

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, April 29, 1996 at 8:21 P.M.

Present: Basil J. Piazza, Mayor
Joseph Frese - Trustees
Richard Langenfeld
Barbara Schofield
William A. Wutz

Patrick Kelly, Attorney
Theresa L. Cummins, Admin./Clerk-Treas.

Absent: David Laubisch, Supt. of Public Works

The Administrator read the Notice of Public Hearing which is being held to hear all persons interested in discussing a proposed local law which would amend Section 31-4 of the Village Code regarding the basis for establishing the areas of Special Flood Hazard.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, it was moved to open the public hearing at 8:21 P.M.

Unanimously carried.

Trustee Frese gave a synopsis of the new law which clarifies the means in which the flood areas are established.

No one from the audience spoke for or against the proposed local law.

On Motion by Mayor Piazza, seconded by Trustee Frese, it was moved to close the public hearing at 8:26 P.M.

Unanimously carried.

Theresa L. Cummins
Administrator/Clerk-Treasurer

**Minutes of the Regular Board Meeting of the Village of
Williamsville held in the Williamsville Village Hall, 5565 Main
Street, Williamsville, New York on April 29, 1996 at 7:31 P.M.**

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

Patrick Kelly, Village Attorney
Theresa L. Cummins-Admin./Vllg. Clerk-Treas.

Absent: David Laubisch, Supt. of Public Works

Mayor Piazza opened the meeting with the Pledge of Allegiance at 7:31 P.M.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, the minutes of the regular meeting held April 15, 1996 were approved.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, the minutes of the Public Hearing on the request for an Exceptional Development Permit for a House on Orchard Street which exceeds the maximum height allowable, held April 15, 1996, were approved.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Schofield, the minutes of the public hearing on the proposed 1996 - 1997 General Fund, Water Fund, Sewer Fund, Glen Park Activities Fund and Debt Service Fund Budgets, held April 15, 1996, were approved.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, the minutes on the proposed sewer rent rates for 1996-1997 held April 15, 1996 were approved.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Schofield, it was moved to suspend rules to hold an informational meeting on the upcoming reconstruction work on Main Street from Mill Street to Youngs Road.

Unanimously carried.

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Mayor Piazza introduced the three representatives from the State DOT-George Kohlbacher, Doug Ackerman and Harley Wendel.

Mr. Kohlbacher described the project and stated that Diamond D was the low bidder at \$6,799,768.00. The project should be awarded next month and work will start shortly thereafter. The project is to be completed by November 1997.

Representatives of the Williamsville Business community were present who voiced their concerns over loss of business both during last year's work and the upcoming 1996-1997 work.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, it was moved to return to the regular agenda at 8:20 P.M.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, it was moved at 8:21 P.M. to suspend rules to hold a public hearing for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 31-4 of the Village Code regarding the basis for establishing the areas of Special Flood Hazard. (The meeting was closed at 8:26 P.M.)

Unanimously carried.

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

Unanimously carried.

Mary Carr, 100 Orchard Street, stated that construction on the new home on Orchard had started very early this past weekend and requested that at least on weekends construction noise be prohibited until 8:00 A.M.

Elroy Avery, 75 Rinewalt Street, asked about the parking petition which had been submitted several weeks ago.

Robert Dawson, 151 N. Long Street, requested information on what moneys had been allocated to work on the N. Long Street problem and what action the Board intended to take.

Mayor Piazza summarized the flooding problem on N. Long Street during the last six months. He has discussed the problem with Paul Bowers, the Town Engineer, who will be televising the town sanitary sewers within the next few days to see if the problem lies in their lines. We will request that they also televise our lines. The Village Engineers, O'Brien & Gere will also be arranging to have

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various sewers televised. Mayor Piazza also discussed the accumulation of storm water on N. Long Street which currently all goes to Drainage Ditch #9 and how some of it could possibly be diverted to the Reist Street storm sewer.

Dick Unkrich, 148 N. Long Street requested clarification about where the storm water drains from N. Long Street. Does it all go into Drainage Ditch #9. He stated that current levels of water in his backyard has not been as high as it was in the past.

Bob Boardman, 142 N. Long, also stated Ditch #9 has not been as high as previously. What they are getting into the house is definitely sewage. He asked for the time frame for televising the sewers and then making the repairs.

Wayne Spence, 162 N. Long Street, stated that Drainage Ditch #9 is really Forest Stream. He wondered why the residents have been subjected to all this water that someone decides should empty into their stream?

