

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 27, 1993 at 7:31 P.M.

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

*Thomas Troy, Village Attorney
David Laubisch, Supt. of Public Works
Elaine Smith-Honan, Deputy Village Clerk*

*Absent: Ronald Daniels, Mayor
Theresa L. Cummins, Village Administrator, Clerk-Treasurer*

Also Present: Sherry Brink, Recording Secretary

The Clerk read the notice of public hearing being held by the Board of Trustees on Monday, August 23, 1993 at 7:30 P.M. for the purpose of hearing all persons interested in discussing amending Section 103-16 of the Vehicle and Traffic Code regarding No Standing on the east side of South Ellicott Street.

ON MOTION by Deputy Mayor Kelly, seconded by Trustee Kaye, it was moved to open the public hearing at 7:29 P.M.

Unanimously carried.

Trustee Lowther stated this is exactly the same public hearing that we held in July to prohibit parking on South Ellicott on the west side for a very small portion of the street. There is a very small island of grass that is not large enough to support a parking space; however, people park there and block one of the residences and one of the business's driveways. It's a safety hazard, a public hazard and it's a great inconvenience to both the business owner and to the resident on South Ellicott. We did pass this and there were an incorrect number of feet from Main Street for the measurement. The poles went up and we have now taken them down and we would like to put them back up again, unfortunately, it was a miscommunication between herself and the DPW that the measurements were taken incorrectly. We do have the correct measurements right now and we will be happy to affect this change as soon as possible.

There was no comment from the audience.

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ON MOTION by Trustee Lowther, seconded by Trustee Kaye, it was moved to close the hearing at 7:33 P.M.

Unanimously carried.

Elaine Smith-Honan
Deputy Village Clerk

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Also Present: Sherry Brink, Recording Secretary

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

Deputy Mayor Kelly stated there are a number of items that are on the agenda today that will be held, the first being approval of the regular meeting of August 23rd. Mayor Daniels asked that it be held pending him coming to the next meeting.

ON MOTION by Deputy Mayor Kelly, seconded by Trustee Lowther, the minutes of the regular meeting of the Board of Trustees held September 13, 1993 were approved.

Unanimously carried.

ON MOTION by Deputy Mayor Kelly, seconded by Trustee Kaye, it was moved to approve the minutes of the public hearing of the Board of Trustees held September 13, 1993 for the proposed local law to add Section 84-3(H) to the Sign Code regarding window signs.

Unanimously carried.

ON MOTION by Trustee Lowther, seconded by Trustee Kaye, it was moved to open a public hearing at 7:29 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. (The public hearing was closed at 7:33 p.m.)

Unanimously carried.

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Deputy Mayor Kelly stated Mayor Daniels has asked him to read a statement into the record. "Tonight I will be unable to attend the meeting of the Village Board. During the four and a half years I have served on this Board, I have never missed a meeting but tonight my presence is required elsewhere. The Buffalo Philharmonic Orchestra musicians are staging a concert to benefit the members without health care benefits during this new fiscal crisis with the Buffalo Philharmonic Orchestra. I am committed to help those that find themselves in such dire straits. The rehearsal for that program is tonight with the performance tomorrow. Thank you for your understanding. Mayor Ron Daniels"

Deputy Mayor Kelly stated throughout the country Key Bank has a program where they shut their banks and their offices for one afternoon every once in a while and send people out into the community to help do some work. Key Corp Mortgage, one of the subsidiaries of Key Bank, did that a few weeks ago and sent into the Village a crew of people working, hoe weeds and make things look a lot nicer. Mayor Daniels wants Key Corp recognized for the hard work they did on that day.

ON MOTION by Mayor Daniels, seconded by Trustee Piazza, vouchers in the amount of \$76,815.90 covering 08/11/93 - 09/23/93 were approved:

Payroll fund w/e 09/22/93	\$24,205.71
General fund	40,872.71
Water fund	1,989.25
Sewer fund	1.53
Trust & Agency fund	7,922.36
Glen Park fund	<u>1,824.34</u>
Grand Total	<u>\$76,815.90</u>
Large Vouchers:	
Loomis-Root, Inc.	\$4,206.60
Niagara Sanitation	\$6,614.75
American Paving and Excavating	4,735.00

Unanimously carried.

