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**Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, September 13, 1993 at 7:48 P.M.**

*Present: Ronald Daniels, Mayor  
Yvonne Kaye Trustees  
Mary Lowther  
Basil Piazza  
Patrick Kelly*

*Theresa L. Cummins, Village Administrator, Clerk-Treasurer  
Thomas Troy, Village Attorney  
David Laubisch, Supt. of Public Works*

*Also Present: Sherry Brink, Recording Secretary*

The Clerk read the notice of public hearing being held by the Board of Trustees on Monday, September 13, 1993 at 7:30 P.M. for the purpose of hearing all persons interested in discussing adding Section 84-3(H) re: Window Signs.

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

Unanimously carried.

Trustee Kaye stated she is pleased to have this public hearing on this Section for window signs. Trustee Kelly had worked on it for several years and tried to gain consensus and direction in trying to keep everyone happy in the business community, the Building Department and the Village. This proposal really is not a change in the actual structure of what's allowed and not allowed in a window sign right now. The difference primarily is the change in the means of enforcement and the permit procedure itself. Right now the code requires that a business come in for a window sign permit. The new legislation is proposing that no permit would be required so that a business owner would have the ability to change their signs on a regular basis and not have to come in and get a new one. Whether you wanted to say Waterford Crystal 10%, 20% or milk 99 cents, Mother's Day, May 19, Father's Day, June 19th, you would not have to come in for a permit for each of those kinds of changes. There was quite a bit of discussion on the Planning Board, in the past about the mechanics of this proposal. The Village Attorney, the Building Inspector, herself as a new liaison, the past liaison of the Building Department as well as some input from the business community have worked to make it easy for everyone to comply. You still cannot cover in excess of 10% of your window space with this kind of a window sign and you still are required to come in for a permit and go through the process for your official business sign with your official business name on it. That would not change.

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It would be the other signage that you would want to put in your window or rotate or if it were a restaurant, it might be liquor or beer advertisements or if it were an athletic store it might be a roller blade sign changed on a regular basis. It's not actually a change in the structure of what's allowed and not allowed under the present code but just in the enforcement. The enforcement will continue. Trustee Kaye read the following proposed code:

84-3(H) (1) No permit shall be required for a window sign or a neon window sign. Where a question is raised as to possible noncompliance of such a sign, the owner thereof shall provide, within seven days after notice in writing from the Building Inspector, a scale drawing showing thereon the total window glass area and calculations of permissible sign area as established by this chapter.

(2) If the sign is determined to be in violation of this Chapter, it shall be removed or brought into compliance within ten days after notice in writing to the owner from the Building Department.

(3) Where a window sign is also the primary means of identifying the name of the enterprise and is not supplementary to any other sign designating the enterprise, it shall be treated as any other sign which is required under this Chapter to have approval of the Planning Board before erection.

This local law shall take effect immediately upon filing with the Secretary of State.

Pat Reidel, 5801 Main Street, President of the Business and Professional Association, stated speaking for all of its members, they are very grateful and are in approval of the new sign ordinance.

Trustee Kelly stated this has been ongoing for at least as long as he has been on the Board. It appeared to him that the simplest way of solving the problem ended up being the best way which is to take the requirement to pay a fee to put a sign up in your window. In the past, if you were running a sale for a very short term period, there was no fee requirement but many people have product advertisements that they keep up for three, four or five months. These technically, would require a \$50.00 permit. He feels it is a very big burden on any business. He thinks everyone knows that there a number of businesses struggling along Main Street. It's not like the old days where you had a lot of walking traffic. Anything the Board can do to help business there is going to be a benefit to everyone in the Village. There has been a lot of discussion, he knows Trustee Kaye has had a lot of discussion with the Planning Board. It took a long time for everyone to come across to this point of view. He thinks after everyone sat down and realized how difficult it was that this is the best result for a very difficult situation. This is a different situation from someone advertising their name.

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There is a permit requirement for that but when you are advertising a product or like the bike shop or the taverns with a Miller sign or the jewelry shops that will have a jewelry sign, there shouldn't be a permit requirement for that. It's an overly burdensome thing that shouldn't be there. He thinks this is going to be the start of a number of changes in some of the sign codes. The Board was discussing earlier that technically all the signs in the Village run out in June of 1994 and that a new permit would be required for all outside signs. That is something that he would like to see changed also, to grandfather in all those signs that people have paid for in the past and were in compliance at the time that they were put in. He knows business people have spent thousands of dollars on signs and one small change in the Village sign code could require a businessman in June of 1994 to erect a brand new sign. He believes it is wrong and that is something we are all going to be looking to see if we can work in harmony with everyone to see if we can get this done right. His feeling always has been that if you put a sign up and it is in compliance at the time it is up, a change in the code should not require a businessman to take it down. Hopefully, this is the start of a series of laws that will be passed to work with a partnership with the community and the business people to get business back where it belongs.

Trustee Lowther stated she concurs with Trustee Kelly. She was never aware there was a \$50.00 fee to put an additional sign in your window to get a permit. She certainly doesn't think that is fair. We encourage and we want small retail business in our business community and want to do everything we can to encourage the people who are here to stay here and to attract more people and make our community more vibrant and better.

Trustee Kaye gave a special thanks to the business community and Business Association for their input so that we can all work and live together happily and have it work well for everyone.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, it was moved to close the hearing at 7:58 P.M.

Unanimously carried.

Theresa L. Cummins  
Village Administrator/Clerk-Treasurer

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*Present: Ronald Daniels, Mayor  
Yvonne Kaye Trustees  
Mary Lowther  
Basil Piazza  
Patrick Kelly*

*Theresa L. Cummins, Village Administrator, Clerk-Treasurer  
Thomas Troy, Village Attorney  
David Laubisch, Supt. of Public Works*

*Also Present: Sherry Brink, Recording Secretary*

Mayor Daniels called the meeting to order with the Pledge of Allegiance at 7:39 P.M.

Mayor Daniels stated in July we noted the passing of a resident who was very involved in our community, a firefighter and local businessman. The Village likes to honor those people who have given distinguished service to the community by giving them or their survivors a plaque to commemorate the passing and the distinguished service to the community that was exemplified by that person throughout the years. Robert Oemhler, was a long time member of our fire department. He was an active member of Hutchinson Hose for 29 years. He served as Chairman of the Board, past president, captain, always at the forefront of the fire community and always at the fire hall contributing in many ways. He was also dedicated to the community in other ways, not only as serving as president of his own company but he was past president of the Automotive Booster Club, a former director of the Williamsville Cemetery Association, a past Chairman of the Trustees of Williamsville United Methodist Church and a member of the Williamsville Exempt Fireman's Association. The Board honors the family with a presentation to Robert Oemhler Jr. Ethel Oemhler received the plaque. Mayor Daniels read the inscription on the plaque: "Village of Williamsville hereby honors and commends Robert E. Oemhler Jr. for meritorious service and outstanding citizenship to the people of the Village of Williamsville". We will miss him greatly in the years to come and we hope that his record serves as a memory that other people emulate community service throughout the years.

