

Minutes of the Regular Meeting of the Village of Williamsville Board of Trustees held in Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, September 12, 2005 at 7:30 p.m.

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

Present: Mary E. Lowther, Mayor
Basil J. Piazza, Trustee
Ronald W. Daniels, Trustee
Brian J. Geary, Trustee
Richard P. Sweeney, Trustee

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

ON MOTION by Mayor Lowther, seconded by Trustee Daniels, it was moved to approve the minutes of the regular meeting held on August 22, 2005 as submitted.

Unanimously carried.

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

Unanimously carried.

The following members of the audience addressed the Board:

Hilde Hui, 49 N. Union Rd. - Mrs. Hui congratulated the new Village Board members and the Mayor. She asked what the status is of Main & Union. Mayor Lowther responded that the resolution on the agenda tonight regarding the SEQR process is being tabled until we get an opinion in writing from our engineer of record. Mrs. Hui asked if the project is still being proposed as a Walgreen's Pharmacy and retail space; the Village Board believes this is true, but hasn't been presented with any further plans.

Lisa Fessard, 54 Cadman Dr. - Mrs. Fessard stated she heard that Mayer Brothers is interested in the mill. She is totally in favor of this since they would keep the mill as it is. She would love to see them purchase the mill. Trustee Daniels stated that he toured the mill with the Mayer Brothers representative a couple of weeks ago. Mr. Mayer is very much into historic preservation issues. He has plans that may or may not work out. He has expressed interest in it, but he did not respond to the original Request For Expressions of Interest that was put out, so it will take more exploration. It doesn't eliminate this as a possibility. Trustee Daniels also reported that Mr. Mayer would like to have the sluiceway working and have an actual working production site. There are a lot of questions before anything can happen.

Larry Brenton, 31 Monroe Dr. - Mr. Brenton informed the Village Board that he believes the WNY Railway Society is under compliance with the cobblestones down at the depot. He is not a principal in the Railway Society, but does want preservation of the depot. According to the Building Dept., they are

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in compliance. They have also cleaned up a great deal of terrible mess down at the site through brief, limited cooperation from the DPW. They cleaned up railroad ties that they cut in half. That has also occurred through Trustee Daniels and the Village Justice through community service. Mr. Brenton stated that the bigger picture is the Village. He feels this Village Board is composed of the best people that could ever be on it. He is very happy with this Board. However, they need to think beyond the box. One thing is street paving. When Mr. Brenton was on the Village Board, he was highly criticized for the amount of money that was put into street paving. At that point, paving was not put into bonding. One other thing he did at that time, was to go into a mutual cooperative agreement with the Town of Amherst (approved by both boards), whereby the Town would pave the Village roads with Village instruction. He is proposing tonight, in his final meeting with us this year, that the Board considers that the streets are dissolving faster than we are paving them. They used to aim for a mile a year for paving. You can't fear take-over by the Town. The other thing is that he thinks the DPW needs to be more autonomous. It needs to function more on the basis of a Department Head calling the shots without having to talk to the Village Administrator. Mr. Brenton stated that he ran the DPW for 8 months when the head of the DPW left, so he is not unfamiliar with that territory. The head of the DPW needs to be allowed to function more on his own. You spend within your budget, and that's it. Trustee Daniels thanked Mr. Brenton for the work he did on the depot. He asked the residents to go back there if they haven't. Mr. Brenton and a couple of others worked all summer installing cobblestones that Mr. Brenton was able to rescue. Mayor Lowther also thanked him. She said it looks absolutely fabulous.

Shawn Michel, 54 Garden Parkway - Mr. Michel asked about the work to be done on Garden Parkway. Administrator Kuzon stated that we took bids, which were determined by the Board to be thrown out, and will be re-bid during the winter. Mayor Lowther stated it is definitely on the agenda and will be done.

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

Unanimously carried.

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

RESOLVED, that the following budget transfers are hereby made to the **General Fund for the 2005 – 2006** fiscal year:

To:	001-7540 4450 (Williamsville Water Mill – Misc.)	\$11,004.00
From:	001-7540-4160 (Williamsville Water Mill – Building Repairs)	\$7,804.00
From:	001-7540-4070 (Williamsville Water Mill – Utilities)	\$ 3,200.00
To:	001-3620-4450 (Safety Inspection - Misc.)	\$53.00
From:	001-1620-2010 (Buildings – Computer Equipment)	\$53.00