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

RESOLVED that any Permanent Part-Time Employee of the Village of Williamsville who is called for Jury Duty will be paid the difference between their regular wages and that received from Jury Duty for a maximum period of 10 working days.

Unanimously carried.

Deputy Mayor Kelly reported Fire Prevention Week is being held October 3rd through October 9th. That is a nationwide event. We are holding here in the Village at our Fire Department on Saturday, October 9th an open house. It's been very successful in the past and a number of new events have been added to it. The open house will run from 1:00 p.m. to 5:00 p.m. There will be a number of events going on. A car has been donated and it will have a live accident victim extraction from an automobile crash. There will be a number of videos available for fire safety practices. There will be some raffles and a number of posters and items that will help everyone understand the necessity of certain things like fire alarms in houses and other items that are necessary. It is a good item that a number of kids in school can attend. It is open to the public and everyone is invited.

Deputy Mayor Kelly also reported that the Mayor has informed the Board that the County intends to make an application to the Federal Government for the rebuilding of Garrison Road. They are just advising the Board of that. If it did, in fact, take place, it would take place until 1998 and they are asking if the Village Board would like some input into it. Most of the members on the Board said yes, we would very much like input as to how it is going to be rebuilt and what they are going to do with curbs and drainage. Anyone who would desire some input can leave a memo with the Village. Apparently the application must be submitted by Friday so anything in writing would be most welcome prior to that time.

Deputy Mayor Daniels stated his resolution has to do with having the Village join a new group to participate in investing its funds. We've talked about it in the past. This is approved by the general municipal law and it gives the Village a better rate of return than the Village is getting now.

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

WHEREAS, New York General Municipal Law, Article 5-G, Section 119-o ("Section 119-o") empower municipal corporations (defined in Article 5-G, Section 119-n to include school districts, boards of cooperative educational services, cities, towns and villages) and districts to enter into, amend, cancel and terminate agreements for the performance among themselves (or one for the other) of their respective functions, powers and duties on a cooperative or contract basis;

WHEREAS, the Village of Williamsville (the "Participant") wishes to invest certain of its available investment funds in cooperation with other municipal corporations and/or districts pursuant to a municipal cooperation agreement;

WHEREAS, the Participant wishes to assure the safety and liquidity of its funds;

WHEREAS, each member of the Participant's Board has reviewed the proposed municipal cooperation agreement;

WHEREAS, upon adoption of the following resolutions satisfied all requirements applicable to the making of contracts;

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. The form of Cooperative Liquid Assets Securities system Municipal Cooperation agreement (the "Agreement") attached hereto (including, but not limited to, the Investment Guidelines et forth in Exhibit A thereto) is hereby approved and adopted, and

2. Mayor Daniels is hereby authorized and directed to execute and deliver the Agreement in the name of and on behalf of the Participant.

Unanimously carried.

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

RESOLVED Richard Maddigan and D. Anthony Schueckler, Jr. are hereby authorized to attend the Extrication '93 Workshop in Louisville, Kentucky, from October 9-19th, 1993 and the cost of \$250.00 each to be paid by the Village of Williamsville, and

FURTHER RESOLVED, that Christopher Petrie, Peter Strobel, Richard Meldrum, Michael Meldrum and Albert Weisser are hereby authorized to attend the same extrication workshop at no cost to the Village of Williamsville.

Trustee Lowther asked why isn't the Board paying for Chris, Pete, Richard, Michael, and Albert to go. Doesn't the Board send them?

Chief Zymanek stated the Fire Department is picking up the rest of the cost.

Deputy Mayor Kelly stated the Board has to approve this in case they have an accident while they are on official business.

Unanimously carried.

ON MOTION by Deputy Mayor Kelly, seconded by Trustee Lowther, it was moved to suspend the rules for a resolution not on the agenda.

Unanimously carried.

