek. There's a cemetery at Main and Reist Street, which is extremely old. We are calling for a public hearing to discuss the worthiness of that site to be historically designated. Mayor Daniels doesn't expect too many of the residents to come to the meeting but he hopes that may be some of the other people involved would speak.

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

RESOLVED THAT the Village Clerk publish notice of public hearing to be held March 9, 1992 in the Village Hall, 5565 Main Street, Williamsville, N.Y. for the purpose of hearing all persons interested in discussing the designation of the Williamsville Cemetery, 5402 Main Street, as a historical site in the Village of Williamsville.

Unanimously carried.

Trustee Lowther reported on the continuing quest to get the transcript from the Schrader court proceeding, which was a neighborhood concern of the Evans/Eagle neighborhood. At our last meeting we passed a resolution that would allow us to purchase a copy of the transcript from Gerry Romano, who does the transcription work for the village court system. Trustee Lowther called him the day after the approval of the resolution and he assured her she would have it within one week, at which time she called back to find he is in Mexico for 2 weeks. So we seem to be having a severe communication problem as to receiving this transcript. She will continue to follow up on this. She'd like to get it as quickly as possible. He's expected back in town March 1st and she intends to call him on March 1st to get it. There was also a question raised at the last meeting as to whether we might be able to get a copy for free. It came to our attention that many times Judges receive free copies of transcripts, but in further checking that out, we found that happens only if one of the Attorneys involved has already purchased the transcript. The Judge then is provided with a photocopy. That will continue to be a priority on her agenda and she will keep the public updated on that issue.

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Trustee Lowther reported that Glen Park's next meeting is going to be on March 3rd. We're getting very busy at this point in time. We are working on refurbishing the paths throughout the park. They're starting to erode around the edges and before we have any real problems, we'd like to see this addressed. We do have money set aside in our capital fund that we will use to remedy this situation. We're also in the preliminary planning stages of a Glen Park Appreciation Day. For anyone who isn't aware of it, Glen Park will be 15 years old this year. We feel very strongly that it would be exciting for our community to have an awareness day and appreciation day for Glen Park. It's a wonderful park set right in the middle of our community. She thinks everyone who lives here utilizes it. Everyone remembers what it was like before, if you've lived here long enough, when we had the old amusement park and the old theatre connected to it and it's just delightful to have it now as a park. Trustee Lowther will keep the public up to day on the appreciation day. We're looking at sometime in June and we would like to have nature walks and possibly a small fund activity where pen and ink sketches of the park would be available to the residents for a small fee.

Trustee Lowther stated at our last meeting Carolyn Schlifke came forward with an idea about trying to publicize the Meeting House. We don't feel that we're getting as much income as we could if we publicized this building a little bit more. Ms. Schlifke suggested a flyer with pictures of the facility on it. Trustee Lowther is working on that at this point and she will take it to the Meeting House Committee within the next few weeks for their review and input. Trustee Lowther would like to see it used more. It's a lovely structure. She'd like to see it being used everyday. That idea is being worked on and she will keep the public posted on that.

Trustee Lowther stated her first resolution is for the adoption of the handicapped parking that was the subject of a public hearing at our last meeting. No one from the public spoke at the hearing; however, the Traffic and Safety Board was advised, the Glen Park Committee was advised and they all had an unanimous decision to take the parking circle on Glen Avenue and make it completely handicapped parking. We have 2 large parking lots immediately adjacent to that area and we feel very strongly that we need more space for vans because we have many handicapped people utilizing the Glen Park.

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

RESOLVED THAT Local Law #2-1992-Amending Section 103-19 of the Vehicle & Traffic Code, regarding Handicapped Parking in Glen Park, which was the subject of a public hearing on February 10, 1992 is hereby adopted.

Unanimously carried.

Trustee Lowther stated her second resolution was on the agenda last meeting and it was tabled in favor of some further information from the New York State Unemployment Office. We have a part-time employee who had been on unemployment during the winter since he's been laid off from the Village of Williamsville. We found that his collecting unemployment was costing the Village of Williamsville more than it would if it hired him back to work. He can come back to work on a part-time basis and by the time we pay any expenses connected with his salary, we will still be paying less than we were to keep him on New York State Unemployment. She would much rather see this person back to work doing something constructive for the village, working in our parks, rather than leaving him in unemployment.

