

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, July 25, 1994 at 7:34 P.M.

Present: *Ronald Daniels* *Mayor*
 Larry Hillebrand *Trustees*
 Mary Lowther
 Basil Piazza
 Yvonne Kaye

Theresa L. Cummins, Village Administrator, Clerk-Treasurer
David Laubisch, Superintendent of Public Works

Also Present: Sherry Brink, Recording Secretary

Absent: *Patrick Kelly, Village Attorney*

The Clerk read the notice of the public hearing being held by the Board of Trustees on Monday, July 25, 1994 at 7:30 p.m. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 89-4B of the Village Streets and Sidewalk Code regarding cost allocation of sidewalk construction.

ON MOTION by Mayor Daniels, seconded by Trustee Piazza, it was moved to open the public hearing at 7:39 p.m.

Unanimously carried.

Trustee Hillebrand read the proposed local law as follow:

"No public sidewalk shall be constructed in any public right-of-way by an abutting property owner except pursuant to specifications established by resolution of the Board of Trustees. An abutting property owner who constructs a sidewalk in the public right-of way shall be responsible for the cost thereof, except that such sidewalk may be constructed wholly at the expense of the owner of the abutting property or partly at the expense of the Village and partly at the expense of the owner of the abutting property. Allocation of costs for such sidewalk construction shall be consistent with Section 6-620 of the Village Law."

Trustee Hillebrand stated the law currently reads that sidewalks could be built at Village expense. That is not consistent with the code of the State of New York. This change will make Village code consistent with the State of New York which says that the Village can pay part of but not all of a sidewalk.

There was no comment from the audience.

Trustee Piazza stated all we are doing is coming into compliance with State law. It's not a major change.

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ON MOTION by Mayor Daniels, seconded by Trustee Piazza, it was moved to close the public hearing at 7:39 p.m.

Unanimously carried.

Theresa L. Cummins
Village Administrator/Clerk-Treasurer

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*Present: Ronald Daniels Mayor
Larry Hillebrand Trustees
Mary Lowther
Basil Piazza
Yvonne Kaye*

*Theresa L. Cummins, Village Administrator, Clerk-Treasurer
David Laubisch, Superintendent of Public Works
Also Present: Sherry Brink, Recording Secretary*

Absent: Patrick Kelly, Village Attorney

Mayor Daniels called the meeting to order with the Pledge of Allegiance at 7:35 P.M.

Mayor Daniels stated that Village Attorney Patrick Kelly was presently attending the Village Planning Board meeting in the Activity Room.

ON MOTION by Mayor Daniels, seconded by Trustee Lowther, the minutes of the regular meeting of the Board of Trustees held June 27, 1994 were approved.

Trustee Hillebrand stated he would like the minutes to show that he was present at the public hearing.

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Lowther, the minutes of the public hearing of the Board of Trustees on the proposed local law to amend Sections 103-16 of the Traffic Code regarding parking on Glen Avenue held June 27, 1994 were approved.

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Hillebrand, it was moved to open a public hearing regarding a proposed local law which would amend Section 89-4B of the Village Streets and Sidewalk Code regarding cost allocation of sidewalk construction. (The hearing closed at 7:39 P.M.)

Unanimously carried.

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Mayor Daniels reported that Old Home Days, which just finished, was fairly uneventful. The weather was good for all four days. He assumes that all went well with the organizers of that affair. We rent the park to them and they cover expenses as an independent effort. We do not get involved directly with that particular event; however, it has in some particular shape or form, been going on in the Village for probably 100 years. It's a tradition that we have always had here and it look like, again, it was a success for all those concerned. The spaghetti dinner that Mayor Daniels ran on the first night cleared about \$1,000.00 for the Soccer Association.

Mayor Daniels reported, in conjunction with Old Home Days, he had a call from one resident who was a little dismayed that they were spraying for mosquitoes in the park prior to the event. This tied into the question that was under discussion by the Town Board about their spraying procedures, in general, for mosquito control. Everyone's awareness of that type of procedure is elevated so that any time there is a little sign saying there will be spraying, it upsets people, and very rightly so, if indeed the procedure is considered dangerous or out of compliance. Mayor Daniels received a call from Trustee Lowther who had originally talked to the resident subsequently and he talked to the resident and also called the Department of Environmental Conservation and talked to the head of the pesticide control area. They explained the procedure that the Town was going to carry out in Island Park with a hand held sprayer, very controlled spraying, would be overseen by a representative from the DEC before it was done. Melathion, which was to be used, is a type of chemical that normally the DEC does not need to permit because it is not one of the more controversial insecticides that are being used. However, the concern of that resident was the proximity of the spraying. It was done about 6:00 a.m. to 6:30 a.m. on Tuesday morning, the morning of the opening of that event, and her concern was that they should have done it a few days in advance so that most of the residue would be gone. In talking to this pesticides control officer, he said the Melathion is a short duration type of chemical that is classified as a knock-down spray and the long term effects in controlling mosquitoes is very limited. That is why they do it very close to the event. Armed with this information and research, Mayor Daniels felt comfortable in allowing the Town to spray as they have done in the past for years. It's one of those health and safety concerns that the Village does not normally get involved with and the Town has always sprayed for mosquitoes for the Town and for the Village. At that point, Mayor Daniels gave the go ahead considering it has never been an issue that the Village has controlled in the past. We, as the Board, are still discussing and whether to develop a policy about spraying in the parks and municipal areas in the Village. After some discussion, he thinks we are going to create a policy, on when someone should be doing it or should they be doing it at all and if there are alternatives to that which are more viable and hopefully by next season, we'll have some more control over the spraying and feel even more comfortable. It's very difficult to be put in a position the day of the event, to give a red light or green light to some procedure. This Board had no opportunity to get together and discuss it. Some of the members could not even be contacted at that short notice so lacking that, he used what authority he had to give the go ahead.