Deputy Mayor Kelly stated the Board had discussion with the Old Home Days Committee today and we are going to set the dates for Old Home Days at this time

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

RESOLVED that a permit be granted to the Old Home Days Committee for the exclusive use of Island Park during the period of July 18th through July 22nd, 1994 subject to compliance with all requirements established by the Amherst Police Department, the Williamsville Fire Department and in compliance with all liability insurance coverage requirements deemed essential to the protection of the interests of the Village of Williamsville.

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Trustee Lowther asked if she was clear on this, if the Board is not granting the permit, the Board is just designating when Old Home Days will be.

Deputy Mayor Kelly stated how we have carried it in the past is that we have given them a tentative permit and the permit is not issued until all the requirements have been met.

Trustee Kaye stated traditionally it is a two-step process where the Board approves the date and then grants the permit based that they will come in on all the requirements.

Deputy Mayor Kelly stated this is what we did this year though. We give them a permit subject to them meeting these requirements. When these requirements are met, then the permit would be issued.

Trustee Lowther stated the Board isn't physically granting the permit because the requirements have not been met.

Trustee Kaye stated right.

Unanimously carried.

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

Unanimously carried.

Trustee Lowther reported that Traffic and Safety, which she is a liaison to, met two weeks ago. There was a lot of discussion because they hadn't met during the months of July and August. There was a lot of discussion about the offer of sidewalk installation on Garrison Road by Bill Whitehead in return for not having sidewalks required in his development. As yet, they have not changed their previous information that they sent to the Board, that they are in favor of sidewalks in the new development. Traffic and Safety has expended a lot more time because Mr. Whitehead is not required a definite answer on this as yet, so there will be more discussion on it. Hopefully by the next meeting we will have a prioritized sidewalk update on sidewalks throughout the Village because there are a number of areas that don't have sidewalks including some very busy State and County highways. We are going to have those prioritized and have a report turned over to the Board to help them recognize where the problems do lie in that area.

Trustee Lowther stated as liaison to the Environmental Committee, we met last Thursday. We are going to be working on a few new projects that we'll be covering in future reports. They were all unanimously in favor of helping out with a phone book recycling project. They would be very pleased to see phone books recycled in some fashion rather than land filling them or burning them under our normal situation with our trash.

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Trustee Lowther reported we have also requested an update from Village Court regarding parking ticket collection processes or any progress on the Scofflaw system. We had a resident bring that to the Board's attention a couple meetings ago and she has asked the judge to provide some further information for the Board so it knows where it stands as far as the Scofflaw situation.

Trustee Lowther stated a couple people from the Glen Park Committee have been down there looking at problems in the park. We have lost a number of trees in the park and we have some serious problems with some of the trees down there. We had a volunteer come from the Erie County Extension Service who gave us some excellent information on what we need to do and things that we need to do in the future. She is sure everyone here is familiar with Glen Park. We have lost a number of trees and she is really hopeful that the Committee can not lose any more. These trees have been planted about 15 or 16 years ago when the park was established. It's going to be a fight to keep some of them because there are some serious problems with them. We are in the final steps of purchasing an equipment shed that will be put off of the parking lot where the Nature Building is. That will help free up a little more space in the Nature Building for the education programs that the Committee has done in the past and hope to continue to do. We have applied for a number of grants including one large grant from the Fish and Wildlife Association and hopefully if that comes through, even though it is a matching grant, we hope to be able to secure that and be able to plan to do a lot more of the nature programs that the committee has offered in the past year. One of the things that has happened as a result of the Glen Park Education Program is that we have gotten a lot of interest from other organizations and the Amherst Conservation Council has decided to let us be the beneficiary of their annual Environmental Awards dinner. The monies that they raise as a result of the dinner being held on Thursday, October 14th at the Little White House, a portion of that will go to the Glen Park Education Program which will help the committee to continue these wonderful programs that they put on.