Mayor Daniels stated his next presentation is to Carolyn Schlifke, who for many years and will continue to do so, has been a very critical influential and moving figure in the Village of Williamsville. For the past year and a half or so she has chaired the Parks Committee. She has been very involved with the Parks, not only as a Trustee in the Village but as a very aggressive grant writer for the Parks. The responsibility for getting a grant for the pavilion that you now see in Island Park was hers. The fact that we have the Lehigh Memory Trail the way it is configured today was almost totally the initiative of Ms. Schlifke. Her love of the community sometimes has him scratching his head because it is certainly a lot of work and not always as rewarding as it could be, as anyone can tell you.

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A lot goes unnoticed but he has noticed it and he knows the people on this Board and the people in this community that watch events such as Savor the Flavor, which has been a great credit to Ms. Schlifke and all the other things she has been involved with over the years deserve recognition. She has resigned from the chairmanship and has sent the Board a letter saying that she would like to spend more time with her family and her mother. Mayor Daniels doesn't blame her given the amount of work she has put in during the summer that Trustee Piazza and himself observed her during for all of these events such as Savor the Flavor and the Craft Fair. Both were extremely successful. She certainly is retiring on a high note. The Board presented Ms. Schlifke with a certificate which states " The Village of Williamsville hereby honors and commends Carolyn M. Schlifke for meritorious service and outstanding citizenship to the people of the Village of Williamsville. Mayor Daniels thanked Jim Hayes whose idea and impetus it was to saddle Ms. Schlifke with that job.

Jim Hayes thanked the Board for their indulgence. When he heard the news that Carolyn Schlifke was going to be retiring as Chairman of the Parks Committee, he says retiring and not resigning because he knows Ms. Schlifke never resigns from a job, he couldn't let this opportunity pass, to come and offer his own thanks and best wishes to her in her future endeavors. As a Village Board it is right to honor citizens who serve our community. This type of person that Ms. Schlifke personifies is somebody who works hard on behalf of the Village, both as an elected official and as a citizen volunteer. She has done much to make the Village of Williamsville what it is today and in recognition of the time that he served with her for two years when he was on the Village Board, he extends his thanks and best wishes and offers a small token of his affection and esteem. Mr. Hayes presented Ms. Schlifke with a picture of the Lehigh Station. He thanked her for her service.

ON MOTION by Trustee Kaye, seconded by Trustee Kelly, the minutes of the regular meeting of the Board of Trustees held August 23, 1993 were tabled to be approved until Trustee Kaye talks to Administrator Cummins to have some questions answered.

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Lowther, it was moved to approve the minutes of the public hearing of the Board of Trustees held August 23, 1993 for a proposed local law pertaining to Chapter 11 of Village code for Brush, Grass, and Weeds.

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Kaye, it was moved to open a public hearing at 7:48 P.M. for discussing adding Section 84-3(H) regarding Window Signs. (The hearing closed at 7:58 P.M.)

Unanimously carried.

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Mayor Daniels reported the Board attended the Inspection dinner for Hutchinson Hose Fire Company on Saturday evening and had a great time. He thanked the men and woman of the fire company for their hospitality. All the equipment looks great and the new fire engine seems to be working well. According to Chief Zymanek we have recently had a lot of calls. The equipment has been used considerably with all the men responding to the calls. It gives us pause to realize how lucky we are to have such a responsive team of interested people and the equipment to match their enthusiasm.

Mayor Daniels reported Key Corp is giving their executives a half of a day off on Wednesday to come and work in the Village. They will be doing some greens keeping or maintenance on Main Street. Fifteen employees in Key Corp are being given from 12:30 P.M. off on Wednesday and they will be around the Village. He thinks they are going to be weeding around the tree grates on Main Street, brushing away the gravel and painting those rusty colored tree grates with black rustoleum. By Thursday you can look down the streets and see attractive looking tree grates. It's the kind of interest in the community that the Board would like to encourage the members of the Business Association to do. Before the Craft Fair Trustee Piazza and himself did a little week whacking and weed pulling, etc. where some of the merchants have really not taken any kind of ownership to that although it is a requirement in our code that they are responsible for the maintenance of their building. It only makes sense that the better the building and the grounds around them look, the more you can encourage business and retail trade in the Village. You need a nice, pleasant, clean and attractive atmosphere in which people can walk and enjoy the Village.

Mayor Daniels also reported we are entering into a historic preservation project. By all reports from the state, we will be getting a grant of somewhere between \$40,000 and \$50,000 for that project, thanks to Senator Sheffer. We are looking forward to that. We also have some projects coming along that will help the business community in general. He knows Ms. Reidel is always putting that in the newsletters and encouraging the businesses.

Ms. Reidel stated there are people in the Village who are not members of the Business Association and they have tried to reach them but can't.

Mayor Daniels stated the store Earthspirit looks great and maybe that will encourage somebody to move into the empty space next to it. Hopefully the facade of that building will look like it used to. It makes an incredible difference to the drive through traffic in the Village. Mayor Daniels stated we just gave two plaques to residents who have contributed to the Village over the years and we would like to honor businesses in a similar way with a plaque. He thinks of Vern Stein and the renovation of the Carmer Auto Parts. It's made an incredible night and day difference in that building. Stereo Advantage did a great amount of work on their first location and it looks great. He thinks we need to make a point of thanking them. A little article in the press to show that they are really committed and doing some good things would be appropriate.

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Mayor Daniels stated new legislation has been passed that people who construct additions on to their home would not be reassessed fully for that addition for an eight year period. It would be phased in so that when you put a garage addition on your home, the first year your assessment wouldn't change. Right now, the minute you do anything to the exterior, your assessment is increased. This new legislation is to encourage older homes and older properties to renovate and upgrade without that immediate huge tax burden. It's something that this Board is going to consider implementing in the Village area. That may work hand in hand with the funding of the historic preservation district and the work that the businesses are doing. We will have to see how this all progresses.

Mayor Daniels stated one of the vouchers to be approved tonight is for the John R. Schuler Company who are which is doing the water project both on Swan and Garrison Road, Willowbrook Rd, Castle Creek. They are technically done with their project although they still have a lot of connecting to do, etc. They have another 15 days tops to accomplish that. There will be some amendments and changes in the final billing because of the changes that have occurred during that construction project. We were originally trying to get a loop system between the new development, Castle Creek estates and Willowbrook, for a better fire flow and water volume. We needed two easements in order to accomplish it but were only able to get the one. Rather than build part of the cross over line, we're not going to do any of that cross over right now. Mayor Daniels notices that Bill Whitehead, the developer of that whole subdivision is in the audience. He thinks the Board will file the easement that Mr. Whitehead already signed with the Village so that it can be enacted if the Village is ever successful in getting the other 20' in order to complete that loop. Mayor Daniels is disappointed that we were not able to do that loop. He thinks it would have enhanced the flow and even if it didn't increase the pressure, it's better to loop all the systems in the Village. We are not going to be able to do that right now. That's going to mean a reaccounting of the bonded indebtedness for this project. There is some interest in taking the savings from not doing the loop which could be somewhere around \$14,000 and putting it into some restoration work for the valves in that area. Any time we have some extra money we like to put it into the water system because it needs constant improvement and attention. We are doing quite well with the water loss now and we are very aggressively attacking that so these funds plus an approximate \$20,000 grant from state will give the Village about \$34,000 to do some valve work in the system. That will be a positive result of this unfortunate ability to run that crossover.

