

Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, May 27, 2003 at 7:30 p.m.

Present: Basil J. Piazza, Mayor
William Wutz, Deputy Mayor
Darlene Maple, Trustee
Barbara Schofield, Trustee
Sally A. Kuzon, Administrator/Clerk-Treasurer
Anthony Grisanti, Dept. of Public Works
Thomas Whissel, Village Attorney

Absent: Joseph Frese, Trustee

Mayor Piazza opened the meeting at 7:30 p.m. with the Pledge of Allegiance led by Trustee Wutz.

Mayor Piazza read a proclamation declaring June 12, 2003 as: "Neumann High School Class of 1953 Day".

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, the minutes of the regular board meeting of May 12, 2003 are hereby approved.

Unanimously carried.

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

Unanimously carried.

Vicki Lattin, 64 S. Cayuga Road, requested the Village Board contact New York State Dept. of Transportation and have the speed limit on Main Street reduced. Mayor Piazza explained the Village Board has contacted the New York State Dept. of Transportation on several occasions to request the speed limit reduction and each time they have denied the request. The Village Board is exploring the concept of bump outs at busy intersections.

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Arch Arthur, 24 Highland Drive, presented the Board with questions regarding the capacity of the Marinaccio Italian Ristorante at 5877 Main Street (attachment – page 1). Mayor Piazza commented that this project must go in front of the Planning and Architectural Review Board before a building permit can be issued.

Dr. Peter Galie, 22 Highland Drive, submitted questions and concerns (attachment – page 2) regarding parking at Marinaccio's Italian Ristorante at 5877 Main Street. Dr. Galie asked the Board how the requirement for parking is determined and if off site parking can be used to satisfy this requirement? The Mayor responded that parking space requirements will be reviewed by the Planning and Architectural Review Board for compliance before the project is approved.

Barbara Schuller, 32 Highland Drive, addressed the 1987 Exceptional Development Agreement which requires the current owner at 5877 Main Street to maintain fencing, shrubs and a green space barrier on Highland Drive. Ms. Schuller requested the Highland Drive entrance be closed or limited to one way, reduce the width of the driveway and reconfigure and enlarge the dumpster enclosure. Ms. Schuller submitted a list of recommendations she would like considered as the Village reviews Mr. Marinaccio's proposal for the restaurant at 5877 Main Street (attachment – page 3 and pictures 1, 1A, 2, 3 and 4).

Mr. Gary Schuller, 32 Highland Drive, submitted questions and solutions (attachment – page 4 and pictures 6, 7 and 8) regarding the right-of-way on Highland Drive that has been paved to provide additional parking. He asked that the black top be removed and the green space be restored. He also requested that the lamp post at 20 Highland be repaired and asked about paving of Highland Drive and the possibility of installing curbs when the street is resurfaced. Trustee Wutz stated curbs and sidewalks are put in at the owners expense and Highland Drive between Main and Oakgrove is scheduled to be resurfaced in 2004-05 budget year.

The Mayor requested that Dr. Galie, Mr. Arthur and Mr. & Mrs. Schuller attend the Planning and Architectural Review Board on Monday, June 2, 2003 when Marinaccio's Italian Ristorante will be in front of the Board for Architectural Review. He also asked Administrator Kuzon to give the Planning and Architectural Review Board all information, questions and pictures submitted to the Village Board this evening.

Ed Zabel, 24 Pasadena Place, asked the Village Board to encourage the Amherst Police Department to enforce all parking restrictions on Milton Street and Pasadena Place. He indicated motorist parking too close to the corners creates a hazardous condition if emergency vehicles needed to respond in this area. The Village will contact the Amherst Police Department to make them aware of his concerns.

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

Unanimously carried.

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

RESOLVED that Vouchers in the amount of \$ 163,439.75 covering the period May 8, 2003 – May 21, 2003 are approved as follows:

Payroll fund 5/4/03 – 5/17/03	\$ 28,931.08
General Fund	108,082.27
Water Fund	2,188.22
Sewer Fund	79.62
Glen Park	130.93
Trust & Agency Fund	13,022.63
Debt Service	11,005.00
Community Development	0.00
Capital Fund	0.00
Grand Total	<u>\$ 163,439.75</u>

Unanimously carried.