Trustee Lowther stated in the upper portion of Glen Park there have been no lights near Main Street. It's become a serious problem because we always had lights from the bank next door and since the bank has left and there is a new business there, they do not light the parking lot which in turn lit the upper path of Glen Park. Zacher Electric who was a Village company and does a lot of our electrical work at the park, kindly donated a light pole and a light at a cost of over \$200.00 and made it as a donation to the Glen Park. We now have lights there and it is a lot more secure. It certainly is a much better situation. She would hate to see anyone have a problem because of a lack of light up there.

ON MOTION by Trustee Lowther, seconded by Deputy Mayor Kelly, it was moved to suspend the rules to pass a public hearing on Section 103-16, No Standing on the west side of South Ellicott Street between a point 144' South of Main Street and a point 197' South of Main Street.

Deputy Mayor Kelly asked if this is Local Law #9.

Trustee Lowther stated yes.

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Unanimously carried.

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

Unanimously carried.

Trustee Piazza reported the Parks Committee has slowed down substantially since summer time. Security is still active on weekends and a few other days but the security company that the Village hired this year did a fine job. The only incidence of damage or vandalism during the park year was once when the bathrooms were jammed up during an activity. Outside of that, the Village has been very lucky this year and he feels very fortunate about that.

Trustee Piazza has previously reported on the improvements to the park, the black topping and the roofing. The Parks Committee is working on a list of items that it might look to purchase in the future. The Parks Committee has close to \$10,000 it has raised through its own activities that it can expend plus the regular budget items. We are looking at that now. We really haven't come up with a hard decision yet but that is something he will discuss with the Board later this evening. The Parks Committee has put together a wish list for Superintendent Laubisch of things it would like to see done. Superintendent Laubisch has always been very cooperative with the Committee so he is sure everything will be done again.

Trustee Piazza reported the Government Advisory Board hasn't met for two months as a group. Ed Rath has been the most active in that time, working on a cable question. The Town, with who the Government Advisory Board is working, is moving very slowly on this. He really thinks we are waiting to see what the technology fall out is going to be. He doesn't know if the Town is going to push hard for a cable contract this year because the potential for change is there. There was a large article in Business Week a few days ago about how there is a major battle right now between the cable systems and the telephone companies concerning who is going to have the rights to provide video in the future. Until that battle is settled, we should wait before we sign any contract. He thinks that is what the Town is doing right now.

Trustee Piazza stated the Senior Citizens had a meeting this past Wednesday. There are a couple of events Trustee Piazza will read from the Town of Amherst Senior Citizens Press because we are also part of that group. It was brought to Trustee Piazza's attention that Senior Citizens who are living in Village Square are running into parking problems because the building was not designed with adequate parking. That will probably be addressed by the people in Village Square and they will let the Senior Citizens know about it. It is possible they may make a presentation to our Traffic and Safety in the future looking for some support, which is about all we could probably give them anyway. "There is a hearing screening in cooperation with the Buffalo hearing and Speech Center which will be held Wednesday, November 3rd at 30 North Union Road. Advance appointments are necessary."

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These kinds of things are free for our senior citizens which is why he would like these go into the record. "There is a play being put on by the Super Seniors of Players Drama Group concerning the Septucentennial for the Town of Amherst. Tickets are available. It will be held at 30 North Union Road."

Trustee Piazza reported on a craft fair called a Kris Kringle Day. If people are interested in showing anything at that, it's a \$3.00 fee for a card table, \$5.00 for a 6' table and they would have to contact the Town of Amherst Senior Citizens Center in order to get themselves into that.

Trustee Piazza stated his resolution is to appoint a new chairperson to the Parks Committee. At our last meeting we lost our golden lady who was so well organized. We do have continuing activities that we would like to continue to pursue.

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

RESOLVED that Joe Frese is hereby appointed Chairperson of the Parks Committee until the end of the 1993-1994 Official Village Year.

Unanimously carried.

Trustee Piazza stated his second resolution involves a resident who used the Village pavilion the Sunday after Old Home Days. We have misgivings at the time about renting it out on that day but we did. Although the park was very well cleaned up, in the vicinity of the pavilion itself there were still a lot of garbage cans that hadn't been washed out yet and the port-o-lets were in that close vicinity and the smell of stale beer was still in the air from the closing of Old Home Days just a couple of days before. That resident had to move her party to another part of the park. Those picnic tables are very difficult to move so she asked that her money be refunded.