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

Unanimously carried.

Mayor Piazza thanked Trustee Schofield for organizing "Walk America" on behalf of the Village, which was for a very good cause. He also reported that he met with our grant writer and a lady on Saturday regarding historical items in the Village. Our engineer of record was at our work session tonight to discuss various projects he is overseeing at the present time. The Mayor reported there has been a change in liaisonships. The Glen Park Joint Board will now be handled by Trustee Langenfeld, effective immediately.

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

Vouchers in the amount of \$1,005,415.19 covering the period from April 11-25,1996 were approved as follows:

Payroll fund w/e 3/31 - 4/13/96	\$ 25,972.02
General Fund	889,318.90
Water Fund	63,496.59
Sewer Fund	313.07
Trust & Agency Fund	9,543.57
Glen Park	252.76
Capital	16,405.11
Community Development	113.17
Grand Total	<u>\$1,005,415.19</u>

Large Vouchers:

Fleet Bank	\$308,320.67
Key Bank of NY	559,297.27

Unanimously carried.

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

WHEREAS the tentative General Fund Budget for the 1996-1997 fiscal year has been duly represented to the Village Board by the Budget officer and duly advertised public hearing has been held thereon, and,

WHEREAS the following changes have been made to the tentative budget:

- 1) Appropriated surplus reduced to \$108,863.83.
- 2) Amount to be raised by taxation is changed to 1,000,149.47.
- 3) Assessed Valuation is changed to \$188,089,945.00.
- 4) Tax rate per \$1,000 of Assessed Valuation is set at \$5.3174.

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 5-508(4) of Village Law, that the said tentative budget as revised above, and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the General Fund Budget for the Village of Williamsville for the 1996-1997 fiscal year.

Unanimously carried.

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

WHEREAS, the tentative Debt Service Fund Activities Budget for the 1996-1997 fiscal year has been duly represented to the Board by the Budget Officer and a duly advertised public hearing has been held thereon,

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 5-508(4) of Village Law, that the said tentative budget, is hereby adopted as the Debt Service Fund Activities budget for the Village of Williamsville for the 1996-1997 fiscal year.

Unanimously carried.

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

RESOLVED that the Sewer Rent rates for the 1996-1997 fiscal year are hereby set as follows:

\$2.58 per 1,000 gallons of water consumed

\$.86 per \$1,000 of total assessed valuation

Unanimously carried.

Trustee Frese reported that the paving stones will be installed at the triangle at Main & Evans on Saturday, May 11th.

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

WHEREAS, Mr. Ronald Rubino has submitted a request for an Exceptional Development Permit for a proposed home on Orchard Street which exceeds the maximum height allowable by Section 112-12C(2)(g) of the Zoning Code, and

WHEREAS, the Village Board of Trustees held a public hearing on April 15, 1996 as required by Village Code,

NOW, THEREFORE BE IT RESOLVED, that the Exceptional Development Permit for the proposed house on Orchard Street is hereby granted.

Unanimously carried.

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

WHEREAS, the tentative Water Fund Budget for the 1996-1997 fiscal year has been duly represented to the Board by the Budget Officer and a duly advertised public hearing has been held thereon.

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the Water Fund budget for the Village of Williamsville for the 1996-1997 fiscal year.

Unanimously carried.

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

WHEREAS, the tentative Sewer Fund Budget for the 1996-1997 fiscal year, has been duly represented to the Board by the Budget Officer and a duly advertised public hearing has been held thereon,

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 5-508(4) of Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the Sewer Fund Budget for the Village of Williamsville for the 1996-1997 fiscal year.

Unanimously carried.

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

WHEREAS the tentative Glen Park Fund Budget for 1996-1997 fiscal year has been duly represented to the Board by the Budget Officer and a duly advised public hearing has been held thereon,

NOW, THEREFORE BE IT RESOLVED, pursuant to Section 5-508(4) of Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the Glen Park Fund Budget for the Village of Williamsville for the 1996-1997 fiscal year.

Unanimously carried.

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

RESOLVED that the Village of Williamsville Board of Trustees acting as Fire Commissioners for the Williamsville Fire Department hereby confirms the election of the following Firematic officers, effective May 1, 1996:

Chief	James J. Zymanek
First Asst. Chief	Thomas Meldrum
Second Asst. Chief	Christopher Petrie

Unanimously carried.

