

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, October 23, 2006 at 7:30 p.m.

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

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

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

ON MOTION by Mayor Lowther, seconded by Trustee Slick, it was moved to approve the minutes of the regular meeting held on October 10, 2006, as submitted.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the public hearing held on October 10, 2006, as submitted.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Slick, it was moved to approve the minutes of the special meeting held on October 20, 2006, as submitted.

Unanimously carried

ON MOTION by Mayor Lowther, seconded by Trustee Sweeney, 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 proposed addition of Chapter 63 (Newspaper Boxes and Periodical Boxes) to the Village Code.

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ON MOTION by Mayor Lowther, seconded by Trustee Sweeney, it was moved to close the public hearing at 7:42 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

The following members of the audience addressed the Board:

Carolyn Schlifke, 192 Evans Street - Mrs. Schlifke stated that for the first time that she is happy that she lives on Evans Street. They were without power for only 1 ½ days. The street was plowed when they got up in the morning. They had many trees down, but the brush has been picked up twice. Saturday morning, 10 boy scouts arrived in her back yard and dragged out what they could. Frank Mischler lives next door to her and is a boy scout leader, and sent his scouts over. The signal at Evans & Essjay was out longer than the power, as was the signal at Main & Evans. They fared very well. She has a paper sent to her from a niece in Colorado. It's a list of things you should have during an emergency. It would be good to distribute to the residents. Mrs. Schlifke thanked everyone who worked very hard. Her brush was picked up by Lewiston, and Ohio was trimming branches off the wires. She stated that the Village looks pretty good compared to a lot of other areas she's been too. She publicly thanked everyone.

Vic Paquet, 43 Howard Ave. - Mr. Paquet also commented on what a fantastic job the Village did in handling the debris. His street has also been picked up twice. A friend of his on Walton in the Town just got their electric back, and brush was picked up for the first time today. He asked what the Village did to make things run so smoothly.

Mayor Lowther stated that when the storm hit, it was determined that we needed help by Saturday. Our Village Engineer, Bob Lannon, suggested to our Administrator and DPW that we get some help from the Town of Lewiston, where he is also the Town Engineer. We had the Towns of Lewiston, Porter and Niagara to help. They were ready to come on Saturday night, but had to wait until Sunday morning due to the downed power lines. It was hard because we're small with narrow streets and an enormous tree canopy. It was also easy because we are small enough and hands on enough to get forces larger than our own DPW to assist us. Everyone worked together, with all the other resources out there (Town, County, State, etc.). She feels we are so far ahead of other communities because we had all this help. We worked with the Town and the County, and our Disaster Coordinator and Fire Chief Jim Zymanek. We fed the workers each day. We arranged with local restaurants to get them fed and rested. DiCamillo's donated a whole days worth of food. We also worked with Sorrentino's, Village Desserts, and Charlie the Butcher. The staff at Village Hall was phenomenal. Everyone showed up for work on Monday morning with only partial power at Village Hall. They got the phones and computers up and ran a payroll, as well as did a mailing to the entire village. The DPW was absolutely phenomenal. They pulled gates to avoid flooding above us. It was a very well orchestrated effort.

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Mr. Paquet stated that the difference is quite noticeable, and thanked the Board.

Nick Perino, 40 Hillside Drive - Mr. Perino stated that in the news yesterday there was a story that stated that moving the toll booths was replaced as being a top priority with the removal of the Breckenridge toll. Mayor Lowther stated that she can't imagine this would be on hold, but will be investigating this within the next week or so.

Trustee Piazza stated that the draft EIS (Environmental Impact Study) is in the library.

Thomas Frank, 225C Evans Street - Mr. Frank stated that he thinks the Village did a great job. He wishes they would pay attention to the erosion issues along Ellicott creek. The snow event was a Niagara basin event. It actually fell along the Onondaga escarpment. They were supposed to have the 11th meeting of the Niagara Greenway Commission on October 17th, but the plan was not presented due to the weather. There is erosion on Island Park. He hopes the Jolly Boys and Hutchinson Hose Company seriously consider mitigating and participating in some mitigation. He gave a presentation at the Glen Park Joint Board meeting. There has not been pedestrian access to the park since July. Mayor Lowther corrected Mr. Frank, and stated that there is pedestrian access, just not from Main Street. Mr. Frank stated that the plan will be presented November 21st. The comment period will end on the 28th. The issue is the Niagara basin. He has been involved with this for 5 years. Mayor Lowther stated that we have passed resolutions and attempted to become a member of this group, but have been unsuccessful. They are aware that we want to be included, as does the Town of Amherst.

ON MOTION by Mayor Lowther, seconded by Trustee Slick, it was moved to close the public participation portion of the meeting.

Unanimously carried.

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

RESOLVED, that the following *budget transfers* are hereby made to the *General Fund for the 2006 – 2007* fiscal year:

To:	001-8140-1000 (Storm Sewers – Personal Svc.)	\$3856.00
	001-8510-1000 (Community Beautification – Personal Svc.)	\$135.00
From:	001-5110-1000 (Street Maintenance – Personal Svc.)	\$3991.00
To:	001-1410-4450 (Village Clerk – Misc.)	\$72.00
From:	001-1410-4600 (Village Clerk – Computer Support)	\$72.00
To:	001-3620-4010 (Safety Inspection – Office Supplies)	\$22.00
From:	001-3620-4041 (Safety Inspection – Mileage Reimb.)	\$22.00
To:	001-7540-2000 (Water Mill - Equipment)	\$1010.00
	001-7540-4160 (Water Mill – Building Repairs)	\$234.00

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From: 001-7540-4980 (Water Mill – Building Preservation)

\$1244.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2006-2007* fiscal year, to account for the cost of radios to two new trucks:

