

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, August 14, 2006 at 7:30 p.m.

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

Present: Mary E. Lowther, Mayor
Beatrice A. Slick, Trustee
Richard P. Sweeney, Trustee
Basil J. Piazza, Trustee
Brian J. Geary, Trustee

Sally A. Kuzon, Administrator/Clerk-Treasurer
Deborah A. Habes, Deputy Clerk
R. Scott DeLuca, Village Attorney
Michael Parker, DPW Crew Chief

Excused: Lynda J. Juul, Deputy-Treasurer

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on July 24, 2006, as submitted.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to open the public hearing at 7:35 p.m.

Unanimously carried.

A public hearing was held to hear all persons interested in discussing the replacement of Chapter 84 (Signs) with a new Sign Code.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to close the public hearing at 7:43 p.m.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to suspend the rules to open the public participation portion of the meeting.

Unanimously carried

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The following members of the audience addressed the Board:

Larry Brenton, 31 Monroe Dr. – Mr. Brenton said he is disappointed with the way the right-of-way is kept along Main Street. Since the Taste of Williamsville proceeds go back to the business community, they should be using it to maintain a weed-free area between the sidewalks and the street. He said the spaces between the Unilock pavers are loaded with weeds. They need to be made to look beautiful. He said that when he was mayor years ago, he wanted to see the Village look like Niagara on the Lake. He wants the Board to address the subject of making the businesses take care of the Unilock pavers. The community does not look good. He said the metal tree grates that were installed along Main Street when he was mayor, were given to the Village of Akron and they look beautiful there. He asked the Board to consider this in the budget next year. There is no reason why the tree wells and pavers in front of Village Hall, the library and Town Hall can't be maintained properly. Then no one can point their finger at us. Trustee Piazza said that the money collected from the Taste of Williamsville event goes to the Village Preservation Foundation for the flower pots along Main Street. Mr. Brenton said that years ago \$5,000 was the amount that went back to the Village for beautification projects. He doesn't think there is \$5,000 worth of beautification work going back to Main Street today.

Tom Frank, 225C Evans St. – Mr. Frank said that the NYS Power Authority is having a special meeting on Thursday to talk about the project boundaries, even though the study that was done admits that they have a problem. He gave the Board a copy of the most recent resolution by the Town of Amherst for the Niagara Greenway. He said the Village has to get its act together to work with Supervisor Satish Mohan. If we play our cards right we won't have to pay for the repair of the walls on the creek. A wall has fallen into Ellicott Creek which is a tributary of the Niagara River. There are 11 municipalities along the creek. He gave a copy of a letter to the Administrator to copy and give to the Board. The meeting will be Aug. 17th. The purpose of the meeting is to come up with a solution to stabilize and restore the creek. Ellicott Creek is the central drainage canal for the Town of Amherst, but it also affects all the storm sewer receivers all over the town.

Larry Brenton, 31 Monroe Dr. – Mr. Brenton said he laid cobblestones at the Lehigh train station. The cobblestones are his and he donated them to the train station. Some cobblestones were stored at the DPW and some that were hidden at DPW along with some railroad ties have disappeared. He alleges the stones were ground up and given away. He can't believe that anyone would do that. He thinks it must have come from the higher ups that ordered this to be done. Right now there is a pile of cobblestones in the DPW work yard that is covered by a canvas tarp and he wants assurance that they will not be ground up. If the DPW finds that it is a problem, he wants the Village to inform him if anything is going to be done with them. He asked that the Village tell him now and he will remove them. If something happens to them while he is in Arizona for 9 months, he will take further action. He asked if he could leave a contact phone number so that if the cobblestones need to be removed the Village can inform him. Trustee Piazza wanted to know if the cobblestones will be used next year. Mr. Brenton doesn't know. He has nothing to do with the hierarchy of the Railroad Society.

