

**Minutes of the Regular Board Meeting of the Village of
Williamsville held in the Williamsville Village Hall, 5565 Main
Street, Williamsville, New York on February 26, 1996 at 7:35 P.M.**

Present: Basil Piazza, Mayor
Joseph Frese Trustees
Richard Langenfeld
Barbara Schofield
William Wutz

Patrick Kelly, Village Attorney
David Laubisch, Supt. of Public Works
Elaine Smith Honan - Deputy Village Clerk

Absent: Theresa L. Cummins - Admin./Vllg. Clerk-Treas.

Mayor Piazza opened the meeting with the Pledge of Allegiance at 7:35 P.M.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, the minutes of the regular meeting of February 12, 1996 were approved.

Unanimously carried.

ON MOTION By Mayor Piazza, seconded by Trustee Wutz, it was moved to suspend rules for public participation.

Unanimously carried.

Mr. Elroy Avery, 75 Rinewalt Street, read the contents of a petition that he presented to the Village Clerk's office for the Village Board today, containing 27 signatures of residents of Rinewalt Street to take action to prohibit unlimited parking on the east side of Rinewalt Street - should be restricted to a 2-hour limit, Monday thru Friday from 9 A.M. to 5 P.M.

Mayor Piazza noted that usual procedure is request will be presented to Traffic & Safety Committee and/or whatever other committees would take a look and get data and get back to Rinewalt residents.

Joe Azzarella, 130 N. Ellicott Street, spoke regarding a situation with property at the end of Orchard Place and the possible increased flooding of an already bad situation for N. Ellicott Street property and Mill Street property backyards. Spoke to Village Building Dept. concerned that level will be raised higher than existing property. Wants something passed that when someone applies for a building permit that surrounding property owners be notified before the permit is issued.

Joe Frese researched that any undue run-off cannot infringe into someone elses property - drainage has to be adequate for particular property.

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Pat Kelly said new homeowner has to file a drainage plan that proves that additional water will not flow off his property - if he can't do that by an engineer or architect than he can't build.

Dave Laubisch was asked about storm sewers in the area - he said he felt that Belmont could accommodate a drain from Orchard Place.

Pat Kelly stated that private landowners would need to give permission for sewer line.

Michael Wirth, 121 Mill Street, going on record regarding new build on Orchard Place.

Gartley Weller, 129 Mill Street, going on record regarding new build on Orchard Place that Village Board will look into situation.

Trustee Frese asked if the three gentlemen present were opposed to the construction of the home or the drainage.

Joe Azzarella is not opposed to the home, he feels that homeowners deserve to be notified.

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

Unanimously carried.

Mayor Piazza reported at the worksession about the potential steeple on the Meeting House building that the Village Board has more work that needs to be done. Their concerns are construction, cost of project, putting out request for proposals from architects; feasible or not.

Mayor Piazza stated that he and Dave Laubisch have been in discussion with the Town Engineering Dept. about TV viewing of our sewer lines at the end of the month.

The California Drive construction project which ran into some weather delays should be doing some blacktop patching on the project.

Mayor Piazza spoke to the State DOT re: the Main Street project - no contracts have been let for the project but still going to go for summer of '96 unless dramatic reduction in funds. A State DOT representative has been requested to attend the Village Board, April 29th, meeting because they should know by that time who the construction firm is for a general public information meeting.

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ON MOTION By Mayor Piazza, seconded by Trustee Wutz, the following
resolution was approved:

Vouchers in the amount of \$175,549.86 covering the period from
February 9, 1996 - February 23, 1996 were approved as follows:

Payroll fund w/e 2/4/96 - 2/17/96	\$ 27,424.64
General Fund	110,432.44
Water Fund	2,505.70
Sewer Fund	2,028.47
Glen Park Fund	562.74
Trust & Agency Fund	9,691.89
Capital	4,566.78
Community Development	18,337.20
Grand Total	<u>\$175,549.86</u>

Large Vouchers:

Hutchinson Hose Company	\$85,345.40
A.B.P. Concrete Construction, Inc.	22,903.98

Unanimously carried.

ON MOTION By Mayor Piazza, seconded by Trustee Wutz, the following
resolution was hereby adopted:

RESOLVED that eight (8) Motor Equipment Operator positions are
hereby created in the Department of Public Works effective
immediately.

Unanimously carried.

ON MOTION By Mayor Piazza, seconded by Trustee Wutz, the following
resolution was hereby adopted:

RESOLVED that seven (7) Laborers positions in the Department
of Public Works are hereby abolished effective immediately.

Unanimously carried.

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ON MOTION By Mayor Piazza, seconded by Trustee Wutz, the following
resolution was hereby adopted:

RESOLVED that the following DPW employees are appointed Motor
Equipment operators effective immediately:

Douglas Washburn
Michael Olszanski
Michael Moritz
Robert Schick

Louis Friedly
Timothy Phalen
Patrick Sweeney
Michael Meldrum

Unanimously carried.