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ON MOTION by Mayor Daniels, seconded by Trustee Lowther, vouchers in the amount of \$281,568.65 covering 08/20/93 - 09/10/93 were approved:

Payroll fund w/e 08/25/93	\$26,448.61
09/08/93	20,570.06
General fund	87,517.02
Water fund	33,832.83
Trust & Agency fund	15,725.81
Glen Park fund	1,248.25
Sewer fund	342.42
Capital fund	88,383.33
Community Development	<u>7,500.32</u>
Grand Total	<u>\$281,568.65</u>

Large Vouchers:

Chemical Bank	\$30,610.42
John R. Schuler, Inc.	89,582.65
E.C. Water Authority	32,849.56

Trustee Kaye stated her understanding is that we are going to be holding the last payment for John R. Schuler?

Mayor Daniels stated this \$89,582.65 represents his second billing and there is approximately \$60,000 or \$70,000 that would still be owed to him which Mayor Daniels assumes would be his final billing. His final billing will reflect all adjustments. There should be some savings because of changes in the Swan Place project plus savings in the loop plus we were able to open cut a couple of the trenches instead of boring under the surface so that the price for open cutting was considerably less than boring under the surface for Wehrle Drive. All of that will realize some savings on this project.

Trustee Kaye asked if that would come out of that last payment.

Mayor Daniels stated that is correct. All of that would be reflected in his final billing.

Unanimously carried.

Trustee Kaye reported the Youth Committee will be holding their Halloween parade and party on October 30th this year at 6:00 P.M. at Sts. Peter and Paul.

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Trustee Kaye stated at the last Planning Board meeting there was additional discussion of three sign items that she had discussed with the Board earlier and she will be calling for public hearings to change those. One of them is having the person who puts up a new sign, prior to receiving their final permit, would have to submit a photo of that sign so that we could have an up to date file on a consistent basis. The next would be about wall signs above the first floor. The Planning Board is looking at not having them and she will provide the public with more details at the public hearing. The third item is reducing the maximum size of freestanding signs. That has been a discussion that happened last year as well and now we are moving forward and we will be calling for public hearings at our next Village Board meeting.

Trustee Kaye stated the Board will be talking later on in the work session about the status of 31 Garrison. That is a building which is on Garrison at the corner of Park which has been boarded up for many years. The Building Inspector has given the Board a memo today requesting we make some decisions on taking some action because of long term non-compliance and we have not heard from that structure owner.

Trustee Kaye reported since the last meeting she has met with Tom Wik from the Town of Amherst about the composting facility. Administrator Cummins and Superintendent Laubisch and herself met with Mr. Wik and talked about the ongoing process of the Village of Williamsville looking to work with the Town of Amherst to utilize their compost facility. She thinks the Village is getting closer to an agreement. We are now talking about price so that the Attorneys from the Village and Town can work out an intermunicipal agreement so that the Village can comply with the DEC state mandates for some of the Village's trash and brush removal. She will keep the public updated as soon as she gets word back from the Town Board on the anticipated costs.

Trustee Kaye reported she also had a meeting with Administrator Cummins and Superintendent Laubisch with BFI and were talking about two items, recycling and about phone books. The Village's three year recycling contract will be up in this coming April of 1994. We are beginning looking at our recycling contract and Administrator Cummins is working on an analysis at Trustee Kaye's request about what way is more cost effective for the Village when the current contract is up, whether we should take that in house or whether we should contract out the pickup of our recyclable material. We have included a truck in our recycling grant whereby New York State would pay for 50% of the cost. BFI has given the Village an offer if we would like to extend it's contract. They just sent more paperwork out which she will give to the Board. If the Village would like to extend its recycling contract for tipping only and either bid out the pick up separately or have the Village pick it up separately, they would give the Village the cost they have given the Town of Amherst and the Town of Lancaster. This would be \$15.00 a ton for the first two months which would drop to \$10.00 a ton after that for tipping for recyclables. It would have a much expanded repertoire of items that they would pick up such as the Town's so they would add junk mail, which she knows everyone would like to get rid of it in a more effective way and they would add #5, 6 and 7 plastics which right now we take #1,2 and 3. They would also take phone books, we also do take magazines right now but those would be included and also bound books.

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So far any of those bound books that you have not known what to do with and which don't seem suitable for donation to the library, you would be able to put into your recycling bin as well if the Board moved in that direction. She will be having more discussion with the Board about that.

Trustee Kaye reported tomorrow's Youth and Recreation Committee meeting has been moved from 7:30 p.m. to 6:30 p.m. The majority of the people on that committee have 7:30 p.m. appointments at their youngster's schools. If anyone would like to attend, that will begin here at Village Hall at 6:30 p.m.

Trustee Kaye stated her resolution deals with the Youth Board and the state aid eligibility of payment of money for the operation of the Williamsville Youth Center.

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

RESOLVED that Mayor Daniels is hereby authorized to sign a Waiver of State Aid Eligibility in the amount of \$2,251.00 for the 1994 operation of the Williamsville Youth Center.

Unanimously carried.

Mayor Daniels stated we had the talking phone book distributed last month and there was no project in the Village to take care of the old phone books. Unfortunately, we have two sets of phone books that come out and he believes the next one is the regular NYNEX, which he believes will be distributed soon.

Trustee Kaye stated it could be around 60 days or a little bit sooner or later. She has had several discussions about that because Mayor Daniels brought it to her attention at the last meeting. BFI made an offer that they would take them, tip them and the processing fee is \$15.00 a ton which was the same that was done last year. We have a few options to talk about with the Board, whether we want to house a drop off site at the Village such as Akron who recently did it that way or if we would like to have it as a Scout project and she has contacted the Scouts about that possibility and there is going to be some discussion at the meeting and they will get back to Trustee Kaye on that. They would like that to be either a full Village project or a part of the Village, how they would like to work that or would like the people to drop them off at the Village here or at the DPW so we have the choice of how we would like to go and she it will depend to on how much the Scouts want to be involved this year.

Mayor Daniels stated he was disappointed that we didn't do anything about the first set up. He is glad that she is anticipating the second.

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Trustee Kaye stated she did look back in the past minutes and it was just about this time last year that that pick up occurred. She did look at the details from last year and it was just about the same time frame that we are in right now.

Mayor Daniels stated he hopes we can anticipate it and intercept the books before the new ones come out so that we don't end up paying the regular fee for disposal.