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

RESOLVED that the Village Administrator is hereby authorized to refund a \$50.00 park permit fee for Pavilion Rental to Barbara Schuller, 32 Highland Drive, who was unable to use the Pavilion on August 8, 1993 because it was not in a usable condition after Old Home Days.

Trustee Lowther stated in our pre-work session before this meeting we decided it would be in the best interest of everyone not to rent the pavilion on the Saturday and Sunday after Old Home Days because we continually run into this problem even though it is very well cleaned up by the Jolly Boys and the Old Home Days people. It isn't very pleasant for a couple of days and the portable lavatories are usually not able to be removed until Monday.

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Deputy Mayor Kelly stated the Old Home Days Committee has agreed to pay for the loss of rental for those.

Trustee Piazza stated they are being good citizens too.

Trustee Kaye reported she met this past week with members of the Business Association who are continuing their quest to better define the boundaries of the Village of Williamsville along Main Street and would like to put up banners as were up for the World University Games. She had asked Attorney Troy for his opinion on the legality on those banners and the Business Association wanted to discuss that opinion. The offer that they have asked Trustee Kaye to come back and discuss with the Board, she did in the pre-work session, was if the Village of Williamsville would be interested in having those banners for one test season if the Business Association was to either donate the funds for the express purpose of buying the banners or if the Business Association purchased the banners and donated them to the Village. Either way the Village would own the banners and have control of the message on the banners and the only thing the Business Association did ask was if they could have some input to that as well. Basically what the Board has come back to Trustee Kaye and said is to ask the Business Association to put an outline together as a formal kind of proposal and we'll go from there but there is an interest in that possibility when we work out the details. They are also looking at the possibility of having the holiday season and one of their requests was to possibly remove the wreaths and replace them with this kind of a seasonal banner or select a different season or time of the year whether it was spring, fall or summer to designate that so we will have that continuing discussion.

Trustee Kaye stated as Trustee Lowther mentioned about the Environmental Committee and phone book recycling, we will be having on Saturday, October 23rd, a drop off for phone books at the DPW building from 9:00 a.m. to 12:00 p.m. that the Environmental Committee has so graciously offered to man. She has been in discussion with the Scouts and they were gracious enough last year as an Eagle Scout project to pick them up in the Village and then we paid \$15.00 a ton to dispose of them. Unfortunately that doesn't work out this year in their scheduling and she did speak to the Village of Akron who has had the same kind of phone book drop off at their DPW and it's been very successful. They said it was overwhelming successful when she spoke to them and far beyond their expectation. The Village will be having that and will keep the public updated and she is sure the Amherst Bee will put more in about that as we get closer to that date. We will also be giving some updated literature out about recycling and composting. She anticipates that next year at this time we won't be running into the problems of recycling phone books because our new contract would include the taking of telephone books next year. She has had that discussion already and it would be a much expanded list and it would include telephone books. This year the Talking Phonebook did supply a drop off center at Tops for those but NYNEX has had no plans for any kind of phone book recycling and they have not started their distribution of phone books yet and they will be ending their distribution of phone books October 21st.

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We will have it immediately following because one of the concerns she had received from last year was there are people who had not yet had their new phone book dropped off when the old ones were being picked up and they weren't quite ready to relinquish their old phone book without having a new phone book so hopefully we will remedy that. Right now what would happen to them if someone put them out in their garbage is they would go to the Occidental Waste Energy Plant as all our garbage does and would be burned and recycled into energy.

Trustee Kaye stated the Youth Committee did have a meeting and there was much discussion about the Halloween parade which is upcoming on Saturday, October 30th. This has been an annual event for the Williamsville Youth Committee, who sponsors this. It begins at 6:00 p.m. and ends at Sts. Peter and Paul. There would be decorating of pumpkins, a magic show, Glen Colton and Johnny B. singing and dancing for the children and there will be donuts and cider. The cider is donated by the Mill and the Bee has taken care of, as always, all the parade details. The Business Association has donated \$100.00 towards that annual event.

