

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

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

Absent: Darlene Maple, Trustee

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

ON MOTION by Mayor Piazza, seconded by Trustee Schofield, the minutes of the regular board meeting of May 27, 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.

Carolyn Schlifke, 192 Evans St., commented that Waste Management is not source separating the recyclables at the curb when they pick them up, and wanted to know if the Village benefits from recycling. Administrator Kuzon responded that the Village receives \$10.00/ton for all recycled material collected in the Village.

Ms. Schlifke asked about the status of the swimming pools. Trustee Frese commented the Island park pool is under repair currently and that both Garrison and Island Park wading pools are scheduled to open June 30<sup>th</sup>.

She commented that perhaps the Village could contact all the candidates running in the Village Election on June 17<sup>th</sup>, to remind them that it is against Village Code to place signs in the right-of-way. Mayor Piazza asked all candidates present at the Village Board meeting tonight to remove any

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

signs placed in the right-of-way. Also, the Building Department will continue to monitor the situation.

She commented that Main Street looks very nice and thanked all responsible.

Ms. Schlifke feels the proposed development for 195 Evans Street is unacceptable as submitted. She would like to see townhouses, not condo and as many trees as possible left undisturbed.

Mary Ann Avery, 64 Garrison Road, commented that she also thinks Main Street looks very nice. She requested the Village check on a street light that is leaning at the corner of Garrison Rd. and Scott Drive. DPW to follow-up.

She inquired as to who will enforce parking during the Main Event Concert Series this summer scheduled in Island Park. The Mayor responded the Jim Kelly Enterprise, Inc. has hired off duty police officers to work during the concerts. Ms. Avery would like the parking restrictions enforced on the side streets near Island Park.

Cody White, 120 Andover Lane, asked the Board who was responsible to maintain and repair Main Street. Mayor Piazza informed Mr. White that Main Street is owned and maintained by New York State Department of Transportation.

Mary Lowther, 120 N. Ellicott St., thanked Administrator Kuzon and Anthony Grisanti from the DPW for their quick response to replacing the barrier at the end of Academy Street. The Village barrier was removed by a contractor clearing land on a lot located on Village Pointe Lane.

She asked if all expenses associated with the Main Event Concert Series is paid for by Jim Kelly Enterprises. The Mayor responded that the Village entered into a contract with Jim Kelly Enterprises Inc. for the use of Island Park, and that all financial obligations are the responsibility of that organization. In addition, the Village will receive a set amount of money after each concert.

Attorney Whissel added the Village of Williamsville is not sponsoring the event. Ms. Lowther commented that Jim Kelly Enterprises, Inc. contacted the Town of Amherst regarding this event, and commented, that although she supports the event in the Village why wasn't Bassett Park in the Town of Amherst chosen as the venue. Mayor Piazza responded that the Amherst Police felt Island park was a better site because the crowd can be contained.

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

Unanimously carried.

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

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

RESOLVED that Vouchers in the amount of \$ 270,613.30 covering the period May 22, 2003 – June 4, 2003 are approved as follows:

Payroll fund 5/22/03 – 6/4/03	\$ 27,037.12
General Fund	84,825.53
Water Fund	37,609.74
Sewer Fund	8,800.32
Glen Park	387.10
Trust & Agency Fund	11,883.46
Debt Service	92,167.50
Community Development	0.00
Capital Fund	<u>7,902.53</u>
<b>Grand Total</b>	<b><u>\$ 270,613.30</u></b>

Unanimously carried.

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

RESOLVED that the Village Reorganization meeting is hereby set for Monday, July 7, 2003 at 6:00 p.m. in the Village Activity Room, 5565 Main Street, Williamsville, New York.

Unanimously carried.

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

RESOLVED that Jeffrey C. Adrian, 137 Miller Avenue, Blasdell, New York is appointed Building Inspector Full Time in the Building Department effective immediately at an annual salary of \$45,000.00.

This appointment is made on a probationary basis as set forth by the rules and regulation of the Civil Service Law.

Unanimously carried.

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

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

WHEREAS, the Building Department has undergone several transitions over the last several months due to the hiring of both a Building Inspector and Building Clerk, and

WHEREAS, the Building Department remained responsive to and committed to the needs of both the Village residents and the commercial district in the absence of key personnel, and

WHEREAS, the day to day operations of the Building Department as well as the preparation and meeting duties relating to the Planning and Architectural Review Board and Zoning Board of Appeals were carried out during these special circumstances, without hiring any temporary personnel, and

WHEREAS, Deborah Habes, Deputy Clerk, has performed both the duties of her appointed position, and in addition offered her expertise in performing the duties necessary to provide uninterrupted service in the Building Department,

NOW, THEREFORE, IT IS RESOLVED that Deborah Habes, Deputy Clerk, be compensated \$1,000.00 for her outstanding performance and service to the Village of Williamsville during this time.

Unanimously carried.

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

WHEREAS, the Deputy Treasurer had a recent period of maternity leave of several months, and

WHEREAS, the Deputy Treasurer's office has remained responsive to and committed to the efficient and timely performance of the duties of that office, and

WHEREAS, the day to day operations of the office of the Deputy Treasurer as well as the preparation and filing of financial and other government reports were carried out during these special circumstances, without hiring any temporary personnel, and

WHEREAS, Joyce Brewer, Account Clerk, has performed both the duties of her appointed position, and in addition offered her expertise in performing the duties necessary to provide uninterrupted service in the Deputy Treasurer's office,

NOW, THEREFORE, IT IS RESOLVED that Joyce Brewer, Account Clerk, be compensated \$1,000.00 for her outstanding performance and service to the Village of Williamsville during this time.