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

RESOLVED THAT Raymond Schwartz, 4080 David Road, Williamsville, New York, is hereby appointed Laborer, Part-time in the Department of Public Works effective immediately at the rate of \$5.50 per hour.

Mayor Daniels stated he wants to point out that the resolution says effective immediately but in discussing this with Ray Schwartz, he would actually be starting a week from today although this resolution would be effective immediately. He will serve out the balance of this week and then begin next Monday.

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ON MOTION by Mayor Daniels, seconded by Trustee Hayes, the resolution was amended as follows:

RESOLVED THAT Raymond Schwartz, 4080 David Road, Williamsville, New York, is hereby appointed Laborer, Part-time in the Department of Public Works effective March 2nd at the rate of \$5.50 per hour.

Unanimously carried.

Mayor Daniels stated he would like to thank Ray Schwartz for being cooperative in this. It was pointed out to him that he could sit home and collect about \$25.00 more a week for doing nothing rather than coming back to work for us. Legally he can turn down the work since it's part-time that was offered and he was full time. He's always been an exceptional employee for the village.

Trustee Kaye reported that Traffic and Safety met this past Thursday and discussed several issues, one of which we will be addressing in an upcoming meeting calling for a public hearing regarding California Drive. Presently, our code says "no parking here" from the corner to 60' south of Main Street on the west side. We've had several complaints from residents and we've also had some concern expressed by the Fire Department that they would like to see parking moved to the east side of California in that particular block since there are fire hydrants in that particular section that sometimes are blocked. Also, by moving the parking to the east side, it would then be consistent for the entire street. Right now part of the parking is on the east side and part is on the west side, so that will be the subject of an upcoming public hearing. Trustee Kaye stated she will write a letter to the New York State DOT regarding posting warning signs on Sheridan Drive for Evans street and Mill Street. The ongoing situation, has been how do we enforce our codes, particularly on those 2 streets since the only 2 truck routes that we have in the Village of Williamsville are Union Road and Main Street.

Trustee Kaye stated on tonight's agenda she has Item C, which would have been her third resolution, authorization to erect a warning sign on Essjay at the village line warning of an upcoming truck route. Attorney Troy has suggested that Trustee Kaye pull this resolution for this evening and also include that in her letter to the DOT to double check the appropriateness of the verbiage of the sign so that we make sure that's 100% before we erect it. She will be pulling that resolution this evening in anticipation of waiting for an answer from the DOT regarding the verbiage on the sign.

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Trustee Kaye reported the Village Board will be meeting with BFI at the post work session on March 9th to discuss recycling and the possibility of additional materials being collected, particularly mixed glass, magazines and #3 plastics. Presently, those items are not collected as part of the village recycling but are collected by the Town of Amherst in their recycling program. They are both picked up by the same contractor, BFI. Originally, when the village went to bid, we did include mixed glass in our specifications. BFI did price their contract for mixed glass; however, upon awarding the contract BFI asked if they could only pick up clear glass since they did not have a market for mixed glass. We chose to do that but now that there is a market available for mixed glass, the time appears to be appropriate for the village to move forward with mixed glass. The village will be discussing this with BFI and will be keeping the public posted as to the outcome of that meeting. Of course any of the public who would like to come to that post work session and have an interest in recycling are more than welcome.

Trustee Kaye stated regarding composting, she is pleased to hear Mayor Daniels' report since she originally requested Superintendent David Laubisch to get a figure on the cost of the village using the Amherst Composting Facilities so that we could include that in our budget figures. She is very interested to hear that Mayor Daniels has moved forward on that project that she had initiated. Since Trustee Kaye is recycling liaison, she asked Mayor Daniels to keep her informed of the upcoming meetings so that she could attend. She also hasn't received copies of the meeting notice for the Southeast Traffic Task Force. Trustee Kaye asked Trustee Hayes if he could share that with her as a Traffic and Safety liaison.

Trustee Hayes stated he will make sure all communications regarding that committee are copied to her.