Trustee Kaye reported also upcoming in December will be the caroling party that the Youth Board also sponsors.

Trustee Kaye reported at our last Village Board meeting regarding composting, there was some discussion and some question about the intermunicipal agreement that we are looking to have with the Town of Amherst Compost facility and the actual cost that the operating and maintenance costs of the Town of Amherst Compost facility. She was asked to double check with Tom Wick from that facility about the cost of that facility. She did write a letter to Mayor Daniels and gave a copy to the Village Board and the cost that Trustee Kaye did quote, the \$8.80 per cubic yard, is the cost of the raw product coming in to the compost facility. She has had quite a bit of discussion with the liaison, Peggy Santillo from the Town, and she has in turn asked Attorney John Lane from the Town to see whether or not he feels that Tom Wicks figures and recommendations are high or whether or not they can reduce the \$8.80 figure and also address the question why would the Village have to pay almost twice as much as the Town presently charges landscapers which is \$4.00 a cubic yard to dump yard waste at the compost facility, so we are looking for those answers. To answer the question, it is on the raw product that is coming in, not on the finished product and that the Town is selling the finished product for \$4.00 per cubic yard.

Trustee Lowther stated it would be close to \$90.00 a truck load of leaves to take it.

Trustee Kaye stated right and right now we dispose of those leaves and wood chips free of charge to the landscapers. We are looking at continuing that process as long as we are allowed to do that. It has been blessed by the DEC and everyone. Right now the two reasons for utilizing their compost facility, one would be rather than to landfill our large logs we'd be able to take them to the compost facility, have them ground, become part of composting and the second one is to meet all the requirements that the state has placed on the Village for releasing our recycling grant and having an intermunicipal agreement with the Town. As soon as we get this resolved, hopefully Attorney Troy and Attorney Lane can work that intermunicipal agreement out.

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Trustee Kaye has also requested that we have that intermunicipal agreement and have the wording in there for the cost to be determined later upon usage so we could move that along and have our grant funds.

Trustee Lowther asked Trustee Kaye if she has any idea how many large logs we deal with and if Trustee Kaye thinks it is a substantial amount.

Trustee Kaye stated she didn't bring the answer with her.

Superintendent Laubisch stated it would be more cost effective for us to utilize the compost facility than it would be to dump them at the present time. He could provide the Board with figures as to how many cubic yards of logs we dumped last year. That is based on how many trees die. At the present time he knows there are some dead trees in the Village but we seem to be well ahead of the game with our replanting and there aren't as many as there were say 10 years ago. Although it's not a substantial amount, it is still cost effective to have our trees ground up into mulch.

Trustee Kaye stated her resolution is to call for a public hearing for a local law to amend Chapter 84 of the Sign Code and the other one is to adopt a local law #10-1993 is to add a Section 84-3(H) to the sign code. The first one had much discussion with the Planning Board over the course of a year to a year and a half, certainly well during the time that Trustee Kelly was a liaison. There was much discussion on the Planning Board in respect to free standing signs and reducing the size of those and the requirement for photographs to be submitted.

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

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees on Tuesday, October 12, 1993 at 7:30 P.M. in Village Hall, 5565 Main Street for the purpose of hearing all persons interested in discussing a proposed local law which would amend Chapter 84 the Sign Code with respect to free standing signs and the requirement for photographs.

Deputy Mayor Kelly stated he doesn't see any R4 district on the map. It calls for changes. Do we have an R4 district?

Attorney Troy stated he doesn't think we do. We have an R3 M but we eliminated the R4.

Deputy Mayor Kelly asked if we could pass it without R4 on it.

Trustee Lowther stated we are calling for a public hearing.

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Attorney Troy stated to Trustee Kaye that he notices she doesn't have any reference to a local law amending relating to wall signs above the first floor. Is that being treated separately?