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Mayor Daniels reported we have had some requests for use of the park for other large events. In the past we haven't had a policy for large events in the parks but as they become more visible and all of them are usually successful, he thinks there is more interest from other groups using our park facilities for fund raising efforts or whatever they would like. Because of the scope and size of these events, we are going to form a policy for park use so that we are not considering each one and appearing to be creating rules just for a specific situation, which could be very controversial. There was a situation too this past weekend in Garrison Park where a permit was filled out by a group that estimated from 40 - 75 people in attendance. Then we noticed they were distributing flyers throughout Williamsville inviting everyone to come to the park and enjoy this religious experience. That is the type of thing we have to look at because the park, especially that one, is a neighborhood park with a small area that does not lend itself well to gatherings of 500-600 people, which this had the potential of doing. We need to look at the use of the parks in general and form some guidelines. This is also in response to requests from a couple of different groups. One was the New York International African Institute that has proposed a World Heritage Weekend Festival. The proposed time for that event, since it looks like it is going to be a large event, may be after Labor Day after the park closes to the general public. We're also looking to work out the details of that event to everyone's satisfaction. Another request came from a group that calls themselves the "Theater of Williamsville". They would like to perform a play at the Depot at Lehigh Memory Trail on the Depot. Mayor Daniels was contacted by a representative of the Railway Historical Society and a person who is involved with the production. Mayor Daniels read the proposal. (Copy attached) This is another interesting twist that we haven't had the opportunity to discuss yet due to the lack of time in our work session but we will do that when we adjourn from this public meeting. They want to put a small platform up and run the play a couple nights and charge a couple dollars admission. The proceeds are a benefit type of situation. There again, is a reason for some kind of overall policy for all of our parks.

ON MOTION by Mayor Daniels, seconded by Trustee Lowther, vouchers in the amount of \$115,861.98 covering 06/25/94 - 07/07/94 were approved:

Payroll fund w/e 06/25/94	\$26,708.85
General fund	28,695.96
Water fund	37,362.39
Sewer fund	326.27
Glen Park	1,357.52
Trust & Agency fund	13,992.99
Capital	<u>7,418.00</u>
Grand Total	<u>\$115,861.98</u>

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Large Vouchers:

Eric County Water	\$36,110.14
TVGA Engineering, Surveying, P.C.	\$7,418.00

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Lowther, vouchers in the amount of \$99,590.52 covering 07/08/94 - 07/21/94 were approved:

Payroll fund w/e 07/09/94	\$21,836.29
General fund	60,526.22
Water fund	1,013.08
Sewer fund	917.58
Glen Park	796.84
Risk Retention	17.25
Trust & Agency fund	<u>14,483.26</u>
Grand Total	<u>\$99,590.38</u>

Large Vouchers:

L.R. Frank & Assoc.	\$23,945.38
American Ref-fuel of Niagara	\$10,517.35

Unanimously carried.

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

RESOLVED that Theresa. L. Cummins, Village Administrator is hereby authorized to attend the 1994 NYCOM Fall Training School in Monticello, New York from September 19- September 23, 1994 and the cost, not to exceed \$750.00 to be paid by the Village of Williamsville.

Mayor Daniels stated Administrator Cummins will now receive a 20 year certificate for attendance at this conference. There is always new and innovative ideas that come out of these to help Village governments run efficiently. We are always glad that she takes the time to go.

Unanimously carried.

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Mayor Daniels stated in regard to Mr. Gordon's offer to turn his property over to the Village for a park and restore the home with the help of lots of volunteers, we met at the site with Andrea Rebeck, who is a Preservation Architect. She walked through the home and it looks like the next step is to get a report back from her detailing its historical significance and whether funding would be appropriate for the restoration of that house as well as the concept of making that a park project for volunteer groups. Mayor Daniels appointed Butz Avery as an official gatherer of volunteer names and the list seems to be growing. Mayor Daniels also has had correspondence from another group, the Church of Jesus Christ of Latter Day Saints, wishing to do Village of Williamsville service projects with youth from their congregation. Every Wednesday two of them have been helping us go through the old Village records and old expired bonds dating back 100 years and cataloging those. We're glad to have the services of those two young gentlemen and now they are offering to do several other projects for the Village. Mayor Daniels also mentioned that Mark D'Alba should call Mr. Avery on the house renovation restoration project. The Church members have an interest in doing that. They have 20 youths, women and young men ages 12-17 that are available every Saturday. The Church has a whole list of things they would like to get involved in. There are already several programs in the Village that we do with all volunteers including alternate sentencing from the courts. The Town of Amherst Justice, Mark Farrell, sends Mayor Daniels wards of the court to do community service here and they are getting many things done for the Village such as sweeping streets and weeding gardens. Here again is another source of volunteer labor so the Village can really sparkle.

ON MOTION by Mayor Daniels, seconded by Trustee Kaye, it was moved to suspend the rules for an additional resolution not on the agenda.

Unanimously carried.

