

Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, March 8, 2004 at 7:30 p.m.

Present: F. Ray Hazlett, Mayor
Mary E. Lowther, Deputy Mayor
Joseph P. Frese, Trustee
Ronald W. Daniels, Trustee
Carol Descutner, Trustee

Sally A. Kuzon, Administrator/Clerk-Treasurer
Lynda L. Juul, Deputy Treasurer
Michael Parker, Dept. of Public Works

Excused: J. Michael Hayes, Village Attorney

The meeting was opened at 7:30 p.m. with the Pledge of Allegiance led by Trustee Frese.

ON MOTION by Mayor Hazlett, seconded by Trustee Daniels, the minutes of the regular meeting of February 23, 2004 are hereby approved.

Unanimously carried.

ON MOTION by Mayor Hazlett, seconded by Trustee Lowther, the minutes of the Public Hearing of February 23, 2004 are hereby approved.

Unanimously carried.

At 7:35 p.m., a public hearing was opened by Mayor Hazlett for the purpose of hearing all persons interested in discussing the proposed **2004 – 2005 General Fund, Glen Park Activities Fund and Debt Service Fund Budgets**. The public hearing was closed at 7:42 p.m.

Unanimously carried.

At 7:43 p.m. a public hearing was opened by Mayor Hazlett for the purpose of hearing all persons interested in discussing the proposed **2004 – 2005 Sewer Fund Budget and Sewer Rent Rates**. The public hearing was closed at 7:45 p.m.

Unanimously carried.

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At 7:46 p.m. a public hearing was opened by Mayor Hazlett for the purpose of hearing all persons interested in discussing the proposed *2004 – 2005 Water Fund Budget*. The public hearing was closed at 7:47 p.m.

Unanimously carried.

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

Unanimously carried.

The following persons appeared and spoke personally:

Hilda Hui, 49 N. Union Rd., spoke in opposition to Delta Sonic building a car wash at Main St. and S. Union Rd. She believes the Board will review the proposal and realize this project does not belong in the Village and by denying this project they will maintain and preserve the quality of life that Village residents embrace.

Don Helenbrook, 45 N. Union Rd., spoke in opposition of the proposed Delta Sonic car wash. He feels this will add a large number of cars to an already congested intersection. He also added that there is a creek that runs under this property.

Mary Carr, 100 Orchard Place, inquired about the next procedure that the Village or Delta Sonic must take in this process. Trustee Daniels responded that it appears this proposal will require an Exceptional Development approval by the Village Board of Trustees. She inquired as to whether the Village Board will adopt a resolution stating they are against a Delta Sonic being built at that corner. Mayor Hazlett commented the Board of Trustees will go through a process which will include public hearings, where all opinions can be heard. The Board throughout this process will take action to promote the health, safety and welfare of the residents of the Village.

Mary Ann Avery, 64 Garrison Rd., asked the Board what type of information the Village has received regarding the County closing Erie Community College North Campus. Trustee Lowther responded that the Mayor will be meeting with County Executive Giambra on March 9, 2004 to address several issues and will also include this in his conversation. Ms. Avery feels that re-developing this area will have a dramatic increase in traffic south of Main Street in the Village.

Mary Carr, 100 Orchard Place, asked the Board to remind Village residents to abide by the code when emptying swimming pools, and asked if there is a time limit restriction placed on a homeowner to complete a remodeling job. The Board responded that a homeowner has 1 year to complete a job and is also entitled to a one-year extension, which allows a total of two years to complete the project.

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

Unanimously carried.

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

RESOLVED that Vouchers in the amount of \$147,899.58 covering the period February 19, 2004 – March 3, 2004 are approved as follows:

Payroll fund 2/9/04 – 2/22/04	\$32,886.53
Vouchers covering 2/19/04 – 3/3/04	
General Fund	\$32,578.48
Water Fund	38,801.59
Sewer Fund	6,316.09
Glen Park Fund	60.23
Trust & Agency Fund	12,245.41
Debt Service	20,811.25
Community Development	0.00
Capital Fund	4,200.00
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	\$115,013.05
Grand Total:	<u>\$147,899.58</u>

Unanimously carried.

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

RESOLVED that the following reallocation of revenue is made for the sale of a surplus fire truck to capital reserve as per the original purchase plan:

Increase 001-0001-2665 -- Sale of Equipment \$18,000.00.

Increase 001-3410-2040 – Capital Reserve – Fire Trucks \$18,000.00.

Unanimously carried.

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ON MOTION by Mayor Hazlett, seconded by Trustee Descutner, the following resolution was adopted:

RESOLVED that the Village Board hereby approves the Volunteer Firefighters Service Award Program list of all 2003 active volunteer firefighters for the Village of Williamsville and hereby authorizes the Mayor to sign the authorization for Penflex, Inc. to use the data submitted for the 2003 records.

Hazlett - Yes; Descutner – Yes; Lowther – Yes; Daniels – Yes; Frese –Abstained.

Motion approved. 4 – 0.

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

RESOLVED that the Village Administrator publish notice of a Public Hearing to be held by the Board of Trustees of the Village of Williamsville on Monday, April 12, 2004 at 7:35p.m. in Village Hall, 5565 Main Street, Williamsville, NY, for the purpose of hearing all persons interested in discussing a request for an **Exceptional Development Permit** which has been submitted by applicant's architects of record, DeanSutton Architects, LLP, for a proposed project at **Christian Central Academy at 39 Academy Street**, as required by Section 28-7(D) of the Village Code.

Unanimously carried.

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

RESOLVED that the following budget transfer is being made in the General Fund to reallocate sweeper repairs to the purchase of a new sweeper:

FROM

*001-8170-4160 (St Cleaning Repairs) \$17,000.00
001-8170-4260 (St. Clean/Maint.Supp.) 500.00*

TO

001-5010-2040 (St. Admin. Cap. Res.) \$17,500.00

Unanimously carried.

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

RESOLVED that the following list of outstanding Justice Court checks, which remain uncashed, are hereby returned to the General Fund revenue:

<u>CHECK #</u>	<u>PAYEE</u>	<u>CHECK DATE</u>	<u>CASE/TICKET#</u>	<u>AMOUNT</u>
450	Tanya E. Carr	5/10/2001	1020006	\$ 5.00
470	Ethel Kuczicki	6/11/2001	1050123	\$ 5.00
497	Moses Hyman, Jr.	9/20/2001	64216	\$ 5.00
530	Krisitn Diamond	2/27/2002	2020011	\$ 5.00
537	Marsha C. Slaughter	3/11/2002	2010064	\$ 2.00
561	Carmen Maldonado	7/12/2002	2030132	\$ 7.50
608	Christopher Storfer	3/28/2003	3030114	<u>\$ 7.50</u>
			TOTAL	\$37.00

Unanimously carried.

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

RESOLVED that the Village Administrator publish notice of a Public Hearing to be held by the Board of Trustees of the Village of Williamsville on Monday, April 12, 2004 at 7:40 p.m. at Village Hall, 5565 Main Street, Williamsville, NY for the purpose of hearing all persons interested in discussing an amendment to Chapter 78 of the Sewer Code for sewer rent charges.

Unanimously carried.

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

Unanimously carried.

SALLY A. KUZON
Administrator