Unanimously carried.

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

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

RESOLVED that the Village Board of Trustees hereby adopts the following findings regarding the proposed repair to the exterior brick face of the Meeting House, 5656 Main Street as set for in a letter prepared by O'Brien and Gere Engineers dated June 4, 2003.

The proposed project is considered a Type II Action in accordance with part 617 Section 617.5 (c)(1) of the State Environmental Quality Review Act; therefore, no delineation of significance is required.

“(c) the following actions are not subject to review under this part: (1) maintenance or repair involving no substantial changes in an existing structure or facility;”

Unanimously carried.

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

RESOLVED that the Village Board of Trustees of the Village of Williamsville hereby reaffirms and supports the findings of the Reconnaissance Level Survey of Historic Resources prepared by Bero Associates for the Village in 1997, reaffirms and supports the Historic Preservation Code of the Village of Williamsville adopted by Local Law in 1996, and reaffirms and supports the Master Plan 2000 of the Village of Williamsville adopted in 1998.

Unanimously carried.

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

RESOLVED that the Mayor of the Village of Williamsville is hereby authorized and directed to file an application for funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 in an amount not to exceed \$350,000, and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Village of Williamsville for the Meeting House Preservation Project and, if appropriate, a conservation easement/preservation covenant to the deed of the assisted property.

Unanimously carried.

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

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

RESOLVED that Jim Zymanek, Al Weisser, Bill Pidgeon and Mike Hannon, Williamsville Firefighters are hereby authorized to travel to NYS Fire Chiefs Conference in Syracuse, New York on June 13, 2003 for education and training, at a cost not to exceed \$250.00 to be paid by the Village of Williamsville.

Unanimously carried.

ON MOTION by Trustee Wutz, seconded by Trustee Frese, the following resolution was 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 Monday, July 14, 2003 at 7:35 p.m. in Village Hall, 5565 Main Street, Williamsville, New York for the purpose of holding a hearing on a request for an Exceptional Development Permit which has been requested by Bruce Benson and Ciminelli Development Co., Inc. as required by Section 28-7(D) of the Village Code.

Unanimously carried.

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

WHEREAS, the Town of Amherst Fire Chiefs' Radio Committee and the Town of Amherst Central Fire Alarm Office have expressed an interest in having a secondary two-way system with a voting receiver at 5565 Main Street; and

WHEREAS, the location of such a system would facilitate the expansion of the existing UHF Radio Repeater System from a single point two-way system to a primary and secondary two-way system; and

WHEREAS, the Village of Williamsville has been requested to provide floor space for the UHF Radio Repeater Base Station together with the necessary antenna and cabling on its one hundred (100) foot tower together with a one hundred ten (110) volt electric power source for the radio equipment; and

WHEREAS, the amount of floor space required would be approximately thirty (30) inches in width by thirty (30) inches in depth by seventy-two (72) inches in height; and

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

WHEREAS, the Town of Amherst Central Fire Alarm Office has caused the County of Erie Department of Emergency Services to examine the radio tower located at 5565 Main Street and the Department of Emergency Services has concluded that the addition of the repeater antenna would not exceed the tower's loading requirements and the UHF Radio Repeater System would not interfere with the existing radio systems;

NOW, THEREFORE, IT IS RESOLVED that the Village of Williamsville authorizes the Town of Amherst Central Fire Alarm Office exclusive use of floor space of thirty (30) inches by thirty (30) inches by seventy-two (72) inches together with antenna space and electrical power to accommodate the installation of the secondary two-way radio repeater system as requested and that the location of the allocated floor space at 5565 Main Street be determined by the unanimous agreement of the Fire Chief of the Williamsville Fire Department and the Mayor of the Village of Williamsville; with the cost of installation and cabling and antenna placement to be at the expense of the Town of Amherst Central Fire Alarm Office.

Unanimously carried.

ON MOTION by Trustee Frese, 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 premises of 114 Hirschfield Drive 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 Trustee Schofield, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that the following individuals are hereby appointed Recreation Attendants full-time for the 2003 summer season:

<u>NAME</u>	<u>ADDRESS</u>	<u>RATE</u>
Jeremy Murray	164 Ranch Trail, Williamsville NY 14221	\$7.00/hr
Garrett Turesky	451 Casey Road, E. Amherst NY 14051	\$7.00/hr
Anthony Maritato	8195 Lisa Lane, E. Amherst NY 14051	\$7.00/hr

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

Danielle Daluisio	53 Erie Street, Lancaster NY 14086	\$7.00/hr
Sara Meka	379 Berryman Drive, Amherst NY 14226	\$7.00/hr
Katherine Wallace	198 North Long Street, Williamsville NY 14221	\$7.00/hr
Kate Whitlock	770 Maple Road, Apt. 12B, Williamsville 14221	\$7.25/hr

Unanimously carried.

ON MOTION by Trustee Schofield, seconded by Trustee Frese, 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 September 15 – 28, 2003. Banner to read "Amherst Museum Harvest Festival & Craft Show; September 27-28; 10 a.m.-5 p.m."

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, it was moved to adjourn to Executive Session at 8:15 p.m.

Unanimously carried.

ON MOTION by Trustee Wutz, seconded by Trustee Frese, it was moved to close Executive Session at 8:35 p.m.

Unanimously carried.

ON MOTION by Trustee Wutz, seconded by Trustee Frese, it was moved to return to the regular agenda at 8:36 p.m.

Unanimously carried.

**Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, June 9, 2003 at 7:30 p.m.**

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, it was moved to adjourn the meeting at 8:43 p.m.

Unanimously carried.

Sally A. Kuzon  
Administrator/Clerk-Treasurer