Mayor Daniels stated the Tree Warden, who is a volunteer, has resigned. We have a tree program in the Village whereby we plant new trees between the sidewalk and curb or in areas that lack a curb 8' in from the pavement edge, which is the right of way of the Village. We have a tree book with all kinds of tree choices such as Crabapples, Maples, Lindens, and Locusts from which residents can request these trees. The Tree Warden's function is to go to see if the site is appropriate site for the tree, to arrange planting by a nursery, to arrange the care and maintenance of the trees that are in the Village, to recommend trees that are questionable for trimming or removal and coordinate all of the municipal tree concerns in the Village. It's really quite a bit of work and it is difficult sometimes to find somebody willing to spend all that time and effort on a project of this sort. You definitely need some experience and education in horticulture or at least arboreal types of knowledge.

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

RESOLVED that Richard Sweeney, 325 Mills Street, is appointed Tree Warden for the Village of Williamsville for the remainder of the 1994-1995 official Village year.

Unanimously carried.

Trustee Hillebrand stated the following resolution is related to a building on Main Street which is in very poor condition. The purpose of this resolution is to put the owner on notice to either repair it or it will be torn down.

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

WHEREAS the Village Building Inspector, acting as a Code Enforcement Official, has conducted an inspection of premises at 5435 Main Street after receipt of reports that buildings located on the premises are in a dangerous and unsafe condition, and

WHEREAS, in accordance with Section 15-5(A) of the Village Code, the Building inspector has forwarded to this Board a written report of his findings and recommendations, summarized as follows:

The subject property due to the dangerous and unsafe condition to the building located thereon, fails to comply with the Village Code and the New York State Fire Prevention and Building Code. The same must be brought into compliance.

The rear portion of structure on premises is in such state of disrepair and constitutes such an immediate danger that it must be demolished immediately. It is beyond repair and is in present danger of collapse; and

WHEREAS, this Board having considered the report and recommendations of the Building Inspector does RESOLVE and ORDER as follows;

RESOLVED, that the structure located on premises at 5435 Main Street is hereby determined to be a hazard to public health and safety; and it is further

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RESOLVED, as to the front brick portion of structure on premises, the same is specifically declared to be dangerous and unsafe and is ordered to be repaired so as to be brought into full compliance with the New York State Uniform Fire Prevention and Building Code and the Codes of the Village of Williamsville regulating such structures, or in the alternative, that said portion of structure be razed; and it is further,

RESOLVED, as to the rear frame portion of structure on premises, that the same is specifically declared to be dangerous and unsafe, beyond repair, and in extreme danger of collapse and is ordered to be demolished immediately, and it is further

RESOLVED, that the owner of premises at 5435 Main Street is hereby ordered to commence repair or demolition as hereby required within fifteen (15) days of receipt by him/her or his/her agent of a true copy of the Resolution and Order. Service upon said owner or his/her agent shall be by certified mail, return receipt requested, or by personal service, and it is further

RESOLVED, that demolition or repair, as the case may be, shall be completed within 60 days of receipt of said Order, all in accordance with Chapter 15 of the Village Code.

Trustee Kaye stated she looked at the building as well and she didn't realize that the front brick portion was required to be demolished as well. She understands that Trustee Hillebrand is asking for the rear portion to be demolished immediately.

Trustee Hillebrand stated the resolution says "the front portion, dangerous and unsafe and is ordered to be repaired so as to be brought into full compliance" The back portion will have to be torn down.

Unanimously carried.

ON MOTION by Trustee Hillebrand, seconded by Trustee Piazza, it was moved to return to the regular agenda.

Unanimously carried.

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Trustee Kaye reported the Village Youth and Recreation Board have several events coming up this summer. This Thursday evening is Family Night Out at Island Park, which is an outdoor movie. They'll be the movies "Ricki, Tikki, Tavi", and "Cricket in Times Square" and will begin at 8:45 p.m. On Thursday, August 4th at 7:00 p.m., there will be a fifties night in the Village at Garrison Park with Glen Colton. On August 11th the Zoomobile comes to Island Park from 2:00 p.m. to 3:00 p.m. On August 18th there is another Family Night Out with another film. This will be Dr. Seuss night with "The Cat in the Hat" and "The Lorax" at 8:30 p.m. Trustee Kaye gave a special thanks to the Youth and Recreation Committee as well as the Parks Committee and the DPW for all of their hard work on Savor the Flavor.

Trustee Kaye stated that at the next Youth and Recreation Committee meeting which will be August 9th, we will be continuing discussion on upgrading the play piece in Island Park. Several years ago the Youth and Recreation Board along with the Jolly Boys raised the money for the present play piece in Island Park. The initial intention was to add on to that play piece at some future date when there was more money available. The committee has been raising money and they are now looking at adding on to this modular unit. They do have some additional drawings that have come in from the construction Plaything which would put in some additional climbers and a circular slide. They will be continuing further discussion on that project.

Trustee Kaye reported the new fire rescue truck for the Fire Department is in and will be officially in service tomorrow. It's been receiving some additional detailing and it is quite the state of the art. If anyone has the opportunity to stop into Hutchinson Hose next door to see it, it is a wonderful piece of equipment.

Trustee Kaye also reported that there were eight rescue calls during Old Home Days, which is about average. They ranged the gamut from a bee sting to intoxication. There was a little bit of everything including heat exhaustion. She is pleased we only had eight rescue calls. There was a fire call as well for an electrical fire. The Fire Chief is working with the Old Home Days Committee to do some additional underground wiring for next year rather than over the tree surface wire that has been used in prior year in Island Park.

Trustee Kaye reported the Seniors do not have a meeting in July but will resume their regular meetings on August 17th. We do have an opening on this committee.