Mayor Daniels stated he assumed that everyone received a notice for the upcoming meeting. If not, he apologizes. He knows he has asked Trustee Kaye about the other two meetings and she was unable to attend either one of those.

Trustee Kaye stated her first resolution deals with Community Development. This one is to transfer monies from our Infrastructure account to cover the ongoing water study that has been previously discussed.

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

RESOLVED THAT the following transfer is hereby made in the Village 1991 Community Development funds to pay for the Water Tank Inspection Study:

From:	1991 Infrastructure	\$895.00
To:	1991 Water Study	895.00

Unanimously carried.

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

RESOLVED THAT Thomas McMahon, 9 Hillside Drive, is hereby appointed to the Traffic & Safety Committee until the end of the 1991-1992 official Village year.

Unanimously carried.

Trustee Hayes reported that the Parks Committee met this past Wednesday evening and they are doing a tremendous job in getting us ready for the upcoming park season. They were able to finalize suggestions for the permit forms for our shelters and completed a review of the fee structure. He anticipates that he will be bringing those forward at the next work sessions so the Village Board will have the opportunity to discuss some of those requests by the Parks Committee and be apprised of those and decide what to do for the upcoming year. Also, they have made several requests for the authorization and expenditure of Savor the Flavor funds, which he is preparing. Since they met Wednesday and the agenda was prepared Friday, those were not ready for this evening but they will be ready at the next Village Board meeting. They also are involved in setting up a date for the park's cleanup. There was some discussion about not conflicting with the parks cleanup date that was previously set by the Glen Park Joint Board, which he believes is May 2nd, so we'll be looking at the date of April 25th or perhaps Saturday, May 9th, as a rain date. If there are residents who are interested in helping out, we're reaching out to Cub Scout groups, community organizations and just average citizens in the village who want to bring a rake or shovel and help us get the parks spruced up for the summer season. We'd appreciate your help.

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Trustee Hayes stated we also had discussion about the ball diamond fees and the schedules. Last year the adult leagues were asked to stay on diamond 1 and the youths on diamond 2 for a number of reasons but the first and foremost to prevent some of the damage and vandalism that was occurring on diamond 2 from the adult leagues. Some of the baseballs would be kicked back and wind up in Village Square apartments parking lot and damage cars so we're going to try to organize that a little better this year. Trustee Hayes stated that the Parks Committee has asked that the village send a letter to the president of the various leagues asking for their continued cooperation on trash disposal, parking and the enforcement of our general rules and regulations for the use of those ball diamonds. So as you can see, a very active Parks Committee continuing to move ahead.

Trustee Hayes reported the Town of Amherst southeast sector Traffic Study Task Force has been continuing it's meeting to narrow down the proposals that have come forward from potential consultants to conduct the traffic study in that southeast corridor that was privately funded by Ingram Micro D. As you will recall, several months ago after the town approved Ingram Micro D to move into that space, there was some concern expressed by residents that increased traffic would be detrimental to the residential area located in that portion of the village and the town. As a result, private funding was sought by the Town of Amherst and the committee was appointed to select a consultant to do the traffic study. At that time there was no official representative from the Village of Williamsville who was designated to participate in those discussions. He requested an appointment to that committee because he believes if the town is going to be making decision that affects the village, there should be a village representative to participate in those discussions. At our meeting that was held Friday, February 21st, the committee selected Bergman Associates to conduct the study. The town will now be going through the process of getting money from Ingram Micro D and the IDA. They'll hold that money in a Trust and Agency account. The Town Board will vote to approve the contract and the Town Supervisor will sign it. He has spoken to Doug Sandburg, who is the chairman of our Village Traffic and Safety Committee, re-emphasizing Trustee Hayes' desire to come before the Traffic and Safety Committee here in the village just to let them know about the consultant that has been selected and what the time table for the study process will be. Mr. Sandburg indicates an interest in having Trustee Hayes do that so Trustee Hayes hopes that some time on the agenda could be provided to him to update the members on that situation.