Trustee Kaye stated right at this moment anyone can take them to Tops and dispose of them.

Mayor Daniels asked her about the meeting she had with Tom Wik for use of the composting site. There are some prices on the second page of the memo as a result of that meeting. Trustee Kaye has asked Councilmember Santillo, who is in charge of composting in the Town, to get back to the Village with some costs that the Town Board would feel acceptable for the Village to pay for the composting. He is confused on the costs on the second page and asked Trustee Kaye to explain them.

Trustee Kaye stated the first one, the compost facility, operation and maintenance costs as of August 23rd, 1993- The cost per cubic yard excluding revenues, sale of material or tipping fees or bond amortization is \$5.13 per cubic yard of material. The cost per cubic yard of material including revenue but not bond amortization is \$4.08. The cost per cubic yard for bond amortization is \$4.72. As it was explained to herself and Superintendent Laubisch and Administrator Cummins is that we would add the \$4.08 and the \$4.72, the cost per cubic yard of material including revenue but not bond amortization and cost per cubic yard for bond amortization which actually comes to a cost of \$8.80 per cubic yard.

Mayor Daniels asked what does that mean to the Village?

Superintendent Laubisch stated normally during our leaf pickup season we pick up approximately 2,900 to 3,000 cubic yards of leaves. The trucks that we presently use hold 10 cubic yards of leaves plus or minus depending on weather conditions, etc. so that in a 10 cubic yard truck we are talking about \$88.00 for a load of leaves to be dumped. The total number of leaves he doesn't have available. The total amount that they pick up in a year would be about 2,900 cubic yards of leaves so it would be a simple matter of multiplying that times the rate and that would give you a tipping fee for the season.

Trustee Kaye stated right now what we will continue to do is take our leaves and our wood chips to the nurserymen where we have always taken them and tip them at no charge at all. What we are really looking at for utilizing the Town's facility now is for large logs which we have to landfill right now. It is her understanding and that they would grind them there and then put them into the compost facility. She thinks what we need to keep in mind is that the New York State DEC grant that we have for recycling is requiring, before they release the money for our grant, for the Village to have an intermunicipal agreement with the Town of Amherst Compost facility. She knows that

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Attorney Troy and Attorney Lane have been working on it and that was one of her reasons for the last paragraph that if this would be an extended period of time that maybe the attorneys can draw up the intermunicipal agreement and insert the language "at a cost to be determined what the Village begins usage". It would be nice if that would be a possibility so that we can work it out. One of the other things in her memo that Tom Wik said that there is the possibility that the price of using the compost facility may go down as more material comes into the facility.

Mayor Daniels stated it is \$5.15 per cubic yard of materials excluding revenues or sale of material, tipping fees or bond amortization. If they only include the revenue, that cost goes down about \$1.05 to \$4.08 from \$5.13, so what they have calculated is that for each cubic yard, they are selling that at \$1.05 a cubic yard. The difference between these two figures is strictly the revenue.

Trustee Lowther asked they are getting a dollar, aren't they?

Mayor Daniels stated that is correct. Trustee Kaye has misinterpreted this whole chart.

Trustee Kaye stated this is what was told to her.

Mayor Daniels stated she is assuming that this is per truck load that the Village takes there but these fees are all based on per cubic yard of compost of finished product so it is not going to be \$88.00 a truck load, it is going to be more like \$1.00 a truck load.

Trustee Kaye stated that was not her understanding.

Mayor Daniels asked how can they assume that every truck load of raw leaves that gets brought into the compost facility is worth \$1.05? What they are getting \$1.05 for is the composted finished product. That truck load of leaves compresses down considerably so that it's probably a tenth of the volume when it is done composting as it is when it is brought in. He believes all these figures are based on the completed product per cubic yard, not on the truck load coming in but on the truck load going out as a finished product. That's the only way they could have come up with \$1.05 savings per cubic yard because there is no way that truck load raw is worth \$10.00 if you are figuring 10 cubic yards in a truck load. What Trustee Kaye has got here is a total misconception that she is going to the Town Board with on the cost of the composting facility.

Trustee Kaye stated she didn't put this together as a total misconception.

Mayor Daniels stated he thinks it was misunderstood whether Tom Wik just didn't explain that this is finished product not the raw material that you bring but Mayor Daniels believes, if she checks with Tom Wik, these figures are based on his costs per cubic yard of completed compost, which are \$5.13. It's the same thing if you take a bushel and a peck of apples and make applesauce. It takes a lot less space for the applesauce than it did for the bushel and peck of apples. You are going to base your profit on the applesauce you sell, not on the bushel and peck that came in. All his fees are going to be based on the amount of compost that goes out.

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He thinks Trustee Kaye has got to ask that question before she goes to Peggy Santillo of the Town Board and ask for a cost. If you figure a ten to one, it might be more like \$8.00 a truck load.

Trustee Kaye stated as Mayor Daniels saw the memo that David Laubisch sent to Trustee Kaye a while ago that talked about \$1.00 a truck load, which Mayor Daniels is alluding to, Mr. Wik was adamant that \$1.00 per cubic yard was not the correct cost.

Mayor Daniels stated that if he is wrong, he will be the first to one to apologize. He can't imagine that they would charge \$88.00 a truck load. There is no way they could compute \$1.05 per cubic yard. He thinks that is what they are selling the finished product for. They are not charging 1.05 a cubic yard of fluffy leaves that comes in.

Trustee Kaye asked Administrator Cummins if this was her understanding of the meeting.

Administrator Cummins stated it was her understanding when they had the meeting.

Trustee Kaye stated she would be happy to check it out.

Trustee Kelly stated he is quite saddened with Carolyn Schlifke resigning. He knows the Mayor had given his remarks earlier. Everytime he tries to do something for the Village, he tries to do it for the Village as a whole as opposed to taking care of one or two people or a neighborhood and he is constantly reminded when Ms. Schlifke comes up to speak or when she sends a memo to do that. That is the way she has always looked at things, looking at the Village as a whole and he hopes the remaining time he is on the Board he can look at things the way she has. It's been an eye opener for him a number of the things that she has said during the times that she has come up to report during the meetings. Trustee Kelly thanked her.

Trustee Kelly reported on the DPW. Trash pick up again starts tomorrow. There will be three more pickups through the end of this season. For those people getting ready for the winter, now is the time to get your things out. It's really a very big burden when leaf pickup starts to have some of those bulkier items sitting out there. He believes we are going to be a lot more stringent this year than we have in the past about those items and please get them out now. Leaf pick up will probably start at the end of October. It depends on how quickly they start to drop down but we do like to finish the trash pick up before we get into leaves.

Trustee Kelly reported the three or four streets are going to be paved this year and he thinks everyone has seen that they have been milled already. Paving should start Wednesday or Thursday of this week and it should take approximately a week to complete that program. The water lines along Garrison and elsewhere in the Village should be done in a two week period of time.