Trustee Kaye stated her resolution deals with appointing Flower Caretakers. Each year merchants rent flower boxes on Main Street from the Youth and Recreation Committee which uses them to raise funds are to be applied towards play equipment in Island Park. The Committee also hires people to service those planters as well and that comes out of the Planter Fund which is a special fund raising account.

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

RESOLVED that Rebecca Sweetland, 214 Hirschfield Drive and Meaghan Pacer, 87 Monroe Drive are hereby appointed Flower Caretakers from June 27th, 1994 until September 5, 1994 at the rate of \$4.35 per hour.

Unanimously carried.

Trustee Lowther stated the Traffic and Safety Committee does not have a scheduled meeting until September unless something pressing comes into the Building Department.

Trustee Lowther reported we recently had a situation where some Village residents attended a Traffic and Safety meeting that was being held in the Town of Amherst. There's been a lot of discussion about the way these residents felt they were being treated and that their input didn't seem to be taken very seriously. She has a real concern about that because while the Village has its own Traffic and Safety group, we only deal with things that happen here in the Village and many of our traffic problems are, unfortunately, coming as a result of the building that is happening outside the Village. As that traffic presses in on us, we are feeling the result of this and it is a real concern to Trustee Lowther that while we are Village residents, we are also Town of Amherst residents and we pay Town taxes. She feels that Village residents should be treated with as much respect as anyone else when they go to Town meetings if they have a question about something that is happening. She believes it was last December the Village Board passed a resolution that requested the Town of Amherst to include one Village of Williamsville resident on their Traffic and Safety Committee. We've had a change of liaisons at the Town level for Traffic and Safety since that resolution was passed. Trustee Lowther asked Administrator Cummins to find that resolution and to forward it to Jane Woodward who is now the liaison to the Town Committee. We did have a member of the Village Traffic and Safety Committee approach the Town and say that he was interested in becoming a representative on their committee. She is optimistic and hopeful that this will happen. This would give the Village a little more input as to what is happening on the Town level and how it is affecting Village residents.

Trustee Lowther thanked the Mayor for the work the community service people are doing. They did a very nice job at the Meeting House. There was a tree that was growing wild and scraggly in front of the building and needed a lot of trimming and landscaping work needed to be done in the front of the building. Once she put in the request, in a couple of days the work was all done. She was there yesterday to let some people into the Meeting House to use it and she noticed what a nice job they had done.

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Trustee Lowther reported the Meeting House Management Committee meeting recently. The Meeting House is being utilized to the extent where the person who normally lets people in and out of the building was just being a little overwhelmed by the many requests that she had. She was on call constantly. We have two church groups meeting now on Sundays, one in the morning and one in the evening. She was making four trips a day to let people in and out. The committee is relieving her of that and is helping in the morning to the extent that everyone is taking turns opening and closing for the one church group. Trustee Lowther thinks it is wonderful to see the Meeting House used more and more. She thinks this is exactly what we had in mind when the Meeting House was restored and brought back to the condition it is now in. It is especially rewarding to see church groups in there, small and independent churches, using the Meeting House.

Trustee Lowther also reported that parking is a continuing problem in the rear lot at the Meeting House. The problem that had happened as a result of the mechanical repair shop at the corner of Main and Mill has now been resolved and the recommendation of the Meeting House Management Committee is that the Village Board look into a two-hour parking regulation on the lot, the same as we had on Main Street for parking. She thinks that will probably clear up all our problems. She will discuss this with the Board at our work session later this evening.

Trustee Lowther stated as liaison to Old Home Days, she spoke to Paul De La Plante who is the chairman of Old Home Days Committee and the Jolly Boys who ran the Old Home Days this year. It was very successful as the Mayor indicated. There was a minimum of damage done to the park. A good rainfall would certainly help the grass. With no rainfall during the celebration, there wasn't any damage to speak of to the grass other than it was tramped down. She was told that the teeter totter disappeared.

Trustee Piazza stated it didn't disappear but the brace was broken and repaired.

Trustee Lowther stated she is concerned with the spraying of the Melathion during the Old Home Days celebration. It is her understanding that according to the posting on the bridge, it was done more than once during the four day period. She has asked Trustee Hillebrand, as liaison to the Environmental Committee, to have his committee look at spraying and come back to this Board with a recommendation because she thinks we need to set some parameters on what is happening as far as spraying of insecticide in the Village and if we want that happening at all. Her one comment to Mayor Daniels was that we had no mosquito problem and Mayor Daniels agreed with her that during the Savor the Flavor celebration we had no problem and to just continue to do it, isn't always the best way to go in a situation like this. She would like to see the Board look into spraying and set up some ground rules as to who can spray, what can be sprayed, and if we want spraying at all here in the Village. That will be addressed and looked into by this Board as well as the Environmental Advisory Council.

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Trustee Lowther reported the Glen Park Joint Board will be meeting August 2nd at Town Hall. Between now and our next Board meeting, they will conduct the bulk of their free programs at the Nature Center. They have 11 programs which they touch on any number of things from Environmental Awareness to the geology of the park. There are nature walks being held by Earth Spirit. There are handouts at the counter in Village Hall with all that information. There is one activity that is being sponsored just for leaders such as Scout Leaders and teachers and people in that area. So if anyone has an opportunity to take advantage of them, she hopes they can attend. Most of them are held on Saturdays and Sundays which makes it easier for people to access. As always, the children are welcome.

Trustee Lowther stated several weeks ago there was an article in the Amherst Bee stating that Andrea Rebeck, a Preservation Architect, has agreed to come on board as a volunteer for the property at 31 Rinewalt. Trustee Lowther was very pleased to see that. She thinks that that level of participation is really going to help this project get off the ground. She also understands that there is a gentleman who has volunteered to work on the electrical work and electrical fixtures within the building. We are moving along with this and she is delighted to see this happening. She would like to personally thank Butz Avery for stepping forward and taking a leadership role in this project.