ON MOTION By Mayor Piazza, seconded by Trustee Wutz, the following
resolution was hereby adopted:

WHEREAS, the Village of Williamsville presently holds a lien
on property located on Phohl Place pursuant to the terms of a
Community Development Program Grant, and,

WHEREAS, the owner of said property has petitioned the Board
to allow said lien to be subordinated to a new mortgage for an
amount not to exceed \$80,000.00,

NOW, THEREFORE, BE IT RESOLVED that the Village Board hereby
approves that said lien may be subordinated to a new first
mortgage not to exceed the sum of \$80,000.00, and the Mayor is
hereby authorized to sign any papers required to effect said
subordination, and

FURTHER RESOLVED, that the Attorney for the Town of Amherst is
directed to prepare and file all papers necessary to
accomplish said subordination.

Unanimously carried.

Trustee Frese reported that Dan Chase will be resigning from the
Zoning Board of Appeals and as Chairman, because he is moving out of
the Village. All current members have been contacted and asked if
they are interested in the position of Chairman. If anyone is
interested, there is an opening for a new member to fill the
vacancy, please submit a resume of qualifications.

Trustee Frese also made mention that the Village in 1950 celebrated
its 150 years and that in the year 2000 we will be 200 years old
and had asked the Mayor to appoint a committee for the Bicentennial
festivities should begin now.

Trustee Frese and Trustee Schofield will be attending a meeting
February 27th with the Business Association regarding the banners
for Main Street that they will be donating to the Village.

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Trustee Frese's resolution regarding the Village election proposed date change from March to June to further increase the participation by the elderly residents as well as those individuals that find it hard to get around during the winter months to express their right to vote in a June election, is to have a proposition placed on the ballot for the upcoming March 19th election. This is a voters choice whether or not they want to change this; which will not take place until the year 2001 after the terms of the existing Board members.

ON MOTION By Trustee Frese, seconded by Trustee Schofield, the following resolution was hereby adopted:

WHEREAS, members of the Village Board are of the opinion that a change in the date of the Village Election would encourage greater participation by the public in Village Elections and would be beneficial to all residents, but especially to Senior Citizens and the physically challenged who find it difficult to exercise their vote in the inclement weather usually found in March, and

WHEREAS, pursuant to Election Law Section 15-104 Village Election dates may be changed by the Village Board, and

WHEREAS, pursuant to Village Law Section 9-912 the Village Board shall submit such a change to the voters by way of referendum,

NOW, THEREFORE, BE IT RESOLVED that the Village Board hereby changes the date of the General Election to the third Tuesday of June, in the odd numbered years, and

BE IT FURTHER RESOLVED that the following proposition be ordered to be placed before the voters at the special election being held on March 19, 1996:

PROPOSITION #1

Should the date of the General Election for the Village of Williamsville be changed from the third Tuesday of March, in the odd numbered years, to the third Tuesday of June, in the odd numbered years?

Unanimously carried.

Trustee Langenfeld had no report and no resolutions.

Trustee Schofield reported on and thanked all those who participated in the Winterfest. She will be attending auditions for a "Battle of the Bands" for Youth & Recreation in August.

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Youth questionnaire tabulations are almost complete. Parks Committee projects will continue with bathroom tiling, signage in front of Village Hall, meeting with Joseph Kocsis and Mr. Avery for Lehigh and the depot. The Senior committee is in favor of the June election and urged that there be a letter to the editor of the Amherst Bee regarding absentee ballots.

Trustee Wutz reported that his resolution was based on a law passed by the State in 1991 that anyone who has a commercial drivers license was liable to random testing for alcohol and drugs. Commercial licenses are held by our DPW personnel.

ON MOTION By Trustee Wutz, seconded by Trustee Langenfeld, the following resolution was hereby adopted:

RESOLVED that the Mayor is hereby authorized to enter into an agreement with the Union Occupational Health Center to provide DOT/Omnibus Drug and Breath Alcohol Testing for the Village of Williamsville Commercial Driver License (CDL) operators.

Unanimously carried.

Superintendent Laubisch reported that due to the late November wet, heavy snowfall, that leaf pickup could not be completed and that as of the end of work shift today, pickup was completed from Union Road to South Cayuga. Also brush and branches and that anything put out afterwards will be picked up by appointment.

The California waterline job will be addressed, cleanup will continue and cross-cuts in the road will be cold patched.

ON MOTION By Mayor Piazza, seconded by Trustee Frese, it was moved to adjourn the meeting at 8:21 P.M.

Unanimously carried.

Elaine Smith-Honan
Deputy Village Clerk