Trustee Kelly stated he is liaison to the fire department and we did have our annual inspection this past weekend. He was quite sad to note that we have had a number of losses in our older exempt firemen from this time last year.

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We have had a number of deaths in the department, people who have served us long and hard and on behalf of the Board he would like to give condolences to those families. On the brighter side, he believes we are at 64 fire fighters presently and 65 is a full compliment that we set the limit at. We are quite happy to see it pretty much full at this point in time.

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

RESOLVED that David Laubisch and Paul McMenammin are hereby authorized to attend the 1993 Public Works School in Saratoga Springs, New York from October 18-21, 1993, and the cost, not to exceed \$500.00 each, to be paid by the Village of Williamsville.

Unanimously carried.

Trustee Kelly stated these schools have been great money savers for the Village. We usually come back with one or two new ideas every year that pay for the cost of the schooling.

Trustee Lowther reported that Traffic and Safety will be meeting this Thursday in Village Hall for the first time in two months. The completed sidewalk survey will be available that evening. This will show the residents where the sidewalks are and where sidewalks are not. The Mayor expressed great interest in the survey and she will be certain he gets a copy of it.

Trustee Lowther reported a week from Thursday will be the Environmental Committee meeting here in Village Hall at 7:30 p.m. We have not met during the summer months. She happened upon a meeting that Trustee Kaye had with BFI and Superintendent of Public Works David Laubisch and the Village Administrator, when they were talking about recycling telephone books. She has relatives who live in Akron, their solution in Akron was to have a dumpster in the DPW available during DPW hours and she made the offer on behalf of the Environmental Advisory Council and she knows they would be delighted to work along with the Village and perhaps have two Saturday mornings that they would man the gates at the DPW in order to make this happen. She hates the idea of having two phone books for every household and many times more hit the waste stream every year, many times one or none of these phone books are cracked open and she thinks it is a tremendous waste. She thinks if there is something the Village can do to facilitate the recycling of these books, she will be happy to work along and she is sure the Environmental Advisory Council will too.

Trustee Lowther stated there was a public hearing about South Ellicott, parking and the Village passed a local law to prohibit parking for a certain number of feet. The measurements were taken incorrectly and they need to be changed. Trustee Lowther asked Attorney Troy if we need a public hearing to change this.

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Attorney Troy stated it depends how radically it alters the original proposal. If what she is doing is a radical departure from the issues that were involved in the earlier public hearing, he would say yes. If it is only a minor modification and it doesn't affect the essence, he would say no.

Trustee Lowther stated everything that we described in the public hearing and in our comments was to preserve a person's parking area by not having parking on a very small grass island next to the driveway. Unfortunately, when the measurements were taken she thinks there was a miscommunication between herself and the DPW and there are probably 20' involved.

Attorney Troy asked if this has already been adopted and if it has, then we need a new public hearing. Trustee Lowther stated it has been adopted.

ON MOTION by Trustee Lowther, seconded by Trustee Kaye, it was moved to suspend the rules to call for a public hearing at the next regular meeting to amend Section 103-16.

Unanimously carried.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the village of Williamsville on September 27, 1993 at 7:30 P.M. for the purpose of amending Section 103-16 of the Vehicle and Traffic Code regarding No Standing on the west side of South Ellicott Street.

Unanimously carried.

Trustee Lowther stated we do have signs installed as they should be when the law is amended. Do those signs need to come down?

Attorney Troy stated as long as the law is in effect the signs can be up.

Mayor Daniels stated she's got them where she wants them but it is not where the law says they should be.

Attorney Troy stated they have to come down.

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

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Trustee Piazza gave a super thank you to Carolyn Schlifke for all that she has done. She is a tremendous organizer, she drives the Board to do their work and they get it done. She has been a tremendous asset to the Village of Williamsville for so many years and he has just seen a small part of her efforts. A super thank you from the Village, not just from him.

Trustee Piazza reported the pools are officially closed by now but they did stay open through Labor Day. We had our annual problem of keeping the pools open but an angel in waiting came and saved the situation this year. Administrator Cummins thought of using the fire fighters from the fire department who are CPR qualified. We did so and the Doerfler brothers ended up picking up 50 hours of pool attendant time over the last 11 days to fill in where normal pool attendants would not have been available. The pools did stay open pretty much this year; however, this is a problem that the Board will be addressing in the future to try to come up with a better solution for future years. Apparently it's been difficult to solve it over the years and we hope we can come up with something new next year.

Trustee Piazza reported some black top work was done in both Island Park and Garrison Park. In Island Park it was done in front of the pavilion and in front of the bathroom facilities to eliminate some of these areas where trucks are just creating ruts in the earth itself. We also did some in Garrison by the basketball court again to eliminate an area that was turning into mud from heavy usage. We're also looking at usage of the pavilion and he will be asking the Board to discuss with him in the near future an increase in usage fees and how we want to approach it. We're finding that the pavilion, which may have originally been designed for Village residents, is being used by many non Village residents, even if the original arrangement is being made by a Village resident. We're getting a lot of usage and it is costing the tax payers more money to maintain Island Park, to clean the bathroom facilities and clean out the holding tanks. He would like to Board to look at all of those issues this winter. We can do so at our leisure.

Trustee Piazza reported the Arts and Craft Show was held the last Sunday of August and was immensely successful. A great deal of thanks has to go to many people such as the Mayor, who was there and very helpful for many hours. The Business Association was very helpful and a special thanks to Ms. Schlifke for the tremendous organizing and work that went into it.

Trustee Piazza stated back in the Spring he gave Superintendent Laubisch a laundry list of things to be done and they have all been accomplished. Trustee Piazza thanked him publicly. Part of the reason for this report is a letter sent by the Summer Youth Employment Program regarding their projects. (Copy attached) By Mr. Laubisch being a nice neighbor to the Summer Youth Employment Program, we were able to accomplish quite a bit more in our parks because we had willing extra manpower this summer. Sometimes being a good neighbor is actually helping save the villagers some money.

Trustee Piazza stated back in April he talked about the possibility of improving the facilities in the Island Park bathrooms with Community Development funds. The Village was turned down for various reasons and this is the final response.

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We tried to get a person from the Eastern Paralyzed Veterans Association on our side because this was supposed to be a facility that was handicapped accessible. Trustee Piazza read the letter. (Copy attached) If we are going to put in some handicapped accessible bathrooms in Island Park, it will have to come out of Village funds; however, as the suggestion mentions, we could use the Community Development Block Grant Funds for other things that the Village might have had to pay for. It has to come out of Village funds.

Trustee Piazza reported some of the bouncy toys were removed from the parks very quickly. The Hartford Insurance Company made a recommendation that the rocking horse type of equipment mounted on a coil spring be removed because it creates a hazard so Superintendent Laubisch immediately removed them to eliminate the possibility of some increase in liability.