Trustee Lowther stated she would like to say good-bye to Paula Freedman of the Amherst Bee who will be leaving to go back to school. It's been very nice having her here for the last year. She appreciated Ms. Freedman's articles and professionalism. It's been a big help and she is sure she will pass that along to her successor.

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

RESOLVED that Local Law #3-1994, Amending Section 103-16 of the Traffic Code regarding parking on Glen Avenue, which was the subject of a public hearing on June 27, 1994 is hereby adopted.

Unanimously carried.

Trustee Piazza stated the Meeting House Committee deserves a special note of congratulations for their extra work. It's good to see the Meeting House having a lot of additional use.

Trustee Piazza reported that Savor the Flavor, held on July 12th, was tremendously successful again this year. We didn't quite set the record setting pace of last year but it was still a very successful day. We missed the gross income by about \$1,100. Mother Nature was very cooperative and we had a lot of good food by restaurants who provided more variety of food this year. Last year we had two restaurants serving pizza and that was kind of redundant. This year every restaurant had something different. He personally walked around to the restaurants afterwards and gave them their share of the money and asked them for their opinions.

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Every restaurant owner was very happy with the way it worked out for them. They all plan on coming back next year. They are all looking forward to Savor the Flavor '95. The ground work has been laid this year with good communication between the restaurants and the Savor the Flavor Committee and the Business and Professional Association. Trustee Piazza thanked everyone, certainly the Business and Professional Association, the Mayor, the DPW both before, during and after Savor the Flavor, especially dealing with the stage that was set up, and the Youth Committee, who that day provided a lot of tremendously interesting items for the younger children of our Village. Savor the Flavor was a very successful day that showed how a lot of cooperation and volunteer effort by a lot of people can result in good things happening here in the Village.

Trustee Piazza mentioned that the people from the court system have been working in the parks too. Trustee Lowther mentioned Glen Park. Lehigh Memory Trail has been showing some improvement by some activity there and even the building here. If you look around at wood chips, etc., a lot of this takes hours of work. Trustee Piazza thanked Mayor Daniels because he knows it is helping the Village look a little better.

Trustee Piazza stated we have been looking at improving the bathroom facilities in Island Park to meet the ADA requirements. Our Building Inspector, David Sutton, has worked closely with Superintendent David Laubisch to control costs and yet to complete this project. It looks like we are on the verge of improving those facilities and finally putting in those items that Trustee Piazza was talking about 16 or 17 months ago.

Trustee Piazza reported that the Craft Show is on August 28th. It will take place in Island Park this year because of the construction on Main Street. We have about 70 crafters now. Last year we had about 120 crafters. He thinks some might be a little frightened off by the fact that it is not on Main Street this year. We are still looking forward to having a very successful craft show.

Trustee Piazza highlighted information about Old Home Days. The Village is a beneficiary of Old Home Days in certain ways. He mentioned the stage that we used at Savor the Flavor. That same stage was then used by the Old Home Days Committee. That stage cost over \$9,000.00. It's an easy up, easy down type stage. It still takes a certain amount of time but it is not difficult to assemble or disassemble. We had it in one spot for Savor the Flavor and in another spot for Old Home Days. The combination of the Old Home Days Committee and the Jolly Boys Committee contributed \$4,600 toward the purchase of that stage. The Old Home Days Committee is more than willing to support us here in the Village. They are a contributor toward the toy system in Island Park. They are also on the verge of contributing a power washer to the Village. It's a matter of us standing together in front of a camera so we can take a picture for the Amherst Bee for publicity for all people concerned. These kinds of things are very helpful. Trustee Lowther mentioned that there were some electrical problems this year. His suspicion is that the Old Home Days Committee will be willing to support that upgrade also.

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Trustee Piazza reported a water fountain has been ordered for the Long Street playground. He noticed that when young people are there playing basketball or tennis, there is no place to get a drink of water. We also are on the verge of placing playground equipment in that vicinity. He has ordered it from a company in Tennessee which is the best quality.

Trustee Piazza reported that the Government Advisory Board has a Cable Contract resolution tonight. We are still looking at the potential length of minutes that follow these meetings as one of our cost cutting efforts here in the Village. Each Board member did receive some samples of new ways of doing the minutes. If we don't discuss that tonight, maybe we will take time at our next Board meeting to discuss that at length and maybe try to reach a conclusion on this issue.

Trustee Piazza stated the DPW, which he is also liaison to, this year has just been terrific. Kudos to all the people that have been helping us with the parks all along this year and asked Superintendent Laubisch to pass that along to all his employees.

Trustee Piazza stated his first resolution concerns \$2,500 which was granted to the Village through the efforts of Brian Rusk. It basically is to place sidewalks here in the Village, probably on Garrison Road or on Union Road but the way this resolution is worded, it says along County roads.

Trustee Kaye asked if it is a matter of amending the resolution so we could include Union Road or is that the way the money was given to us from Brian Rusk for just County roads.

Administrator Cummins stated the contract states "Undertake a beautification project which includes sidewalk improvements along County roads".

Trustee Piazza stated it is specifically for County roads and even if Garrison Road is full of potholes, we will have good sidewalks.

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

RESOLVED that Mayor Ronald Daniels is hereby authorized to sign the 1994 Contract between the Village of Williamsville and the County of Erie in the amount of \$2,500.00 to undertake a Beautification Project which includes sidewalk improvements along County roads.

