

Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, September 27, 2004 at 7:30 p.m.

The meeting was opened at 7:32 p.m. with the Pledge of Allegiance led by Trustee Seamans.

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

Sally A. Kuzon, Administrator/Clerk-Treasurer
Lynda J. Juul, Deputy Treasurer
J. Michael Hayes, Village Attorney
Michael Parker, DPW

Village Justice Jeffrey Voelkl was present to swear in Trustee Joan Seamans.

ON MOTION by Mayor Hazlett, seconded by Trustee Lowther, the minutes of the regular meeting of September 27, 2004 are hereby approved.

Unanimously carried.

ON MOTION by Mayor Hazlett, seconded by Trustee Frese, the minutes of the Public Hearing of September 27, 2004 are hereby approved.

Unanimously carried.

ON MOTION by Mayor Hazlett, seconded by Trustee Frese, it was moved to open the Public Hearing for the addition of *Chapter 115 - Engineering Cost Recovery* to the Village Code at 7:34pm.

Unanimously carried.

ON MOTION by Mayor Hazlett, seconded by Trustee Frese, it was moved to close the Public Hearing at 7:39pm.

Unanimously carried.

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

Unanimously carried.

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The following persons spoke:

Peter Warn, 225 Lehn Springs Dr., discussed the success of dog parks in Syracuse and Rochester. Trustee Frese requested Mr. Warn give him the dog park location in Syracuse.

Elfrida Orłowski, 630 Kings Highway, spoke in favor of dog parks as a meeting place for people with the same interests.

Vicky Lattin, 64 S. Cayuga Rd., spoke in opposition to the removal of trees along Main Street.

Thomas Frank, 225 C Evans Rd., volunteered to be on the Steering Committee for the Greater Buffalo-Niagara Regional Transportation Council.

John Orłowski, 630 Kings Highway, spoke in support of the dog park and felt individuals using the park encourage dog owners to clean up after their dogs.

Jeffrey Voelkl, 118 N. Long St., felt that the proposed Walgreens at Main and S. Union Rd. would be a better use of the property than the original Delta Sonic car wash proposal. He also hopes the Board will remain steadfast in defending N. Long Street residents and the integrity of the stream at the rear of their properties when considering the Walgreen proposal. Mr. Voelkl thanked the Board for their efforts in the study of trees in the Village.

Hilda Hui, 49 N. Union Rd., asked the Board to request Delta Sonic withdraw their proposed development at Main St. and S. Union Rd. Attorney Hayes explained that they intend to suspend the proposed action.

Mary Ann Avery, 64 Garrison Rd., asked when the topcoat will be applied to the streets paved this summer. The Administrator responded that the contractor will complete that work in approximately 2 weeks. Ms. Avery also was informed that Mike Parker from the DPW will contact National Fuel Gas to restore the concrete sidewalks they dug up on Park Drive during a repair to the gas line.

Patrick MacDiarmid, 157 Los Robles, spoke in favor of a dog park in the Village for residents and dogs to recreate.

Carolyn Schlifke, 192 Evans Street, feels that cities the size of Rochester and Syracuse cannot be compared to our one square mile village when considering a dog park.

Andrew McDonald, 31 Windgate Dr., spoke in favor of a dog park.

Chuck Akers, 170 S. Cayuga Rd., informed the Board that according to the NYS Agriculture Dept. statistics there are 1,000 dogs within the Village, and the premise to create a dog park is that it will be at no cost to Village residents.

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ON MOTION by Mayor Hazlett, seconded by Trustee Frese, it was moved to close the public participation portion of the meeting and return to the regular agenda.

Unanimously carried.

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

RESOLVED that Vouchers in the amount of \$260,350.98 covering the period September 8, 2004 – September 21, 2004 are approved as follows:

Payroll fund 9/6/04 – 9/19/04	\$31,963.73
Vouchers covering 9/8/04 – 9/21/04	
General Fund	14,651.36
Water Fund	836.19
Sewer Fund	8,890.69
Glen Park Fund	260.15
Trust & Agency Fund	13,132.60
Debt Service	162,287.65
Community Development	0.00
Capital Fund	28,328.61
	<u>228,387.25</u>
Grand Total:	<u>\$260,350.98</u>

Unanimously carried.