Trustee Piazza reported that the technology for cable is flying forward so quickly that we're really not sure how it is going to end. There was a news article in the paper less than two weeks ago that right after the cable industry agreed that the telephone companies could also get into the cable business if they wanted, within five days the telephone company discovered how to use their own lines at a saving of some 400 billion dollars in retrofitting. It looks like the telephone companies are going to have the ability in the very near future to get into the cable business if they want to. According to this article, the cable industry was tremendously outwitted. That means we don't really know what's happening on with our cable contract because the technology is flying forward. The Village of Akron is looking into forming it's own cable company and possibly this new technology may drive other villages to do the same. He doesn't know that the village will want to do this two or three years down the road but it may not be a ridiculous thing to consider sometime down the road.

Trustee Piazza reported the Senior Citizens had their luncheon today. He asked Mayor Daniels to comment on it since he was unable to be there. The Senior Citizens next meeting is September 22nd.

Mayor Daniels stated the Seniors luncheon was great as always. They have some new things coming up. This is always the kick off of their fall season. They are going to have line dancing here in Village Hall with the exercise coordinator. That will take place from 12:00 p.m. to 1:00 p.m. If anyone knows any country and western line dance addicts, send them along. They are also going to be having some great craft projects. We now have a display case which they are going to start stocking with the crafts that they make across the hall. December 6th will be their Christmas luncheon and they usually have a number of trips scheduled. It was a good time.

Mayor Daniels stated there are several items on the agenda that were left over from last meeting. One was an offer by Mr. Whitehead who is developing Castle Creek estates, for relief from the placing sidewalks on the cul-de-sak and to place them on Garrison Road as a trade off. We are still discussing that as a Board. We also have a request on the table from Old Home Days Committee for next year's dates which we need to discuss.

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We had an offer from Jerry Gordon for a small park on Rinewalt Street which we will discuss at the work session after this meeting concludes. Hopefully we will come to some decisions tonight on those several issues.

Superintendent Laubisch stated that Trustee Kelly covered most items that are pertinent, the paving and the trash pickup which there are only three left, not counting tomorrow. We did some remedial work in the rear parking lot and the lot was sealed on Saturday. Because it was rather cool Saturday, the sealer took a little longer than normal to dry. The pavement markings weren't put back because it wasn't quite dry enough yet but they will be put back in the lot to the rear of the Hall here and also the front will be remarked either tomorrow or Wednesday.

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

Unanimously carried.

Elroy Avery, 75 Rinewalt, stated he is here tonight in regards to the property at 23 Rinewalt Street owned by Mr. Gordon. He thinks his offer is a very generous one and a very unique one. He wants the Board to realize that there is a petition being circulated in the favor of accepting this offer and there are other groups working for the same aim. The documentation will be in the Board's hands for their next regular meeting.

Mayor Daniels asked if Mr. Avery is asking the Board not to make a decision this evening on that issue.

Mr. Avery stated not until the Board gets all the documentation in.

Mr. Joseph Frese, 275 Mill Street, commented in regards to the property on Rinewalt. Being a member of the Parks Committee, he has to follow Carolyn Schlifke sentiments and regards to this pocket park. He personally feel that we have adequate parks in our Village at the present time. There was a remark in the Amherst Bee about a Town of Amherst resident remarking about the Village's parks per capita in relation to the Amherst Parks. He personally feels, as a member of the Board of Appeals, that if that property was brought up to code in relation to a face lift, painting and the shrubbery, it could probably be assessed at a far higher price which would in turn benefit the Village with the tax dollars which would also in turn benefit the perspective buyer of that property, be it commercial or residential to turn that into a residential situation or a commercial situation. He noticed that it was assessed at \$40,000.. He doesn't feel that the Village should just arbitrarily, as a Village, accept people's property anytime they just want to give it away. He understands it is a very generous gesture and to be perfectly honest with the Board, he thinks if he were to do that on Mill Street right in the middle of a block and ask the Board to tear down his house and put a park there, it would be kind of redundant. They have parks in that area. Garrison Park is across Main Street. The Academy Street School has all the park facilities in the world, so he really doesn't feel that the tax payers should be burdened with another park.

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In regards to security, there was a mention in the Amherst Bee that security wasn't a problem. He begs to differ with the Board. There is a park on Glen Avenue that children are always jumping off of the bridge in broad daylight and nothing is being done about it. Over here you would have a pocket park that is surrounded by buildings. He takes his son to school at South every morning and he sees the children smoking on Farber Lane. He can guarantee it is going to shift over to this park and he knows the residents of Rinewalt would not like that. If the Board decides to put a park there he would lobby and this is probably facetious but he would lobby being a committeeman on the Parks Committee to put all sorts of recreation equipment there and that place would be so crowded that he doesn't think the residents of Rinewalt would like that either. So he thinks the Board should take a real hard look at this. You can get a thousand signatures on a petition but it's the overall Village that you have to look at. He really doesn't think the residents of this Village would like to pay for another pocket park just to benefit a few people on Rinewalt Street.

Mayor Daniels stated the Board is going to look at all sides of this. One of the questions we are going to look at is who is going to use this park. He can't imagine taking his kids in a car over to a lot that is 72' diminishing to 45' by 180' to play. He would rather have his kids playing in his back yard where he could see them rather than on an equal sized parcel hidden from view from Main Street. That's one side of the issue. The other side is that some people never really have enough green space. Some are very protective of their neighborhood and you have to understand if the options were a parking lot or another commercial establishment which is what that is zoned right now, the feeling of the residential interests is that they would rather have green space or a buffer instead of the commercial zoning that it is. On the other side of the coin, you are losing potential income and tax base if you make it a park. No one can argue with the fact that the Village has many parks. Glen Park has over 8 acres alone. If he looks at each park and what each one is for, Glen Park is for walking and hiking. You've got the nature building there with their programs that are ongoing, you've got the beautiful falls area, a beautiful sanctuary for animals. If he were going to go to a park, he would certainly go there for those things. In Island Park you have canoeing and fishing, two pavilions, picnic facilities, a play area for the children. In Garrison Park you've got a wading pool and a wading pool at Island Park as well, another pavilion for picnics, a basketball court. Certainly a place where he would take his family even though he has a nice yard himself because there are facilities there that would be of interest to his children. At the Lehigh Memory Trail, he would go to walk and get some exercise down the bike/hike trail. It is a beautiful park and certainly is going to be more scenic as it progresses with the Lehigh Station there as well that is being restored. At Long Street ball diamonds, another park in the Village, he can play baseball and tennis. There are some toys for the children to play on and there is basketball. He can think of a lot of things he would do at each of our parks. Let's ask ourselves what we could do with a small building lot behind a building on Rinewalt. Would you take your children there? As a tax payer, could you justify maintaining a park that you would never use? These are the things the Board has to weigh.