Increase: 001-0001-0599 (Appropriated Surplus) \$320.00

Increase: 001-5110-4180 (Street Maint. – Radio Repairs) \$320.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *General fund* for the *2006-2007* fiscal year, to account for funding received from Preserve New York, a grant program of the Preservation League of New York State and the New York State Council on the Arts, to complete an historic structure report for the Williamsville Water Mill:

Increase: 001-0001-3090 (State Aid - Grants) \$7,000.00

Increase: 001-7540-4980 (Williamsville Water Mill – Building Preservation) \$7,000.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2006-2007* fiscal year, to account for a grant received by the Justice Court from the State of New York Unified Court System, for the creation of a case file system:

Increase: 001-0001-3090 (State Aid - Grants) \$1625.00

Increase: 001-1110-4010 (Justice Court – Office Supplies) \$1625.00

Unanimously carried.

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BE IT FURTHER RESOLVED, that the direction of traffic from the Main Street entrance (along the eastern edge of the property) shall be one-way ingress into the parking lot area. All traffic shall exit onto E. Spring Street, and a “One Way - Entrance Only” sign shall be installed at the Main Street driveway entrance, and;

BE IT FURTHER RESOLVED, that a “Right Turn Only” sign shall be installed at the south end of the alley between 5600 and 5604 Main Street for one-way traffic going south and exiting onto Main Street, and;

BE IT FURTHER RESOLVED, that a stop sign shall be installed at the exit driveway curb on E. Spring Street and a “No Left Turn” sign shall also be installed at the driveway exit onto E. Spring Street, and;

BE IT FURTHER RESOLVED, that two (2) speed bumps, 6’ to 7’ apart, shall be installed on the one-way driveway exiting onto E. Spring Street, and;

BE IT FURTHER RESOLVED, that the applicant submitted a traffic study, as well as an environmental assessment form, and;

BE IT FURTHER RESOLVED, that if the easement to allow the use of the one-way exit onto E. Spring Street should ever be eliminated in the future, the owner of 5604 Main Street must come before the Planning Board and explain the situation in order to re-establish two-way traffic ingress and egress onto Main Street (the driveway adjacent to the Glen Park entrance).

On the question, the following comments were made by the members of the Board:

Trustee Piazza asked for a roll call vote. He stated that he is in favor of this. He feels it increases the safety factor for those exiting the area and it does not substantially increase the safety concerns of the people at Jenny’s Ice Cream.

Trustee Slick stated that she respects the Traffic & Safety report. She went back two or three times to assess the situation. She sympathizes with the doctors’ office, but feels they must make a right hand turn when exiting the parking lot.

Trustee Geary finds a lot of problems with this. He has looked at the traffic studies and has spent a lot of time on this the last couple of years. It seems to grow into more and more of a concern on Spring Street. He would hate to go from one traffic issue to another.

Trustee Sweeney agreed with Trustee Geary. Consistent with Traffic & Safety, he feels the proposed outlet would be helpful for one business, but would create a larger community hazard. It would put the traffic onto a sloped street coming from Main Street. People exiting the parking lot would not see the cars coming from Main Street until they were four feet beyond the buildings, and would be difficult to stop. This would move the problem from where it’s expected to where it’s not anticipated. Due to the slope of Spring Street and the narrowness of the buildings, it would not be an obvious exit. There is no such curb cut now on Spring Street, vs. curb cuts every couple hundred feet on Main Street.

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Mayor Lowther also echoed these thoughts. She has been down there a number of times over the last year. Traffic & Safety took a close look at this and found they were not in favor of it. She has personally gone down there 20 or 30 times at different times of day. She does see that traffic can exit a little more safely through the alleyway. The site line is a whole lot better than what is at the bridge. She has gone out there to see if it's workable. This is the only viable solution to her. She doesn't feel this is in the best interest of the safety and welfare of the residents of the Village. She would like to see them investigate the alleyway between the buildings.

ROLL CALL:	Trustee Sweeney	No
	Trustee Slick	No
	Trustee Piazza	Yes
	Trustee Geary	No
	Mayor Lowther	No

Motion Failed: 4 – 1

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

RESOLVED, that *Behan Planning Associates, LLC* is hereby authorized to provide consulting services to assist the Village of Williamsville in completing the Village of Williamsville Community 20/20 Vision Plan; and

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to sign a contract between the Village of Williamsville and *Behan Planning Associates, LLC*, to provide services in accordance with the scope of work submitted.

Unanimously carried.

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

RESOLVED, that the *Meeting House Events Committee* is hereby created for the purpose of utilizing the Village owned Meeting House located at 5658 Main Street to offer events and activities of interest to the community.

Unanimously carried.

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

RESOLVED, that the following residents are hereby appointed to the *Meeting House Events Committee* until the end of the **2006-2007** official Village year:

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Debbie Steinbruckner - Chairperson, 86 Milton St.

Margaret Craig, 278 Highland Dr.

Ellie Grenauer, 19 S. Ellicott St.

Lynn Schwab, 56 Pasadena Pl.

Kathy Monahan, 69 Oakgrove Dr.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Geary, it was moved to leave the regular agenda.

Unanimously carried.

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

RESOLVED, that the Mayor is authorized to sign contract #TM06877 between the Village of Williamsville and the State of New York for a Community Projects Appropriation grant secured by Assemblyman James P. Hayes for \$40,000. The funding is in response for assistance with the preservation plan for the historic Williamsville Water Mill and the bonded indebtedness that was incurred by the Village to purchase the Mill.

Unanimously carried.

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

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Geary, it was moved to adjourn the regular meeting at 8:55 p.m.

Unanimously carried.

SALLY A. KUZON
Administrator/Clerk-Treasurer

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