Trustee Kaye stated yes. That came out of a continuing discussion in terms of the phrasing Attorney Troy had a question about the phrasing that he gave to the Administrator and she felt that since there would be a meeting with the Planning Board on October 1st that we should take that question back to the Planning Board because she thought it was a very good one. We are waiting for that.

Unanimously carried.

Trustee Kaye stated her second resolution was a subject of a public hearing at our last meeting regarding window signs where we were not changing what would be allowed and what wouldn't be allowed but it was the actual permit procedure that people would now not need to have a permit for a window sign but would still need to be in compliance with window signs.

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

RESOLVED that Local Law #10-1993, Adding Section 84-3(H) to the Sign Codes, regarding Window Signs, which was the subject of a public hearing on September 13, 1993, is hereby adopted.

Unanimously carried.

Trustee Kaye stated we do have a Youth and Recreation meeting on October 12th which is the same day as our Village Board meeting which is rescheduled to a Tuesday from the Monday holiday. The Planning Board meeting is on October 4th.

Superintendent of Public Works, David Laubisch reported the paving program was completed last Friday. We are in the process of completing our road survey throughout the entire Village. This was implemented early this summer when we did falling weight deflectometer work on all the streets in the Village. This will determine the soundness of the sub base underneath our existing roads which will dictate how we best can spend our dollars in the future on reconstruction and/or repaving.

Superintendent Laubisch stated tomorrow is the beginning of another trash week in the Village. We have two more scheduled for the second and fourth Tuesday in October and then that will be all. There will be no regularly scheduled trash pickup after that because we will be into our leaf removal that the Highway Department does each fall. Depending on weather conditions and working conditions you can call the DPW and if the weather and working conditions permit, we will conduct pickups after the regularly scheduled pickups stop.

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Superintendent Laubisch stated this past summer for the first time we had an equipment day and truck day at the DPW. When we got this program going, we intended it for nursery school children, the nursery school that is held at Oakgrove and Main Street in the Village. They had completed their program for the year but the Cornerhouse Nursery School at Milton and South Cayuga was still in session. The children came down to the DPW and viewed some of the equipment. What we did while the children were there was we acquainted them with some of the dangerous concerns with some of the equipment we operate when it is out on the street. It's large equipment. Very small children can get behind a truck and not be seen so we made them aware of the fact that they must be very careful when this equipment is out on the road and not get out behind the trucks when they are out on the highway. We also explained about the snowplowing equipment and the wings that we have on the trucks. Even though they are on the corner on the street, they must stay away from the wings on the trucks because the snow exerts tremendous pressure when it's pushed up against the side of the road. We are going to be setting up some dates in October to have the nursery school children down to the DPW for equipment truck day. We also handed out some coloring books on recycling that were supplied to the DPW by BFI who runs the recycling program in the Village. It was very well received and he knows the Cornerhouse Nursery School has already sent the DPW asking when they intended on running it in October. The DPW will be getting back to them with a future date.

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

Unanimously carried.

Carolyn Schlifke, 192 Evans Street asked why counters are on Evans Street in the area of Essjay Road.

Trustee Lowther stated she just saw them today.

Deputy Mayor Kelly stated he saw them today for the first time.

Ms. Schlifke asked if they were placed there by the Village.

Mr. Laubisch stated no.

Ms. Schlifke stated she has to assume they were placed there by the County.

Mr. Laubisch stated they must have been placed there early this morning because they weren't there Saturday.

Deputy Mayor Kelly stated they weren't there this morning when he came by early...

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Ms. Schlifke stated she did just see them today. She is curious because there was a proposal at one time for a signal at that intersection and she is very concerned about that.

Trustee Lowther stated that was her first thought when she saw them.

Mr. Laubisch stated he will check tomorrow.