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Maryanne Avery, 64 Garrison Road, stated when she spoke to Mr. Gordon a couple of months ago, he said that he was hoping to maintain it as a garden and the idea was that the people in the neighborhood, especially the people who live in the apartments could use it for gardening. Nobody said anything about play equipment. She went down Garrison to a house that looks deplorable and she has inquired of the Village and the Town for three years, about a gentleman who the Board thinks so much of, has not paid his taxes on this property. Nobody has said anything about it. She got the house boarded up to begin with. She knows what his intention is and that is to turn it into a parking lot and he is not going to get away with it and she certainly hopes that this Board doesn't have any intention of allowing him to create another filthy dirty parking lot. The one he has is not paved, never has been paved and it creates an incredible amount of filth when there is a strong wind. Why he has been allowed to get away with this, she has no idea. Nobody else in town could do it, and you know why, because he owns so much property.

Ms. Avery questioned the condition of Garrison Road. She wants to know when it will be filled in. It is absolutely deplorable, especially in front of Ms. Plubell's house and for other neighbors in that immediate vicinity going from the new road towards Wehrle. It is all dug up and it looks like two ugly electric power line poles are completely undermined. She thinks a strong wind would take them right down. She certainly hopes that the fill that is going to be brought in will be strong enough to hold those poles up in the winter. She doesn't live down there, she thinks the power comes up Main Street so she wouldn't lose her power if it went out but she certainly feels for those people who live down there in that muck. If you look, there is just a drop, there is the edge of the street and then it is just gone. There is no shoulder whatsoever. It was bad enough before when the signs were up there, now it is ten times worse. Something has got to be done and she doesn't know whose responsibility it is. Is it the Village, the County, the developer or Schuler Construction Company?

Mayor Daniels stated Schuler Construction Company is responsible for the contract and restoring everything to the way it was before. They are not done and when you excavate you are going to observe some disturbed dirt.

Ms. Avery commented they are going to have to bring in a lot of fill.

Mayor Daniels stated whatever it takes they are required to do.

Ms. Avery stated otherwise you will end up with a worse mess than you had before and if anybody wanders off the street in the winter as soon as the ground gets soft, they'll get stuck. This is a heck of a street, a two-lane street to take the traffic that Garrison does, to get stuck. That's why all the neighbors have all these rocks down there so if anybody goes off the side, there into the gook and they can't get out. It's no fun and she has done it in a blizzard at 4:30 p.m. to go out and shovel somebody out on Garrison because they are stuck in that traffic and you can't see. It's a horrible mess and very dangerous.

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Mayor Daniels stated there is a limit to their contract. Their time has expired. The engineer has sent the contractor a notification that they have 15 more days to complete that project. Mayor Daniels read the letter to Mr. Schuler from TVGA, our engineer on the project. (Copy attached) There is a lot of incentive for him to finish up quickly now. Obviously, when you excavate, you have a disturbance there. Sometimes you have to wait a certain amount of time for the testing of the lines for the chlorination of the lines before they could connect, etc. Some of these things are not entirely their fault. It is the responsibility of the Erie County Health Department and Erie County Water Authority to check those things out.

Mayor Daniels stated regarding the property on 31 Garrison and her assessment that nothing has ever been done with that, that is totally inaccurate. Our building department and Trustee Kaye could expand on this, is aggressively pursuing it in the past couple of months.

Trustee Kaye stated she wants to share Ms. Avery's frustrations about 31 Garrison. She has a series of letters that have gone from David Sutton to the owner of that property. Trustee Kaye read a portion of a memo that David Sutton, the Building Inspector, sent to the Board today regarding 31 Garrison. "I have determined that the two structures at 31 Garrison to be dangerous and unsafe according to Section 15-3 B, C, and D of the Village Code and am requesting that the Board of Trustees review the situation and give him some recommendations and to the raising or repair of the structures as per those sections." The memo then states the number of times he has contacted the owner and that nothing has taken place and as of noon today, there was no word back from the owner. The Building Inspector is putting it in the lap of the Board to make some decisions and he's given his decisions about what needs to happen to bring it into compliance. This has been for many years in noncompliance. Mr. Sutton is actively pursuing that and trying to find a resolution. The Amherst Museum has sent someone out to look at the building, move it and there has been no word back, to her understanding, on that. On Friday, Sharon Grey, who is handling it, was not in and would not be in today. Therefore, Trustee Kaye was not able to find out both the status on Garrison and on Rinewalt from a museum standpoint moving either of those or both of those. Trustee Kaye was at the meeting when they came to inspect 31 Garrison and the owner of the property did say that if the museum was not willing to move it then he would consider moving it himself next to the Mill. She can't visualize in her mind where there is room to actually do that; however, we haven't heard anything about that as well.

Mayor Daniels stated it is getting very near to the point where we, as a Board, after giving sufficient time and notice to the owner that we can actually move in and demolish the building and put it on his tax bill.

Trustee Kaye stated we can or the Board can mandate that he do it.

Mayor Daniels stated that is just about where we are at now so we are moving towards some kind of resolution to the boarded up condition of that dwelling, which he doesn't think is supposed to be boarded up more than six months at the maximum, according to the code.

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Trey Measer asked if they haven't paid taxes on that property.

Mayor Daniels stated the owner always pays late. He is not sure it is a case of not paying.

Trustee Kelly stated we have a different set up in the Village. If someone doesn't pay us our taxes, the County pays us and then the County goes after it. The most anybody is behind is a little bit more than six months because the County pays us. It's just villages that have that unique provision.

Ms. Avery stated in April, 1988 she went and complained to the assessor because they had just raised her assessment and the assessment on that house was \$90,000. A guy came down the street and talked to her about a month ago and said he would like to know who owns that house because he would like to buy it. She has talked to people in the assessment department and they have said periodically people have come and asked who owns it because they want to buy it. Here you have a historic house in a very good location for a lot of people because they want to buy it and fix it up. The owner told Ed Brand, who was the president of the Homeowners Association, that was going to let it sit there until it fell down because he wanted it for a parking lot. He is not going to get it for a parking lot. If the Board thinks she is an obnoxious person, they haven't heard anything yet. That is not going to be a parking lot. It is not zoned for a parking lot and it is never going to be a parking lot. That's her final word on it. She would prefer, herself, that it stay a house, it's a cute little house. It's a disgrace and the Village has lost a great deal of taxes from this property by indulging this person.

Mayor Daniels stated Ms. Avery is absolutely right. It is something that should have been resolved years ago and the fact that it has gone this far is an embarrassment.

Marie Plubell, 183 Garrison Road, asked when does the Board propose to make the final payment to the Schuler Company?

Mayor Daniels stated after everything is completed. He's going to be owed another \$70,000-\$80,000 after this resolution. That will be his final billing. At that point the engineer and the Board sit down with him and adjust the billing accordingly.

Ms. Plubell stated in other words, the driveways will be repaired, the landscaping done, etc. before he receives his final payment.

Mayor Daniels stated he doesn't get another nickel until he has totally completed his work.

Ms. Plubell stated the reason for her question is that originally when she asked the Board about it they said there would be no blasting done on Garrison Road. They had to do a lot of blasting, much of it in her driveway. She has large holes where the inserts were made. She happened to be out of town the week they were doing this work. She came back and got a full report from her neighbors.

