

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in Village Hall, 5565 Main Street, Williamsville, New York, on Monday, November 13, 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  
George Van Nest, Village Attorney  
Deborah A. Habes, Deputy Clerk

Excused: Lynda J. Juul, Deputy-Treasurer  
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 23, 2006, as submitted.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Geary, it was moved to approve the minutes of the public hearing held on October 23, 2006, as submitted.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Slick, 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 thanked the Village Board for the Cornell Cooperative Extension tree seminar that was held at the Meeting House on Saturday, November 11<sup>th</sup>. It was most beneficial for those who attended. She learned a lot about how to handle the tree damage situation we are all facing. She has two very large silver maples in her backyard. They lost a lot of branches. She said she read in the Amherst Bee that people should contact their

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insurance companies if there was any damage at all. She called her insurance company and was surprised to find out that her policy will cover the removal of one of her trees. She wants to let

people know that it is worth the time to contact your insurance company because you may have coverage you don't know about.

**Thomas Frank, 225 C Evans Street** – Mr. Frank said he was sorry to have missed the Glen Park Joint Board meeting. He went to Town Hall on Tuesday, November 7<sup>th</sup> where the meeting is usually held and did not see the sign that was posted saying that the meeting was going to be held in Village Hall that evening. Trustee Geary explained that because Town Hall was closed for regular business due to it being General Election Day, the meeting was moved to Village Hall and a sign was posted. Mr. Frank said he was on the agenda and hoped that the information he had submitted was discussed at the meeting. He said he hoped that everyone read the article that was in the Buffalo News on November 12<sup>th</sup> about the Niagara River Greenway Project. He complimented the work done by Jim Zymanek on the storm. He thinks there should be a joint meeting with the Town of Amherst about the aftermath of the storm. He is concerned about the huge number of felled trees in the creek. He will give a proposal to Ms. Kuzon for the reimbursement from FEMA. He is worried about potential for flooding in the creek due to the tree debris. Mayor Lowther said there is a meeting with SEMA scheduled on Wednesday and the issue of tree debris in the creek will be addressed at that meeting.

**Sean Michel, 54 Garden Parkway** – Mr. Michel said his mother requested and paid for a copy of a death certificate for a family member but never received it from the Clerk's Office. She was charged again for another copy and she would like to be reimbursed for the duplicate. Administrator Kuzon said she would look into it for him. He also said the area of grass along his right of way has been scraped with the equipment after the storm cleanup. He has concerns about curb cuts onto S. Union for the new Walgreen's at the corner of S. Union and Main. He believes the added Walgreen's traffic will exacerbate the already heavy backup of traffic at that location. Trustee Sweeney said he would have the Traffic and Safety Committee take another look at the site plan.

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

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 2006 – 2007* fiscal year:

To:	001-5110-4161-0912 (Streets/Repairs/Proj 0912)	\$122.00
From:	001-5110-4161-0914 (Street/Repair/Proj 0914)	\$122.00

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To:	001-3410-2010 (Fire Protection – Major Equipment)	\$1000.00
From:	001-3410-4040 (Fire Protection – Education Exp./Travel)	\$1000.00
To:	001-1640-1000 (Central Garage-Personal Svc.)	\$1091.00
From:	001-5110-1000 (Street Maint. – Personal Svc.)	\$1091.00
To:	001-7310-4175 (Youth Programs –Movies in the Park)	\$196.00
From:	001-7310-4171 (Youth Programs – Halloween Parade)	\$196.00
To:	001-7550-4450(Celebrations – Misc.)	\$500.00
From:	001-1990-4000 (Contingency – Contingent Acct.)	\$500.00
To:	001-7110-4162 (Parks – Repairs/ Pools)	\$84.00
From:	001-7110-4450-7112 (Pool Supplies/Garrison)	\$84.00
To:	001-7540-4160 (Water Mill – Building Repairs)	\$770.00
From:	001-7540-4980 (Water Mill – Building Preservation)	\$770.00
To:	001-3620-4450 (Safety Inspection – Misc.)	\$180.00
From:	001-3620-4040 (Safety Inspection – Education Exp./Travel)	\$180.00
Increase:	001-0001-2750 (Revenue – Old Home Days)	\$103.00
Increase:	001-7550-4410 (Celebrations – Old Home Days)	\$103.00

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:

Increase:	001-0001-2680 (Insurance Recoveries)	\$2421.00
Increase:	001-5182-4270 (Street Lighting – Repair Lights)	\$2421.00

Unanimously carried.

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

**RESOLVED**, that the following *budget transfers* are hereby made in the *Sewer Fund* for the *2006-2007* fiscal year:

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To: 007-8120-4450(Sanitary Sewers – Misc.) \$375.00  
From: 007-9950-9000 (Sanitary Sewers – Transfer to Capital) \$375.00

To: 007-8120-1001(Sanitary Sewers – Personal Svc. - OT) \$56.00  
From: 007-8120-1000 (Sanitary Sewers – Personal Svc.) \$56.00

Unanimously carried.

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

**RESOLVED**, that payroll and vouchers in the amount of \$693,330.71, covering the period from **October 16, 2006** to **November 7, 2006**, are hereby approved as follows:

**Payroll covering: 10/16/06 – 10/29/06: \$40,369.89**

**Vouchers covering: 10/18//06 – 11/7/06:**

General Fund	\$71,010.39
Water Fund	\$36,609.85
Sewer Fund	\$2,386.64
Glen Park Fund	\$51.66
Trust & Agency Fund	\$16,556.53
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	\$526,345.75
	<u>\$652,960.82</u>

**Grand Total: \$693,330.71**

Unanimously carried.

