

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, September 24 2007 at 7:30 p.m.

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

Present: Mary E. Lowther, Mayor
Jeffrey L. Kingsley, Trustee
Basil J. Piazza, Trustee
Brian J. Geary, Trustee
Brian J. Kulpa, Trustee

Lynda L. Juul, Deputy Treasurer
Deborah A. Habes, Deputy Clerk
Marc Shuttleworth, DPW Crew Chief
Brian Fineberg, Code Enforcement Officer
James A. Coniglio, Village Attorney

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the regular meeting held on September 10, 2007.

Unanimously carried.

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

Unanimously carried.

PUBLIC HEARING

A public hearing was held to hear all persons interested in discussing an application for Exceptional Development submitted by Richard Bergman, owner of 122 N. Cayuga Rd. (R-3), for the division of the one lot at 122 N. Cayuga into 2 separate lots. This public hearing was held pursuant to Chapter 28-5 of the Village Code.

ON MOTION by Trustee Geary, seconded by Trustee Kulpa, it was moved to close the public hearing and return to the regular agenda at 8:29 p.m.

Unanimously carried.

Mayor Lowther stated that the Board wouldn't be making a decision on 122 N. Cayuga Rd. for at least two, or possibly three Village Board meetings due to the 30 day time frame for referring plans to the Erie County Division of Planning. She thanked the residents in the audience for their participation in the public hearing this evening.

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Trustee Piazza asked if the DPW had any kind of record on sewer backups on N. Cayuga and Howard Ave. DPW Crew Chief Shuttleworth said he would look into it.

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:

Victor Paquet, 43 Howard Ave. – Mr. Paquet expressed concerns about the Village Board making a decision on the issue of 122 N. Cayuga when it seems that this board does not have the same level of information that the ZBA does. Trustee Kulpa said that to make a developer present a full set of architectural plans at such an early stage of a proposed project would be very costly. It is up to any municipality where they can actually draw the line. How much cost can be put on any developer to build in any community at an early stage of a proposal. We could deter any development. Mr. Paquet stated that regular property owners have to present architectural drawings when they want to build something in the Village. Trustee Kinglsey stated that a proposed project that falls under Exceptional Development is more comprehensive, since it needs to go before the required committees for review and comment before it comes to a public hearing and the Village Board. Mayor Lowther said that the Walgreen's project at Main and Union was Exceptional Development and that was subject to the same requirements. Everything had to come back to the Village Board to make the final decision. Trustee Kulpa said that even with the approval by this Board, it still would be subject to building permit approval by the Building Department. He indicated that there is no savings going through Exceptional Development. Mr. Paquet suggested that there was confusion on the part of both the Planning Board and Traffic & Safety Committee when they reviewed this proposal as to what they were supposed to be deciding. He believes they need guidance. Mr. Kulpa said that the Village is working on a handbook to give to developers and committees to better define what the responsibilities are.

Rosemarie Sugg, 91 Highland Dr. – Ms. Sugg said she was representing the John Newman Mission in their request to add a storage piece to the back room at the Meeting House. They would like to use this piece to store liturgical and other items that they use for their weekly services that they hold in the Meeting House. They have lost their storage space at the ECC Newman Center since it has closed. She submitted photos of the proposed storage piece to the members of the Board. Trustee Kulpa said that the building is small and does not offer extra space for the addition of such a large piece of furniture. If the Board allowed the addition of this storage piece, they would possibly be setting a precedent for any other renters of the building. Ms. Sugg said that the John Newman Mission is a long-term regular tenant of the building. She suggested that this piece is not a permanent fixture and could easily be removed. She did not think this was an extraordinary request. Trustee Piazza said that the room is not big enough to house such a furniture piece. He would compromise with something smaller. The width of the piece was too great. Mayor Lowther stated that the group already has a file cabinet in that room. There is also a glass display case used by the Historical Society, chairs and an oak table. This building is used by many different groups for a wide variety of functions. Mayor Lowther stated that although this group is wonderful as a tenant, the storage piece has to be smaller or it will not be allowed at all.

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| Capital Fund | \$0.00 |
| | <u>\$244,559.04</u> |

Grand Total: **\$273,563.77**

Unanimously carried.

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

RESOLVED, that *Brian Murphy of 244 Evans Street, Williamsville, New York*, is hereby appointed firefighter with the Williamsville Fire Department.

Unanimously carried.

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

RESOLVED, that *Kevin Koestler of 40 Coventry Road, Williamsville, New York*, is hereby appointed firefighter with the Williamsville Fire Department.

Unanimously carried.

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

RESOLVED, that *Adam Oehmler of 17 Howard Avenue, Williamsville, New York*, is hereby appointed firefighter with the Williamsville Fire Department.

Unanimously carried.

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

RESOLVED, that *Mark Klepadlo of 49 Fifth Street, Williamsville, New York*, is hereby appointed to the *Tree Board* until the end of the 2009-2010 official Village year.

Unanimously carried.

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

RESOLVED, that *Al Hershberger of 5403 Main Street, Williamsville, New York*, is hereby appointed to the *Tree Board* until the end of the 2009-2010 official Village year.

Unanimously carried.

ON MOTION by Trustee Kingsley, seconded by Trustee Kulpa, the following resolution was adopted:

RESOLVED, that *Robin Gare of 54 Gordon Street, Williamsville, New York*, is hereby appointed to the *Youth and Recreation Committee* until the end of the 2007-2008 official Village year.

Unanimously carried.

ON MOTION by Trustee Kingsley, seconded by Trustee Geary, it was moved to adopt the following resolution:

RESOLVED, that the *Village Community Response Committee* is hereby created for the purpose of providing information to the public on important safety, economic and social issues in the Village, and

BE IT FURTHER RESOLVED, that the *Village Community Response Committee* shall be comprised of nine (9) members, each serving a two-year term.

On the question, Mayor Lowther stated that according to Village law, the term should be for one year, since it is not an amendment to our code.

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ON MOTION by Trustee Kingsley, seconded by Trustee Geary, the amended resolution was adopted as follows:

RESOLVED, that the *Village Community Response Committee* is hereby created for the purpose of providing information to the public on important safety, economic and social issues in the Village, and

BE IT FURTHER RESOLVED, that the *Village Community Response Committee* shall be comprised of nine (9) members, each serving a one-year term.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to adjourn to Executive Session to discuss a personnel matter at 9:23 p.m.

Unanimously carried.

ON MOTION by Trustee Piazza, seconded by Trustee Kingsley, it was moved to close the Executive Session at 10:18 p.m.

Unanimously carried.

ON MOTION by Trustee Kingsley, seconded by Trustee Piazza, it was moved to return to the regular agenda at 10:19 p.m.

Unanimously carried.

ON MOTION by Trustee Kingsley, seconded by Trustee Geary, it was moved to adjourn the meeting at 10:20 p.m.

Unanimously carried.

Lynda L. Juul
Deputy Treasurer

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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, November 13, 2006 at 7:30 p.m.