Joe Frese, 275 Mill Street, thanked Trustee Piazza and the rest of the Board for his appointment as Chairperson the Parks Committee. He has a large business to attend to trying to follow Carolyn Schlifke's reign as Chairman. She's done a fabulous job and hopefully with her help and the help of the Board and the rest of the committee, we could do a fine job this year. Last year around this time, he has entered into the possibility of the ice rink at Glen Park. He knows when the park was originally designed, from what he saw from some plans last year, that the area below the Nature Building is designed as an ice rink. It has a clay base with approximately 6" of top soil and a receiver that can be backed up to flood that area. He was wondering if that was still a feasible part of the park, a thing that is no longer going to be ventured into?

Trustee Lowther stated three years ago Mayor Daniels locked it up and flooded it and unfortunately, while there is a clay base there, it's been there probably close to 15 years and there must be several fractures in it because no sooner than it filled up that it drained out.

Mr. Frese stated he noticed around the receiver there were quite a few gaps where the water could seep out and it doesn't take much, a couple of gopher holes. He was wondering if there was any way that could be looked into.

Trustee Lowther stated the only solution would be to purchase a liner. It isn't so much the problem of expense, it's the problem of damage to it. If you get a thaw, you get the kids on there with their skates and they puncture it and that seems to be a continuing problem from anyone she knows who has smallish rinks like she would love to see there. There was skating there for years and years and it was a natural sort of thing.

Mr. Frese asked if the Joint Parks Committee in favor of something like that.

Attorney Troy stated Mr. Frese should take it up with them. They have the budget and the money and the power to do it.

Trustee Lowther stated we have the budget but we don't necessarily have the money.

Mr. Frese stated he is trying to feel the Board out to see if there is objection to going any farther with this.

Trustee Lowther stated she would love to bring it up with them. She would love to see it happen.

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Mr. Frese stated he thinks it would be a great idea and he is all for getting the kids and the people out there and he thinks that is the most ideal way of doing it. He will do whatever he has to do, whether it is manual labor or whatever need be to see if it can get done and he knows there are a few other people that feel the same way as he does. If there is some way the Board can look into it, he would appreciate it.

Trustee Lowther stated she would bring it up at the next meeting.

Superintendent Laubisch stated the ice skating rink behind the Nature Building there has been a long standing problem because it doesn't work. It was designed to work but it doesn't. He was giving that some thought last week. One of the biggest problems is the elevation of the ice skating rink. It is approximately 25' above the bed of Ellicott Creek so that any hole at all in the ground there, water is going to seek its own level and it is going to drain out. That problem has been going on long before he was Superintendent and since the park was built. A solution to that would be to take the pond where the ducks are now, down in the lower park, building some type of coffer dam, (a) you have the water there already, (b) it's low enough that any water you do have stays there now. If we built some type of coffer dam, it wouldn't have to be elaborate, to retain the water, it would freeze. You have a natural situation there now. The reason is doesn't freeze now is because the water flows at a fairly good rate so if it was feasible to slow that flow down or redirect that water, we could change the skating area from the Nature Building down to that area which is lit, maybe put some benches around there.

Trustee Lowther stated the only thing she can see right off the bat that would be a problem would be the fact that it is deep.

Mr. Laubisch stated it would take some looking into. Maybe we could put in some #3 stone to make it shallower.

Trustee Lowther stated before the next meeting she will talk to Mr. Laubisch about it and get some ideas on what Mr. Laubisch thinks might be workable.

Mr. Laubisch stated that would be great. He thinks it would be a better solution than trying to make the one above it water tight.

Trustee Lowther stated she doesn't think that is going to be a real workable solution.

Mr. Frese stated he wanted to go through the chain of command. He didn't want to go over to the Joint Committee without consulting Trustee Lowther first because she is the liaison.

Trustee Lowther stated those are open meetings. He is welcome to come and bring up any concerns.

Mr. Frese stated if it wasn't feasible he didn't want to go in there and do that first.

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Deputy Mayor Kelly stated Glen Park meets next Tuesday. The next Village Board meeting is Tuesday, October 12th at 7:30 p.m.

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

Unanimously carried.

ON MOTION by Deputy Mayor Kelly, seconded by Trustee Kaye, it was moved at 8:20 P.M. to adjourn to meeting.

Unanimously carried.

Elaine Smith-Honan
Deputy Village Clerk