Trustee Kaye asked since we've just had the public hearing this evening about amending the sidewalk code so that we can't pay for sidewalks in full, how are we paying? Trustee Piazza stated 50/50. She also understands from the memo received from Attorney Kelly on May 23rd that if we offer to pay a percentage towards a particular sidewalk in the Village, then the entire Village must be offered on the same percentage for a minimum of one year.

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Trustee Piazza stated we should be careful when we make that decision to make sure it fits in whatever fiscal year we want to complete whatever project we want to complete. He thinks it just takes some planning on our part.

Trustee Kaye stated her understanding is that by using this \$2,500 on Garrison or 50/50 reimbursement of sidewalks then we would then be allowing anyone who wanted 50/50 reimbursement for sidewalks in the Village to apply for that?

Mayor Daniels stated it is just along County roads.

Trustee Hillebrand stated it is not his understanding because of this restriction about the County. If it was the Village's money, then Trustee Kaye is right

Trustee Kaye asked for any County road then we would have to offer 50%?

Trustee Hillebrand said right. He asked how many County roads are there in the Village.

Mayor Daniels stated Wehrle, Evans and Garrison.

Trustee Kaye stated she didn't know if that were true from Attorney Kelly or not, if there were some stipulation. Maybe he could clarify that for the Board. We may need to budget some additional money since we have no monies budgeted for sidewalks now. Where would the other 50% of this \$2,500 come from?

Mayor Daniels stated there may be a way of avoiding that whole question since it is not our money. We'll have to look into it.

Unanimously carried.

Trustee Piazza stated his next resolution involves work in Water District #1 which is the Cadman Street and surrounding streets area.

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

RESOLVED that the Village Administrator advertise for sealed bids for Water Valve and hydrant work to be performed in Water District #1. Bids to be opened in the Village Administrator's Office, 5565 Main Street, Williamsville, New York at 10:00 A.M. on August 31, 1994 under the terms of the standard bidding resolution.

Unanimously carried.

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Trustee Piazza stated his next resolution involves the cable contract. We are finally in agreement on all points.

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

RESOLVED that Mayor Daniels is hereby authorized to sign contract with Adelphia Cable Co.

Trustee Lowther commented after having worked on this contract for about the last year, it was interesting to see the City of Buffalo and their problems that they had with TCI. They seem to be entirely different from the questions that the Village faced. It was just odd that the cable companies aren't working with the same sort of contract and each company seems to be very specific and very different and the terms are very different too.

Trustee Piazza stated he is not fully sure he understands why.

Trustee Lowther stated she is not either but is glad to see this is finally being resolved.

Unanimously carried.

Trustee Hillebrand reported in regards to the Planning Board, which he is liaison to, is one of our busiest meetings here in summertime because there are a lot of construction activities.

Trustee Hillebrand reported there was a Board of Appeals meeting since our last regular Board meeting. It is the first one we have had this year. There were two cases. One case involved a Lutheran Church who wanted to put a handicapped elevator in the front of their building which is in violation of our code involving construction in the front of a building. They made the case that there was a hardship situation and it was approved by the Board of Appeals. The other situation was a gentleman who wanted to construct a building in his yard for his boat. That was in violation of our code because his yard was visible from the street. That was turned down. The Board of Appeals does a rigorous job. The residents should be pleased with the performance of their work and the major issue that they use is a case of hardship. If one has a valid hardship which would warrant to change the code, they will give that person a fair and honest hearing. But we don't just change codes just because the person who wants the code changed thought it was a good thing to do.

Trustee Hillebrand reported the Environmental Committee will be meeting this Thursday and we intend to address the subject of spraying in the Village. This work was done by the Town. We will have to decide if the Village wants some unique legislation.

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Trustee Hillebrand stated his resolution has to do with sidewalks related to cul-de-sacs. This issue was brought to our attention by the gentleman who was doing work over on Castle Creek Road. For esthetic reasons, he would like to exclude sidewalks from his cul-de-sac. This resolution is to establish a public meeting on August 22nd to hear people speak for and against the subject of sidewalks and cul-de-sacs.

On MOTION by Trustee Hillebrand , seconded by Trustee Piazza, the following resolution was hereby adopted:

RESOLVED that the Village Administrator publish notice of public hearing to be held by the Board of Trustees on Monday, August 22, 1994 at 7:30 P.M. in Village Hall, 5565 Main Street, Williamsville, New York for the purpose of hearing all persons interested in discussing a proposed local law which would amend Sections 89-2 and 89-4A of the Village Sidewalks and Streets Code dealing with cul-de-sacs.

Trustee Kaye added to what Trustee Hillebrand said about the developer of Castle Creek not wanting to have sidewalks for esthetic purposes. He has made an offer to the Village of \$8,064 in lieu of installation of a public sidewalks. He is offering money in exchange for not having sidewalks installed and according to our Village Attorney, we don't have the right to do that. We would have to change the law so what he is doing is offering money in exchange for is the ability to change the law so he would not have to have sidewalks in this cul-de-sac. She has asked Attorney Kelly for a legal opinion on the legality of that kind of exchange for change in the law. If anyone has any comment on it they can come to the next meeting.

Unanimously carried.