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

RESOLVED that the Village Board of the Village of Williamsville is hereby designated as “Lead Agency” for the review under the State Environmental Quality Review Act (SEQRA) for the proposed Delta Sonic Car Wash located proximate to the intersection of Main Street and Union Road in the Village of Williamsville, County of Erie and State of New York. The project is classified as an “unlisted action”. The Village Administrator, assisted by the Engineer of Record, shall notify all involved parties.

Unanimously carried.

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

RESOLVED that Deborah A. Habes is hereby appointed Deputy Registrar until the end of the 2004-2005 official year.

Unanimously carried.

ON MOTION by Trustee Lowther, seconded by Trustee Daniels, the following motion was adopted:

RESOLVED that Lisa Fessard of 54 Cadman Dr., Williamsville, NY is hereby appointed Chairperson of the Parks Committee until the end of the 2004-2005 official year.

Unanimously carried.

ON MOTION by Trustee Lowther, seconded by Trustee Frese, it was moved to remove from the table the motion from the Village Board meeting of September 13, 2004 regarding designation of a Village Flower.

Unanimously carried.

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

WHEREAS the beautification of the Village of Williamsville is a high priority for the Village Board, and

WHEREAS it has been suggested that a Village Flower be named, and

INASMUCH as several worthy floral species have been suggested, including, but not limited to Rose of Sharon, peony, lilac, daylily, and hydrangea,

THEREFORE, in an effort acknowledging the intrinsic beauty of all flowers,

BE IT RESOLVED that a specific flowering plant will annually be named as a the Village Flower to be featured in municipal planting and highlighted wherever appropriate throughout the year, and

FURTHER RESOLVED that the Rose of Sharon be named the Village Flower for the year 2005.

Unanimously carried.

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

WHEREAS, the Village Administrator has advertised for sealed bids for the Main Street Lighting Project, Contract No. 14, and

WHEREAS, the sealed bids were opened on September 15, 2004 at 2:00 p.m. in Village Hall, and

WHEREAS, O'Connell Electric Company submitted the low bid meeting all specifications,

NOW, THEREFORE, BE IT RESOLVED that the contract for the Main Street Lighting Project, Contract No. 14, is hereby awarded to O'Connell Electric Company for their low bid of \$55,782.00.

Unanimously carried.

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

RESOLVED that the Mayor is authorized to sign a Pfohl Site Settlement Agreement between the Village of Williamsville and the Pfohl Brothers Landfill Site Steering Committee.

Unanimously carried.

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

WHEREAS, the Water Tower and Pump house located at 80 Rinewalt Street were built in the Village of Williamsville in 1966, and

WHEREAS, since 1966 several water infrastructure improvement projects have been completed, including but not limited to the replacement of distribution mains, transmission mains, valves and hydrants, thus improving water service to residents and businesses throughout the Village, and

WHEREAS, the Rinewalt Street water tower and pump house have been taken out of service,

THEREFORE BE IT RESVOLVED that the water tower and pump house located at 80 Rinewalt Street in the Village of Williamsville are hereby declared surplus, and

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FURTHER RESOLVED that the Administrator is hereby directed to have both structures demolished effective immediately.

Unanimously carried.

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

RESOLVED that the addition of Engineering Cost Recovery to the Village of Williamsville code, which was the subject of a public hearing this evening, is hereby adopted.

Unanimously carried.

ON MOTION by Trustee Seamans, seconded by Trustee Daniels, the following motion was proposed:

RESOLVED that the following Department of Public Works equipment is declared surplus property:

One AMMCO lift 9,000 lb capacity
Model: A0-9 Rev 2
S/N: P000010408

FURTHER RESOLVED that the Administrator is authorized to advertise for sealed bids to be opened October 20, 2004 at 9:00am in the Village Clerk's Office

Unanimously carried.

ON MOTION by Trustee Frese, seconded by Trustee Seamans, it was moved to adjourn the meeting at 8:48pm

Unanimously carried.

Sally A. Kuzon
Administrator