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

**WHEREAS**, the Village of Williamsville wishes to investigate the most efficient and effective provision of future sanitary sewer service for the residents of the Village; and

**WHEREAS**, the most efficient and effective provision of future sanitary sewer services may require a merger of sewer services between the Village of

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Williamsville and other local sewer service providers; and

**WHEREAS**, the Village of Williamsville and other local service providers determined that the complexity associated with evaluating the potential merger of sewer services requires retaining a consulting firm with the requisite experience and skills to complete the analyses; and

**WHEREAS**, representatives from the Village of Williamsville, Town of Amherst, Town of Clarence, and the Erie County Department of Environment and Planning, evaluated qualification packages and selected CRA Infrastructure and Engineering, Inc. to perform a "Sewer Rate Comparison and Merger Feasibility Study"; and

**WHEREAS**, the Erie County Department of Environment and Planning and other local sanitary sewer service providers have agreed to finance and manage the project on behalf of the Village; and

**WHEREAS**, the Erie County Department of Environment and Planning has submitted a grant application to the New York Department of State through the Shared Municipal Services Incentive grant program with the Village listed as a co-applicant; and

**WHEREAS**, the Erie County Department of Environment and Planning has requested formal support of the Shared Municipal Services Incentive grant application; and

**WHEREAS**, the Board for the Village of Williamsville supports the concept of evaluating the potential mergers to ensure that the residents of the Village receive the most efficient and effective provisions for future sanitary sewer service.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board and Mayor for the Village of Williamsville direct all necessary Village employees to assist the Erie County Department of Environment and Planning and CRA Infrastructure and Engineering, Inc. in the study of the potential sewer service mergers; and be it further

**RESOLVED**, that Erie County Department of Environment and Planning and CRA Infrastructure and Engineering, Inc. be granted access to Village public records necessary for the completion of the study of the potential sewer service mergers; and be it further

**RESOLVED**, that Erie County Department of Environment and Planning and CRA Infrastructure and Engineering, Inc. be granted access to Village public records necessary for the completion of the study of the potential sewer service mergers; and be it further

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**RESOLVED**, that the Village Administrator be listed as the primary contact on behalf of the Village as a co-applicant for the Shared Municipal Services Incentive grant application submitted by the Erie County Department of Environment and Planning for the study of the potential sewer service mergers; and be it further

**RESOLVED**, that the Erie County Department of Environment and Planning be directed to provide a copy of the final report for the merger analysis to the Village Board and Mayor for review; and be it further

**RESOLVED**, that the Village Clerk be directed to send certified copies of this resolution to Thomas J. Whetham, Deputy Commissioner, Erie County Department of Environment and Planning and the Erie County Sewer District No. 5 Board of Managers.

Unanimously carried.

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

**WHEREAS**, the Village Administrator has returned her warrant and tax roll and has delivered to the Board of Trustees an account of taxes remaining due, amounting to \$25,081.74 containing description of the land upon which taxes are unpaid as the same were placed upon the tax roll together with the amount assessed and interest thereon, and

**WHEREAS**, the said Village Administrator under oath has sworn that the taxes mentioned in such account remain unpaid, and that after diligent efforts she has been unable to collect same, and

**WHEREAS**, upon receiving such account from the Village Administrator the Board of Trustees compared the same with the original tax roll of the Village, and

**WHEREAS**, said Board of Trustees find such account to be a true transcript and has certified to the effect that they have compared it with the original tax roll and find it to be correct.

**NOW, THEREFORE, BE IT RESOLVED**, that the Administrator of the Village of Williamsville is hereby credited by this Board of Trustees with the amount of said account in said return, and

**BE IT FURTHER RESOLVED**, that a Certificate executed by each member of the Village Board be attached to the account of unpaid taxes stating a total of unpaid taxes in the amount of \$25,081.74 and reciting that the account has been compared and found to be correct; and that the Administrator transmit said account and certificate to the

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appropriate officer of the County of Erie within 15 days to enforce collection pursuant to Section 1442 of the Real Property Tax Law.

Unanimously carried.

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

**RESOLVED**, that the Mayor is authorized to sign contract #TM51307 between the Village of Williamsville and the State of New York for a Community Projects Appropriation grant secured by Assemblyman James P. Hayes for \$10,000. 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 Trustee Sweeney, seconded by Trustee Slick, the following resolution was adopted:

**RESOLVED**, that *Paul Krieter*, 29 S. Ellicott Street, Williamsville, New York, is hereby appointed to the *Traffic & Safety Committee* until the end of the **2006-2007** official Village year.

Unanimously carried.

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

**RESOLVED**, that the Mayor is authorized to sign contract #M051111 between the Village of Williamsville and the State of New York for a Community Projects Appropriation grant secured by Senator Mary Lou Rath for \$21,800. The funding is in response to a request for assistance with Village beautification projects.

Unanimously carried.

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

**RESOLVED**, that the Administrator is hereby authorized to publish notice of a public hearing to be held on Monday, December 18, 2006, at Williamsville Village Hall, 5565 Main Street, Williamsville, New York, at 7:35 p.m., to hear all persons interested in discussing the proposed revision of 19 NYCRR - Part 1203 – Minimum Standards for Administration and Enforcement of the Uniform Code.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Geary, it was moved to adjourn the regular meeting at 8:26 p.m.

Unanimously carried.

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SALLY A. KUZON  
Administrator/Clerk-Treasurer