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To:	001-1411-4450 (Records Management - Misc.)	\$55.00
From:	001-1411-4010 (Records Management – Office supplies)	\$55.00
To:	001-5110-4450 (Street Maintenance –Misc.)	\$403.80
From:	001-5110-1000 (Street Maintenance – Personal Services)	\$403.80
To:	001-7110-4450 (Parks – Misc.)	\$130.00
From:	001-7110-4350 (Parks – Pool Supplies)	\$130.00
To:	001-8140-1000 (Storm Sewer – Personal Services)	\$133.00
To:	001-8170-1000 (Street Cleaning – Personal Services)	\$140.00
To:	001-8510-1000 (Community Beautification – Personal Services)	\$286.00
To:	001-8510-1001 (Community Beautification – Personal Services – Overtime)	\$143.00
From:	001-5110-1000 (Street Maintenance – Personal Services)	\$559.00
From:	001-5110-1001 (Street Maintenance – Personal Services – Overtime)	\$143.00

Unanimously carried.

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

RESOLVED, that payroll and vouchers in the amount of \$323,218.70, covering the period from August 8, 2005 to September 6, 2005, are approved as follows:

Payroll covering: 8/8/05 – 8/21/05 **\$32,648.01**

Payroll covering: 8/22/05 – 9/4/05 **\$27,282.35**

Vouchers covering: 8/17/05 – 9/6/05:

General Fund	\$48,063.10
Water Fund	\$48,241.39
Sewer Fund	\$1,709.49
Glen Park Fund	\$268.64
Trust & Agency Fund	\$25,107.10
Debt Service	\$118,261.25
Community Development	\$0.00
Capital Fund	\$21,637.37
	<u>\$262,288.34</u>

Grand Total: **\$323,218.70**

Unanimously carried.

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

RESOLVED, that Gail Jahreis and Antonia Canazzi of the Village Justice Court are hereby authorized to attend the 25th Annual Conference of the New York State Association of Magistrates Court Clerks to be held on September 26, 2005 and September 27, 2005 at Niagara Falls, New York at a cost not to exceed \$225.00 to be paid by the Village of Williamsville.

Unanimously carried.

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

RESOLVED, that the following Village residents are hereby appointed to the *Beautification Committee* until the end of the **2005 – 2006** official Village year:

Omar Jensen, 47 Wellington Ct., Williamsville, New York
Ruth Grieser, 44 Wellington Ct., Williamsville, New York

Unanimously carried.

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

RESOLVED, that the following budget transfer is made in the *Glen Park Joint Board fund for the 2005-2006* fiscal year:

From: 009-7141-2010 (Glen Park - Capital Improvement)	\$3,106.00
To: 009-7141-1000 (Personal Services)	\$2,885.00
009-9030-8000 (Social Security)	\$ 221.00

Unanimously carried.

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

WHEREAS, the Village Administrator has advertised for competitive bids for *Contract No. 15 – Infrastructure Improvements – 2005*, and

WHEREAS, bids were opened on Wednesday, August 24, 2005 at 9:00 a.m., and

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WHEREAS, the Village Board of Trustees has the right to reject any and all bids.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees hereby rejects any and all bids submitted for *Contract No. 15 – Infrastructure Improvements – 2005*

Unanimously carried.

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

WHEREAS, the Village of Williamsville has instituted a 5 Year Capital Plan for Infrastructure Improvements, and

WHEREAS, the Village of Williamsville proposes to resurface various streets throughout the Village as part of this plan, and

WHEREAS, the County of Erie has competitively bid the materials and labor to resurface roadways throughout this County, which also satisfies all competitive bidding requirements for the Village of Williamsville as outlined in the NYS General Municipal Law.

NOW, THEREFORE, BE IT RESOLVED, that the contract for resurfacing of various Village streets is hereby awarded to Occhino Corp. for a total cost not to exceed \$152,952.00 as per their proposal dated September 7, 2005.

Unanimously carried.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice of a public hearing to be held by the Historic Preservation Commission on October 11, 2005 at 5:35 p.m. in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in discussing the proposed designation of 60 E. Spring St. and 80 E. Spring St. as local historic landmarks.

Unanimously carried.

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

RESOLVED, that *RBC Dain Rauscher, 677 Broadway, Albany, New York, David M. Rogers, Financial Consultant*, is hereby retained as Fiduciary for the Village of Williamsville's **Firemen's Length of Service Award Program (LOSAP)**. The Fiduciary is authorized to manage the funds in the LOSAP portfolio and to accept, hold, invest, and reinvest said funds entrusted into its care for the furtherance of said program.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Daniels, it was moved to adjourn the meeting at 8:25 p.m.

Unanimously carried.

SALLY A. KUZON
Administrator/Clerk-Treasurer