Carolyn Schlifke, 192 Evans St. – Ms. Schlifke said she agrees with Mr. Brenton on the appearance of Main St. She is frustrated with the empty spaces where trees used to be. They are full of weeds. She has pulled them out herself on several occasions. Some of the businesses take care of these areas, but most do not. She thinks that the appearance of Main St. is going downhill. She said that due to some redecorating this year, she discovered that she was past due in paying her Village tax bill. In 54 years

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

RESOLVED, that the following resolution be adopted as follows:

WHEREAS, the Village Administrator has advertised for sealed bids for *Infrastructure Improvements, 2006 - Contract No. 17B, Waterline Improvements – Farber Lane*; and

WHEREAS, the sealed bids were opened on August 11, 2006 at 2:00 P.M. in Village Hall, 5565 Main Street, Williamsville, New York; and

WHEREAS, *C. Destro Development Co.* submitted the low bid meeting all specifications;

NOW, THEREFORE, BE IT RESOLVED, that the contract for *Infrastructure*

Improvements, 2006 - Contract No. 17B, Waterline Improvements – Farber Lane, is hereby awarded to *C. Destro Development Co.* for their low bid of **\$418,450.00**.

Unanimously carried.

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

RESOLVED, that Mary E. Lowther, as Mayor of the Village of Williamsville, or her successor in office, is hereby authorized and directed to file an application for the *2005 Small Community Cost-Share Grant* for a total project amount of \$10,800, with matching funds not to exceed \$6,800, and upon approval of said request, to enter into and execute a project agreement with the New York State Department of Environmental Conservation for such financial assistance to this Village of Williamsville. This resolution amends the original resolution adopted October 24, 2005.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Slick, it was moved to adjourn to Executive Session to discuss a contractual matter at 8:32 p.m.

Unanimously carried.

ON MOTION by Trustee Piazza, seconded by Trustee Geary, it was moved to close the Executive Session at 9:10 p.m.

Unanimously carried.

ON MOTION by Trustee Piazza, seconded by Trustee Slick, it was moved to return to the regular agenda at 9:11 p.m.

Unanimously carried.

ON MOTION by Trustee Piazza, seconded by Mayor Lowther, it was moved to go off the regular agenda at 9:12 p.m.

Unanimously carried.

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

WHEREAS, the Village of Williamsville currently employs one individual in the competitive civil service position of Code Enforcement Officer; and

WHEREAS, the Village has received notification from the individual currently holding the civil service position of Code Enforcement Officer that he will voluntarily resign his position as Code Enforcement Officer effective August 18, 2006; and

WHEREAS, the Village has determined that the functions performed by the Code Enforcement Officer can be performed more economically if they were consolidated and contracted to a private firm that performs such services;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville hereby accepts the voluntary resignation of the individual currently holding the competitive civil service position of Code Enforcement Officer, effective August 18, 2006; and

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BE IT FURTHER RESOLVED, that the competitive civil service position of Code

Enforcement Officer for the Village of Williamsville shall be abolished effective Friday, August 18, 2006.

Unanimously carried.

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

WHEREAS, the Village Administrator has requested proposals from engineering firms to perform certain engineering and code inspection services within the Village of Williamsville; and

WHEREAS, the proposals received by the village Administrator have been opened and reviewed by the Village Administrator and the Village Board of Trustees at Village Hall, 5565 Main Street, Williamsville, New York; and

WHEREAS, CRA Infrastructure & Engineering, Inc. submitted a proposal satisfying all of the requirements for the engineering and code inspection services to be performed;

NOW, THEREFORE, BE IT RESOLVED, that an agreement for certain engineering and code inspection services is hereby awarded to CRA Infrastructure & Engineering, Inc. for their proposal of \$600.00 per week; and

BE IT FURTHER RESOLVED, that the Mayor of the Village of Williamsville is hereby authorized to execute an agreement between the Village and CRA Infrastructure & Engineering, Inc. relative to said agreement.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to return to the regular agenda at 9:13 p.m.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Slick, it was moved to adjourn the regular meeting at 9:14 p.m.

Unanimously carried.

SALLY A. KUZON
Administrator/Clerk-Treasurer

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