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Trustee Hayes stated in response to a number of concerns that were expressed to him by village residents, he has done some research on the current plans by the Niagara Frontier Transit Authority to conduct the airport terminal expansion of the Greater Buffalo International Airport. As many of the public may have read in the newspaper recently, the airport is going to undertake a dramatic expansion of it's terminals. It will include the demolition of both the east and west terminal gates which now number 26 and a new single terminal will be built with 22 gates. Although that's a smaller number of gates, they anticipate that they will have an increase in traffic at the airport. There will be a direct access from the Kensington Expressway that will create a fly over so that motorists traveling on the Kensington Expressway will be able to enter the airport directly from the expressway and not have to exit on Genesee Street as is currently the procedure. There will be two levels, one level for flights departing and one level for flights arriving. Perhaps of most importance to village residents is that runway 1432, that's located at the one end of the airport closest to the village, is going to be shifted 300' to the southeast because the Federal Government is requiring the airport to move it because it's a safety hazard. What many residents fear will happen as a result of the shift, is an increase in the usage of that particular runway which means flights over the Village of Williamsville may increase. There may be a consummate increase in noise and other problems to village residents. The safety factor right now is that if a plane were to overshoot that runway, there could be a potential for a major disaster at Wetzel's gas station. Trustee Hayes thinks it's very important that the Village Board and village residents be kept apprised of what's happening at the airport with this expansion and he has asked the Village Board to schedule some time on an upcoming work session and discuss what our roles should be in participating in this discussion. The NFTA claims that airport expansion is still in the design phase but at the very least, we should be a conduit for information for village citizens who may be concerned about this construction. The schedule that they have laid out is to begin in the Spring of 1993. They will acquire and demolish the current Airways Hotel and then in the Fall of 1993 begin construction of the new terminal. It would have been the summer of 1993 for this construction if it weren't for the world university games taking place, but because of that they're postponing the initial construction phase to the Fall. Terminal occupancy is expected in late 1997 and the project is expected to be completed by the Spring of 1999. The total cost will be \$219,000,000. \$77,000,000 of that is being footed by the FAA, \$22,000,000 by the New York State, \$109,000,000 by the NFTA bond issue and the remainder by a passenger facility charge. That's a specific charge per ticket that airline passengers will have to pay. As you can see, there's a lot going on with this airport expansion and it will greatly impact the residents of the village. If there are people in the Village of Williamsville, homeowners who are concerned about this issue and would like to work on this,

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Trustee Hayes would be very interested in hearing from them because this is a project he is particularly concerned about and he would like to get going on presenting information and being a conduit for that discussion back and forth.

Trustee Kelly stated as liaison to the Youth Board it gives him great pleasure to see some of the students here at today's meeting. If they have any additional hours that they have to put in, they may consider coming next Monday night to the Planning Board. That committee is a Citizens Advisory Committee that takes a look at signs and different items of a commercial nature and decides as to whether the signs meet our codes and whether they'll be recommended to be put up in the village. It's a little bit different than something like this, it also doesn't last as long and they might find it kind of enjoyable.

Trustee Kelly stated we still have a vacancy on the Youth Board. This might be a very appropriate time for somebody to join because our next event isn't until June when we will hold the Fishing Derby. We put on a number of events in the village and it's a hard working group that has a lot of fun. He's going to report before the year is over as to how many children we serve but we average probably 300-400 children for each and every event that we put on. They spread throughout the year and he would love to have another member on the committee.

Trustee Kelly reported at our first meeting we approved a committee to study our "home occupation" law. As he discussed last time, it was a situation where neighbors are forced to be spies on their neighbors and keep written diaries in order to attempt to enforce the laws that we have in the book. The Village Attorney and also the Village Prosecutor and himself have all concluded that the enforcement of the law is inadequate the way it is set up. So we started a committee, it hasn't officially met yet. He's sat down and discussed a number of things with our Village Prosecutor. He's also met with Nicholas Mecca, who is going to be the chairman of the committee and all the members should receive a notice this week setting forth the first meeting. He's hoping that citizens get involved in giving their input on the committee, especially in the Evans area and the Union Road area where we seem to have the most problems.

Trustee Kelly stated he has two resolutions tonight, both which have to do with prior year grants which have not yet been received. These resolutions are just to keep the paper work going and continue begging to the state to follow through with the promised grants that they had given us in the past years.