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

WHEREAS the current agreement between the AFSCME N.Y. Council 66, Local 1783-C and the Village of Williamsville requires that employees, after written request and approval of the Village Board, may carry over up to 5 days of earned vacation to be used in the next fiscal year, and

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WHEREAS, the attached list of employees have made written request of their earned vacation to be carried over,

NOW, THEREFORE, BE IT RESOLVED that the Village Board hereby grants their requests as submitted.

<u>Employee Name</u>	<u>Vacation Days to be carried over to 2003-2004 Fiscal Year</u>
Joyce Brewer	2
Sally A. Kuzon	5
Elaine Smith-Honan	5
Christopher R. Chase	5
Gail Jahreis	5
Deborah Habes	5
Robert A. Schick	2 ½
Douglas Washburn	5

Unanimously carried.

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

RESOLVED that the following Budget Transfers are hereby made in the General Fund:

(per attached)

Unanimously carried.

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

RESOLVED that the following Budget Transfers are hereby made in the Water Fund:

(per attached)

Unanimously carried.

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

RESOLVED that the following Budget Transfers are hereby made in the Sewer Fund:

(per attached)

Unanimously carried.

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

RESOLVED that the Mayor is hereby authorized to issue a Mayor's permit to the Amherst Museum for the purpose of suspending a banner across Main Street at the Ellicott Creek bridge for a two (2) week period from August 6 – August 16, 2003. Banner to read "Amherst Museum Scottish Festival & Highland Games; 9 a.m.-5 p.m., August 16".

Unanimously carried.

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

RESOLVED that the following Budget Transfers are hereby made in the Glen Park Fund:

(per attached)

Unanimously carried.

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

RESOLVED that Mark Utz of 201 Highland Drive is hereby appointed to the Zoning Board of Appeals until the end of the 2002-2003 official village year.

Unanimously carried.

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

RESOLVED that the Village of Williamsville Board of Trustees, acting as Fire Commissioners for the Williamsville Fire Department, hereby approves the membership of James S. Lion, Jr. of 122 Columbia Drive and Joseph M. Zaller of 1598 Wehrle Drive, to the Hutchinson Hose Company.

Unanimously carried.

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

WHEREAS, funds have been received from the New York State Emergency Management Office through the Federal Government to write an All Hazard Mitigation Plan for each of the 44 communities of Erie County, and

WHEREAS, these funds received by Erie County will be used to assist in preparing a County-Wide All Hazard Mitigation Plan, and

WHEREAS, this plan must be completed by November 2004 by all 44 municipalities, in order to comply with the Federal Mandate, in order to be eligible for FEMA funding after a federal disaster declaration,

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville Board of Trustees, on behalf of the Department of Emergency Services, is hereby authorized to complete the All-Hazard Mitigation Plan, and

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BE IT FURTHER RESOLVED, that the Village of Williamsville Board of Trustees, hereby authorizes the Erie County Department of Emergency Services to submit this draft plan on our behalf to meet the Federal Mandate of submission by November 1, 2004, and

BE IT FURTHER RESOLVED, that copies of this resolution be submitted to the Erie County Department of Emergency Services to be included in the draft All-Hazard Mitigation Plan that will be submitted to the New York State Emergency Management Office for approval.

Unanimously carried.

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

RESOLVED that pursuant to Section 11-3 of the Village Code, the Department of Public Works is hereby directed to enter upon the premise of 188 Reist Street to bring the property into compliance with Chapter 11 of the Village Code.

The cost to the Village shall be billed directly to the owner of the property pursuant to Section 11-3 of the Village Code.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, it was moved to adjourn the meeting at 8:40 p.m.

Unanimously carried.

Sally A. Kuzon
Administrator/Clerk-Treasurer