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

RESOLVED that the Village Board of Trustees, acting as Fire Commissioners of the Williamsville Fire Department hereby appoints the following firefighters:

Craig Johnson	420 Mill Street
Craig Overkamp	84 Monroe Drive

Unanimously carried.

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

RESOLVED that D. Anthony Schueckler, Albert Weisser, Thomas Petrie, Peter Strobel and Christopher Petrie, Williamsville firefighters are hereby authorized to attend the North East Extrication Competition and Learning Symposium in Kingston, Ontario from May 9-11, 1996, at no cost to the Village of Williamsville.

Unanimously carried.

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

RESOLVED that the Village Board hereby approves the volunteer firefighter Service Award Program list of all 1995 active volunteer firefighters for the Village of Williamsville and hereby authorizes the Mayor to sign authorization for Penflex, Inc. to use the data submitted from the 1995 records.

Roll Call Vote: Trustee Schofield - Yes Trustee Frese - Abstain
Trustee Wutz - Yes Mayor Piazza - Yes
Trustee Langenfeld - Yes

Motion carried.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz it was moved to suspend rules to consider a resolution which was not on the agenda.

ON MOTION by Trustee Langenfeld, seconded by Trustee Wutz the following resolution was proposed:

RESOLVED that the Village Administrator publish notice of a public hearing to be held by the Board of Trustees on May 13, 1996 at 7:30 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Sections 103-16 and 103-17 of the Village Code to reflect changes in the No Standing on portions of Rinewalt Street and Glen Avenue.

ON MOTION by Trustee Frese, seconded by Trustee Wutz, it was moved to separate these requests for public hearing.

Unanimously carried.

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

RESOLVED that the Village Administrator publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on May 13, 1996 at 7:30 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 103-16 of the Village Code to reflect changes in the No Standing on portions of Glen Avenue.

Unanimously carried.

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

RESOLVED that the Village Administrator publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on May 13, 1996 at 7:30 P.M. for the purpose of hearing all persons interested in discussing a proposed local law which would amend Section 103-17 of the Village Code to reflect changes in timed parking on Rinewalt Street.

Vote on Roll Call - Schofield - yes; Wutz - yes; Langenfeld - yes;
Frese - no; Piazza - yes;

Motion carried.

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

Unanimously carried.

Trustee Schofield reported that Walk America was a great success. She will report on how much was raised at the May meeting. She will be meeting shortly with representatives of Ingram Micro to discuss various programs we have because they are interested in discussing these with the Village of Williamsville.

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

RESOLVED that Doyle Security is hereby appointed to provide park security in Island Park, Garrison Park, So. Long Street ball diamond and the Lehigh Memory Trail during the 1996 Summer Season at the rate of \$8.23 per their low bid dated April 16, 1996.

Unanimously carried.

Trustee Wutz reported the work on the Meeting House Steeple is moving along as well as working toward having the Village become a Certified Local Government for historic preservation purposes.

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

RESOLVED that Doyle Security is hereby appointed to provide park security in Glen Park during the 1996 Summer Season at a rate of \$8.23 per hour, per their low bid of April 16, 1996.

Unanimously carried.

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

RESOLVED that the Mayor is hereby authorized to sign New York
State Preservation League Application for a \$5,000 Grant for
Historic Resources Survey, Part I.

Unanimously carried.

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

RESOLVED that the following individuals are hereby appointed
seasonal employees in the Department of Public Works as
follows:

<u>Name</u>	<u>Address</u>	<u>Date</u>	<u>Amount</u>
Adam Anstett	60 Los Robles	5/6/96	\$5.50 /hour
Marc McClure	403 Mill St.	5/6/96	\$5.25 /hour
Joshua Johnson	234 Hirschfield	5/6/96	\$4.75 /hour
Scott Tudor	225 No. Linden	4/30/96	\$5.75 /hour

Unanimously carried.

The Administrator had no report tonight.

ON MOTION by Mayor Piazza, seconded by Trustee Langenfeld, it was
moved at 9:20 P.M. to go into Executive Session to discuss
personnel matters.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, it was moved
to return to the regular agenda at 10:20 P.M.

Unanimously carried.

ON MOTION By Mayor Piazza, seconded by Trustee Langenfeld the
meeting was adjourned at 10:21 P.M.

Unanimously carried.

Theresa L. Cummins
Administrator/Clerk-Treasurer