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They did use the metal sheets to cover the ditch and so forth when they were blasting. The holes in the driveway are there and they had left the driveway in front of the house a war zone. When she pulled in she was appalled. The next morning she called Mr. Laubisch. She must compliment him because he came up and saw what a disastrous situation it was. It was extremely dangerous, even trying to get into the driveway was dangerous and Mr. Laubisch got hold of the man in charge of the project and he came up immediately and had his machine smoothing the driveway and so forth to enable the cars to get in and out. She got hold of the gas company because they had cut the gas line coming in while they were doing their work. So the gas company came up immediately and took care of that. A major hole had been left in the sidewalk about the equivalent of two slabs. There are small youngsters that come up Garrison, they come up Oakgrove and hit the sidewalk between her neighbor and herself and then cross Garrison and fortunately when she was speaking to him, a couple little girls came along with their bikes and he could see the danger. They had a couple of little ribbons around the hole, no protection at night or anything. So the gas company took care of that. Within about two weeks the gas company will be up and fix the sidewalk and the landscaping they damaged but Schuler is going to be responsible for the front part which has gone down somewhat from the rain. Mr. Schuler told Ms. Plubell that he will dig the driveway out, because she had a driveway man look at it, and he said if this is merely filled in your whole driveway is going to collapse. The reason she is asking about this is because she knows they were not going to have any blasting on Garrison Road. He will not get any payment until these are done properly, right? Mayor Daniels stated absolutely. Ms. Plubell thinks that is important. She does compliment Mr. Laubisch. He did come up and take care of getting the man out and so forth. He did an excellent job. Ms. Plubell asked if anything has been done on Garrison Road or is that still in abeyance? Mr. Swanick apparently got word about the fact that things aren't business as usual?

Mayor Daniels stated the last meeting we had was a couple of weeks ago with Swanick here at Village Hall. Molly Knibloe came to that meeting as well as Mary Lou Rath, John Loffredo, John Gugino, Pat Lucey and Superintendent Laubisch. Chuck Swanick said that when money becomes available, Garrison will be the first road done. It's in the Legislature and it's one of those budgetary items. The entire transportation issue with highways is going to become a dedicated funding in the county so that those funds can't be transferred out of the highway fund. It is going to be totally restructured. That will be done this coming budget year. Mayor Daniels is optimistic that something will be started on Garrison in the spring.

Ms. Plubell asked if Mr. Swanick indicated how wide they are going to make it.

Mayor Daniels stated he believes it is going to have to be a compromise measure. They are looking at all of their requirements for the road building in County realizing that they can't build a Cadillac road every time they go out and do it. There just isn't the money. They have to look at it practically. The feeling that Mayor Daniels got from the meeting was that it would not be curbed, widened, etc. if we were going to redo it at this point. It's still hanging out there as to who would eventually retain ownership. He said that the minute that there is the possibility of that being paved or the money becomes available, we will immediately consider it at that point.

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We know what it is going to cost now and we have plenty of research on it. We know what it needs to be a serviceable road. We have those figures available and when the money becomes available you say, here it is. He believes that was in January that they were going to have all their ducks in a row. There's an Excel Committee, which is made up of a number of people, the one closest to us is Herb Darling, who have gone and assessed the condition of all the County roads. They are a nonpolitical group just comprised of outstanding citizens in the community who are trying to recommend ways of improving the highways in the County. Garrison has gotten an awful lot of publicity and the pressure and they feel it on the County level. Mr. Swanick admitted it and said that it would be the first one done when the money becomes available.

Marsha Chase, 157 Highland Drive, asked regarding the sign code, is there a code within the structure that requires that a business take down their sign once they have moved out? She knows there a couple of signs that have remained up after the businesses have left. It's in one of the buildings that is now completely vacant. She would also like to go on record as agreeing with Carolyn Schlifke and Joe Frese about the park. She thinks a pocket park of that nature would be inappropriate in that area. If there was a nature of wanting a garden or something across the street from the apartment building, the property owner purchase that parcel and use it for his people or parking or whatever he needs. She lives on Highland Drive and if children were coming across from Highland on Main Street over to Rinewalt, it would be a very dangerous situation. It's better vision when you are on Garrison trying to get over to Garrison Park.

Paul Steinbruckner, 86 Milton, stated a couple meetings ago he spoke in regards to fencing on California. He was on vacation last meeting and he hasn't heard anything.

Trustee Kaye stated she spoke with David Sutton the next day after she met Mr. Steinbruckner. Mr. Sutton told her he was going to meet with Mr. Steinbruckner. She is not quite sure what happened.

Mr. Steinbruckner stated as time goes on it seems like there is more and more equipment there.

Trustee Kaye stated she will have Mr. Sutton give him a call tomorrow.

Trustee Kaye stated she and Mayor Daniels had a lot of discussion at the last meeting about a fund raising activity. She asked Attorney Troy if he could do some research to resolve any questions that were out there about of a municipality entering into an agreement with a private group to split the profits and maybe that would resolve any lingering questions and resolve any questions in the future how the Village proceeds or individual Board members proceed. That way we would all be working from the same information. She wants Attorney Troy to research the question if a municipality, the Village, can enter into an agreement with a private group to be able to split the profits and how does it actually work under the State Constitution.

**Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, September 13, 1993 at 7:39 P.M.**

Mayor Daniels stated he would like a differentiation between Savor the Flavor, which the Village is hooked into the business restaurant community in a profit making venture and if that is something we shouldn't have been doing all these years or if Attorney Troy sees that as not specific to her question. He thinks the question Trustee Kaye asked describes Savor the Flavor, in which case we shouldn't have been doing Savor the Flavor, which is a shame because it certainly is a great way to raise money for our parks. Trustee Kaye along with Dick Rich and the Business Association came up with that idea originally. Trustee Kaye requested information on his fund raising with the Amherst Museum with Friendly's. Mayor Daniels would like to request of Trustee Kaye, and Trustee Piazza brought it up too in relation to Savor the Flavor, a comparison that with the first year of the event. We don't have any records of how that exactly came to be and what sort of records were kept on the profits and the distribution of funds on that event. Mayor Daniels formally requests those documents from Trustee Kaye for the next meeting.

Trustee Kaye stated she thinks they are in the file. She asked Administrator Cummins to supply the information to Mayor Daniels.

Mayor Daniels would like any comments from Trustee Kaye on how smoothly that particular event went if there were any problems such as with the Building Department during that time. Judy Ames was working here at that time and Mayor Daniels would like any comments Trustee Kaye could make along those lines because of some things that were logistic difficulties, if there were any at that point with the Village.

Trustee Kaye stated she would think about it. She is not sure about the first year but she is sure if she can't Mayor Daniels will refresh her memory.

Mayor Daniels stated he has some photographs that will refresh her memory.

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 Kelly, it was moved at 9:37 P.M. to adjourn to meeting.

Unanimously carried.

Theresa L. Cummins  
Village Administrator/Clerk-Treasurer