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

RESOLVED THAT Mayor Ronald W. Daniels is hereby authorized to execute on behalf of the Village of Williamsville, the following agreement with New York State Department of Transportation:

Re: 1990-91 Budget - Special Highway Aid
Village of Williamsville, Erie County
Renovation of Main Street (Phase III)-
\$45,000
Contract No. C900508

Unanimously carried.

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

RESOLVED THAT Mayor Ronald W. Daniels is hereby authorized to execute on behalf of the Village of Williamsville, the following agreement with the New York State Department of State for the DPW Garage Reconstruction Project.

Re: 1988-92 Legislative Member Item -
\$40,000
Contract #C883687

Unanimously carried.

Trustee Kelly stated we had originally had scheduled this bid to be for \$225,000. Presently, we've expended approximately \$189,000 and we're just about done. So it looks like we're going to come in quite a bit under our budgeted amount.

Mayor Daniels gave a special thanks to Dick Baer Association, the Engineer and Mike Featherstone, who was the overseer on the project. They've done an excellent job in watching the costs and have actually been able to add some things along the way such as a fire alarm system and wiring upgrading and we're still coming in very much under budget, which is a refreshing change for most of the projects we've done in the past. In reflecting on resolution #1 of Trustee Kelly regarding the sidewalk improvement, we actually will have a shortfall even when all grant money comes in of approximately \$75,000 on that project which this board, unfortunately, will have to wrestle with finding the funds for it, probably from bonding. It's refreshing to see some projects come in under budget.

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Superintending David Laubisch reported that on the construction of the DPW, we are just waiting for some exterior grade work to be done on the site which will be done in the Spring when the ground is not frozen. The work that is remaining at the DPW is exterior painting which cannot be done this time of the year and that will bring to a conclusion the reconstruction. The painting and the grade work will be done by DPW forces.

Superintendent Laubisch stated that our Water Department has located a water break at 5612 Main Street, which is the old Permanent Savings Bank. The break itself is just east of that location. Because there is a 2' concrete cap underneath the asphalt on Main Street, unless it's a severe water break, breaks of this nature are not readily evident. He complimented Don Dehn for his hard work in that area locating this water break which is on a 10" water main and whose repair will be a tremendous savings to the taxpayers.

Mayor Daniels stated repairs are especially sensitive on Main Street because of the fiber optics that the phone company uses or buried cables. Therefore, repairs are also more expensive than water breaks and on almost any other water line in the village.

Mayor Daniels stated Trustee Kelly did bring up other ways the participation in government students can get credits for participation. We have a lot of different committees in the village, the Environmental Committee, the Youth Board, we have a Traffic and Safety Committee, the Historic Preservation. The Parks Committee is quite interesting and involved in everything from Savor the Flavor to what types of swings should be in all the 4 parks. They all have meetings once a month. The students are welcome to get the schedule, which is available at the front desk of Village Hall and come to any of those meetings that they'd like to.

Mayor Daniels stated we are approaching an election and as happens every time we near one, the participation from the public seems to increase to the point that it becomes quite a lengthy portion of the program. We've never instituted any type of 3 or 4 minute type of rule. He knows the town has but the village doesn't really want to. We've never in the village, with a smaller population, with a more personal approach, felt that that was applicable; however, when it becomes involved with elections sometimes these things get quite heated. He hopes that the discussions during public participation are not of a political nature and strictly of a residential concern with certain aspects of the village or a particular problem. If someone has a specific question requiring names or numbers and figures, often we don't have them available at our fingertips during public participation.

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We feel the proper way to ask those would be to call during the week to Terry Cummins, our Village Clerk, himself or one of the Trustees who will research that information. If someone still doesn't have proper answers then this probably would be a good format for having those things resolved. A good example of that was for instance was the Open Meetings law, which he discussed earlier. Had the board had the opportunity to research that there would not have been the great amount of time expended on that particular resident's concern.

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

Unanimously carried.