Superintendent of Public Works, David Laubisch, reported this year when the tax bills were mailed, residents who have their taxes paid through Escrow accounts, were mailed informational sheets concerning garbage and trash pickup. Mr. Laubisch stated there are some items that the DPW does not pick up such as hazardous waste, automobile tires, and batteries. It is outlined on the informational sheets that were mailed to all Village residents. The automobile tires can be brought to the DPW during our normal working hours and the charge that is passed along to residents is the charge the Village pays to dispose of them. It is a basic charge. The Village used to pick tires up curbside but people were bringing tires into the Village and dropping them off between the sidewalk and the street and we were handling a tremendous volume of tires. Some were from people who didn't live in the Village. That is why we changed that policy.

Mr. Laubisch stated the Main Street Water Rehabilitation Project between Union Road and Mill Street was started last night. We decided to undertake this project during the evening hours because there is less traffic. The majority of the work is going to be done from 11:00 p.m. to 6:00 a.m. This will greatly reduce any inconvenience that might occur to Village residents because there is a minimal amount of water used during these hours.

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Also traffic volumes on Main Street are minimal compared to the middle of the day. If anyone notices any slightly turbid water during the next couple of weeks during these operations, we are going to be rehabilitation water lines basically west of Ellicott Creek in the Village.

Mr. Laubisch reported he had a tour of the Van De Water Treatment Facility that the Erie County Water Authority operates on River Road in the Town of Tonawanda. He had never been through the Water Treatment Plant or any water treatment plant. It was quite an enlightening experience to see what is exactly involved with treating the water we drink. We supply water here in the Village to the Village residents yet we do not own a water treatment facility. The expertise and technical knowledge that is involved with operating a state of the art plant today is very impressive and he know these tours are open to the public. The Erie County Water Authority sponsors these and welcomes the public to go through their facility.

Administrator Cummins reported that we finished collecting taxes and out of our 2,200 parcels we only have about 130 people who haven't paid their tax bill. That's about a 95% collection rate. We'll be sending out past due letters as of the first of August. We add on 5% the first of July and then every month after another percent until the unpaid taxes go to the County for collection in November.

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

Unanimously carried.

Carolyn Schlifke, 192 Evans Street, stated the receiver cover on the northeast corner of Essjay and Evans is loose and every time a car goes over it, it rattles. She believes it's in Evans Street so perhaps it is something that the Village has to look into.

Mr. Laubisch stated if it is in the right of way on Evans Street it would have to be the County who would be responsible for it. They had just repaired a receiver about half way up the hill on Evans Street about across from where the Mischlers live. He believes that is a County responsibility but he will check into it.

Ms. Schlifke thanked Trustee Lowther for removing the old scrubby tree in the corner of the Meeting House. It looks very nice. Ms. Schlifke has another request. As she came through the parking lot she noticed that the weeds are starting to grow in three wooden containers that hold the trees at the edge of the parking lot. They have no roots. They sort of grow on air in those particular containers. But perhaps someone, the next time they attend to the Meeting House could pull them out. It's getting to look awfully shabby back there.

Ms. Schlifke stated she came down Glen Avenue on Saturday and there were a couple of weddings as usual and while there are no parking signs on the south side of that street, she couldn't remember whether there was no parking on the north side.

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Trustee Lowther stated there is no parking on either side. It is restricted to the Cayuga Road parking lot.

Ms. Schlifke stated they were on the street. They also were parked on the bridge and it was like one lane going across the bridge. It was quite an extensive line. She knows it is an ongoing problem.

Trustee Lowther stated it has actually gotten to the point where the limousine drivers refuse to move. It's a horrible situation over there. Everyone loves to have their wedding pictures done at Glen Park; however, it is really creating a hazard. The security forces have been notified to try and get these people to move along. The drivers have been asked to drop the parties off and to go park. Every time she sees that, she does call the Amherst Police. They have the authority that RJD Security does not have and when the police do come down and ask the drivers to move, they do so. Trustee Lowther told Ms. Schlifke to feel free to call the Amherst Police.

Ms. Schlifke stated she and her neighbor attended the Traffic and Safety Committee in the Town of Amherst June 29th. They went there full of hope that somebody would listen to the very few considerations they would like when and if the signal ever goes up at Essjay and Evans. The Village Board members received a copy of her letter, which was sent to Supervisor Ahern, wherein we stated facts exactly the way they happened and exactly the way we saw them and heard them. She just felt it was important that the Town Board be aware of these actions that were taking place at this committee because to her, a committee is an extension of a government. What residents see happening at committees, she thinks reflects on the elected officials. That was why she wrote the letter. That letter was written with the agreement of her neighbor, Sarah Mischler. The Board also has a copy of Councilwoman Woodward's answer to that letter. Ms. Schlifke attended the Town Board meeting last Monday night because she felt that Ms. Woodward's letter needed some clarification. Ms. Woodward said that Ms. Schlifke's remarks portrayed the Traffic and Safety Board members as uncaring, unresponsive and inattentive. You won't find those three words in Ms. Schlifke's letter. Those are words that Ms. Woodward put to Ms. Schlifke's remarks, the way Ms. Woodward interpreted them and Ms. Schlifke told her so publicly. Ms. Woodward did not disagree with her, in fact, she was very receptive. She was receptive at the Traffic and Safety meeting. The whole Town Board was receptive last Monday evening. Ms. Schlifke's major concern and main objective is to try to get two municipalities to work together to recognize each other, to recognize the residents of one who are going to be impacted in some way or another by something that the other municipality has control over. We are not looking to try to stop anything. She just feels that some avenues of correspondence should be opened somehow between the Village and the Town Traffic and Safety Boards and also between the Village Board of Trustees and the Town. She doesn't see anything wrong with that request. They are making the decisions. We have some things we are concerned with. She would like to see the Village elected officials who represent her, make some kind of a gesture to the Town so they would at least know what the Town is doing.