Carolyn Schlifke, 192 Evans Street stated two items on tonight's agenda brought to mind something she's been wondering about for quite a long time. One was the public hearing for the designation for the historical site of the cemetery, the other is the Glen Park Appreciation Day. She doesn't know if anyone on this board is aware but she's going back about 3 years, there was a public hearing held to designate Glen Park as a historical site. That designation was approved. She's always wondered why no actual public ceremony was held to present a plaque to the village to be placed in that park. The only answer she could come up with was because there were two styles of plaques. One was a landmark and one was a site. This past summer the board did obtain their first site plaque and placed it on the stone at the Academy Street school. So therefore, the master form must be available. She would like to suggest that the board now obtain that plaque for the historical site of Glen Park and do a presentation on the Glen Park Appreciation Day.

Mayor Daniels stated actually the plaque we used for Academy, he thinks Ms. Schlifke ordered from Alphabet Design. Mayor Daniels has tried to call them several times with no luck. He needs to order at least two more signs now - one for the cemetery and one for the Saints Peter and Paul Church. We also have to place one on the bridge across Main Street but now that they're going to rebuild the bridge in 1994, we'll probably wait until after that reconstruction. It's going to be a renovation type of thing where they're going to redo it and replace the time capsule, etc. At that time maybe it would be fitting to allow for that plaque that's been sitting in a cabinet.

Trustee Lowther thanked Ms. Schlifke for bringing the Glen Park sign to her attention. It would be a wonderful time to incorporate it with the Glen Park Appreciation Day.

Trustee Kaye commented last year the Historic Preservation Committee was looking where to place it. With the change of liaisons, it must have gotten lost in the shuffle.

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John Colt, 27 Gordon Street stated he's lived in the village well over 40 years. He thinks this is the first time he's come to congratulate the village for doing a great job, especially the DPW. They came down and removed 3 huge stumps and saved a village resident a considerable amount of money.

Trustee Lowther stated it's always pleasant to have somebody come up and pat the board on the back because usually people come up when they have a problem.

Mayor Daniels stated Mr. Colt, who is very civic-minded, called him a few ago. He wanted to know if the village sidewalk plow could continue down Mill from the village line to Mill Middle School for the children, who have to walk on the street to get home during snow periods. It's an excellent idea. He's had some problems with the liability because our liability for plowing ends at the village line. It maybe something we're going to have to try and work out with the school or Howard Welker or the Principal, Dr. Grobe. Mayor Daniels wants Mr. Colt to know that he didn't forget that.

Bob Krieter, 62 Eagle Street stated he is a little curious, Mayor Daniels mentioned earlier about the cable company, what revenue do we derive? What do we get for a household?

Clerk Cummins stated she doesn't know how much you get for a household but we just got a check from them today for last year, it was about \$12,000 for the year.

Mr. Krieter stated he was just wondering if that was another source of revenue. He knows the town gets something.

Mayor Daniels stated New York State has given us some more leeway on the percent that the village can charge.

Trustee Lowther stated there is a committee working right now in the Town of Amherst and Trustee Kaye's husband is on that committee. They're reviewing the fees and it's time for them to renew their agreement with the Town of Amherst.

Clerk Cummins stated next summer we will be reviewing our cable agreement.

Larry Brenton, 31 Monroe Drive stated during Mayor Daniels' discussion tonight he mentioned something about the sidewalks which were \$75,000 over budget.

Mayor Daniels stated what happened is there was short fall in the granting. He thinks in 1989 the village asked for \$150,000, received \$75,000 and that caused the \$75,000 shortfall.

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Mr. Brenton stated the shortfall occurred, he thinks, because we were promised the money and so that there should be no reflection on the composition of the Village Board when the state legislatures could not deliver the monies that we were promised. In fact, to be technical about it, you should go and have a question pertaining to the legislators that indicated that we were going to get these funds, we went ahead with the work based on that indication. So there's no parallel of becoming a project that's completed under budget and a project that based on revenue anticipation.

Mr. Brenton questioned an article in tonight's paper having to do with last year's election. It does, in effect, give good reason to the outcome of that election. Trustee Hayes is quoted as follows: "We made it a campaign issue and the public outcry resulted in the Village Party Board lowering it to 12%. Then we lowered it even more when we took office" Mr. Brenton asked Trustee Hayes if he was quoted correctly there. Trustee Hayes stated that's right. Mr. Brenton asked if Trustee Hayes was now in the budgetary process with the Village Board. Is that correct? Trustee Hayes stated yes. Mr. Brenton stated that Trustee Hayes will learn as this process goes on how you widdle it right down to the end. He doesn't have any fault with Trustee Hayes making any statement that he wants because he knows politics is politics. Mr. Brenton was never a politician and never will be. He does take exception to this statement because it's untrue and Trustee Hayes will have to, in effect, eat that statement if he adheres to it right now because you can't win with a statement like that. Every year this board and this Village Clerk will verify it, this Mayor will verify it because he sat on the Village Board as Trustee, he knows that every year we went down to the end and we cut, cut, cut. If after an election the budget was not completed, so be it. In this instance, he insisted that the budget be ready before the election so that people would know. He made the statement that we would increase our taxes by 28% if we didn't get the revenue sharing from the state. That was a fair open statement. This Village Clerk knows that the budget is not finalized until the end. You can say that a budget 3/4 of the way in the process is completed. You can not say this is what it looks like it's going to be. It's not completed until the end. Trustee Hayes will see that this year as he goes through his first year as a Trustee through the budgetary process.

Mr. Brenton stated in the budgetary preparation, as he understands it, there is, on the part of Trustee Hayes, an attempt to freeze salaries. Mr. Brenton is wondering if Trustee Hayes is prepared to edify to him and the public of their concern regarding just what Trustee Hayes intends to do, if he is successful.

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Trustee Hayes stated therein lies one of the basic fundamental different approaches that takes place between what his vision of the budgetary process should be and what previous boards have taken on as a vision of the budgetary process. He doesn't think there is any reason why this Village Board should have to start with a budget that front loads all the goodies. He doesn't think that any Village Board should be focused on spending in a village budget with regard to asking for the maximum amount of funding for every possible project that the village could accomplish in here. He thinks when you do that you wind up with projected 20% tax increases in the budget process. He has advanced a plan that focuses more on a tax rate than it does on village government spending and his plan is to focus on doing our best to hold the line on taxes this year. One of the things that he has asked the Village Board to look at, just a proposal, is to freeze all the salaries here in the village and that would include his own salary as a Village Trustee. It's just a proposal and there are several other things that he has put forward as a part of that.

Mr. Brenton stated what Trustee Hayes is saying in essence is there will be no salary increase for any employee in the Village of Williamsville under Trustee Hayes' proposal.

Trustee Hayes stated if the Village Board adopted it. He is just one Trustee who put out a plan. He then sent a memo to each of the other members of the board and he's asked them for their comments and asked them to deliberate on it with him as they go through the budget process.

Mr. Brenton asked is it still Trustee Hayes' intention to pursue the Village Administrator position?

Trustee Hayes stated he thinks it would be a good idea.

Mr. Brenton stated the board has by now received a letter from him pertaining to his thoughts on the subject.

Trustee Hayes stated the board knows Mr. Brenton is opposed to it. Trustee Hayes stated he appreciates Mr. Brenton taking the time to put his views into writing and sending them into Trustee Hayes and Mr. Brenton's is not the only view that Trustee Hayes has received. He has received input from a number of citizens. He's continuing to receive input from them. One of the things that happened at the public hearing, that we called to discuss this proposal, was that a number of citizens who attended wanted to have the opportunity to speak on the issue. They did do that and then throughout the community, as word of this has been disseminated, there are more residents that are interested in commenting on it. He's included again in his plan for the budget negotiations and he would expect that the board would look at it in the framework of our budget negotiations as we try to find ways to affect cost savings. He certainly doesn't want to shut the process off.

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If people want to comment on this, he wants to continue the process of public input. It's not a question of railroading something through. The Village Board has at it's disposal many citizens here in the village who have good opinions on the issue and Trustee Hayes wants to do the best we possibly can to make sure we can have all those at hand before we proceed.

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

Unanimously carried.

ON MOTION by Mayor Daniels seconded by Trustee Hayes, the meeting was adjourned at 9:17 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk/Treasurer