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Then when the Village residents come to a Village meeting to ask if anybody knows what is happening, the Village Board can fill them in on what the procedures are going to be. Ms. Schlifke has been coming here for over a year asking has anyone heard anything about the signal and except for Trustee Lowther who has tried to keep her advised if she hears anything, nobody is answering Ms. Schlifke's questions or her neighbor's questions. She doesn't think it is asking too much that some contact be made verbally, by letter, or somehow. There is going to be a Town Board meeting on Wednesday, August 3rd. Ms. Schlifke has been told by Councilwoman Woodward that the signal definitely will be on the agenda. She doesn't know if the Board is interested in attending, if any member of the Traffic and Safety Committee is interested in attending. Ms. Schlifke would really rather have the Village Board speaking. Supervisor Ahern was not at the meeting last Monday but Deputy Supervisor Millane assured her that any resident that comes before that Board or any of the committees certainly deserves to be treated with respect and to have their concerns and questions answered. That is all we were really looking for. We had been told that it would be on the agenda in June and when we got there, as you can tell from her letter, were completely ignored and shut down because they did not want it to be a public discussion. This really bothered Ms. Schlifke because she always thought that all meetings were public. She couldn't understand what they would have to discuss that she couldn't sit there and listen to. All she is asking for is some participation by the elected Village officials to make sure that even though we are going to get the signal, that some consideration, in whatever safe manner, with all traffic standards taken into consideration can be put into a force that we get whatever is the best thing that can be offered by the Town of Amherst or whatever traffic expert they use. That is why she wanted to continue this discussion with the board and hopes that she can count on the Board's support.

Trustee Lowther stated that she does intend to be at that August 3rd meeting.

Trustee Piazza stated part of that problem is that we don't have a Village member on that Board.

Trustee Lowther stated the Town's response to that was that we have our own Traffic and Safety Committee. Therefore, we don't need a Village resident on the Town Traffic and Safety Board

Ms. Schlifke stated that was one item that she had mentioned to them. For many years, Henry Smith from the Town Traffic and Safety Committee was an ex-officio member of the Village Traffic and Safety Committee because we felt that we could learn from him. He could bring to the Village what was happening in the Town that would affect the Village and visa versa and take back to the Town some of the Village's concerns. She wants the Village to be aware that the Town Traffic and Safety Committee is going to try to the removal of the stop sign at Eagle and Evans into the installation of the Essjay signal. It was voiced at that meeting by the chairman. That was one of the things that they wanted to discuss. She told the Town Board that she didn't think that one thing had anything to do with the other and that the Village had, at least in two cases that she was aware of, tried to remove those stop signs. She knows, she held the first public hearing herself over in that building. There were many people from the Village who spoke against removing those stop signs. It shows that they were a necessity to the people in this area.

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So it isn't just that the Village is not trying to cooperate with the removal of those stop signs. There are many residents who want to keep them up. She believes there was a second public hearing held also. But both times the elected official chose not to remove those stop signs because of the residents' requests.

Trustee Kaye stated that did come up again approximately two years ago when she was on Traffic and Safety Board. They said no, that they felt strongly and not only because Christian Central Academy was at full capacity now and utilized with 500 students but there had been so many concerns from area residents. In addition, in the past year, the Amherst Youth and Recreation Center has moved into the Academy and they have a very high daily attendance. They run a summer camp and many children walk and cross that corner as well.

Trustee Lowther stated it appears that the Town seems to make this recommendation every 18 months to two years that we remove the stop sign. For some reason this really bugs them.

Trustee Kaye stated that this past time the feeling that the Town expressed was that it would quicken the pace of traffic that went through rather than slow down by having people stop.

Ms. Schlifke stated that at the end of the meeting Councilman Jim Hayes brought to her attention that there was an opening on the Traffic and Safety Committee. If she would consider it, she would wait until the signal was decided one way or the other because she doesn't feel that she would be very welcome.

Trustee Lowther stated that Cliff Horey has applied for the position. He is a member of the Village Traffic and Safety Committee and a former policeman. He is also retired and has more time.

Jim Mills, 7828 Northvale Road, Clarence stated he has a formalized letter from Andrea Rebeck, Associates. She is the Historical Architect who has agreed to help us with the property. What Andrea has done is taken her own time off. She is probably unemployed right now since she has just come from Rhode Island after doing some restoration work up there. Mr. Mills read the letter and gave a copy to the Board members. (Copy attached) What Ms. Rebeck is doing is giving the Village, in his estimation, \$50,000 - \$100,000 of her free time. Mr. Mills likes her resume and said it was very impressive. Trustee Lowther also had mentioned about a fellow interested in light fixtures and wiring is a fellow by the name of Culligan. He asked Mr. Culligan if he would do the work and he said he would just donate the money.

Mayor Daniels stated this will be another topic after the post Board meeting.

Trustee Piazza stated he knows there has been some talk about putting a new door in the Meeting House. Does Trustee Lowther know anything about that?

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Trustee Lowther stated they are still looking into it because we now have one of the religious groups using it on Sundays who have offered to restore the door at no charge. They feel that this door can be restored as it stands. It doesn't have to be replaced. They can replace a couple of panels within the door which would be less expensive than a whole custom door. They are investigating that right now.

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

Unanimously carried.

ON MOTION by Mayor Daniels, seconded by Trustee Kaye, it was moved adjourn the meeting at 9:16 P.M.

Unanimously carried.

Theresa L. Cummins
Village Administrator/Clerk-Treasurer

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