

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in Williamsville Village Hall, 5565 Man Street, Williamsville, New York, on Monday, January 14, 2008 at 7:30 p.m.

The meeting was opened at 7:40 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

Also present: Christopher A. Cardillo, Village Attorney
Lynda L. Juul, Administrator/Clerk-Treasurer
Deborah A. Habes, Deputy Clerk
Judith A. Kindron, Deputy Treasurer
Marc Shuttleworth, DPW Crew Chief

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the regular meeting held on December 17, 2007.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the public hearing for the 2008 Community Block Grant Funds held on December 17, 2007.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the public hearing for local laws amending Chapters 81 and 112 for the Storm Water Management Plan held on December 17, 2007.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the public hearing for the proposed local law for Planning Board alternates held on December 17, 2007.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the special meeting held on December 17, 2007.

Unanimously carried.

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

Unanimously carried.

- *A public hearing was held to hear all persons interested in discussing the proposed 2008 water rate increase.*

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to close the public hearing at 8:03 p.m.

Unanimously carried.

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

Unanimously carried.

The following members of the audience addressed the Board:

Bill Wutz, 236 Highland Dr. – Mr. Wutz stated that parking on both sides of Highland Drive in the first 2 blocks in from Main Street should be changed to restrict parking to one side only. Fire trucks and other emergency vehicles are not able to get down this street with parking on both sides. He stated he believes a catastrophe is inevitable. He suggests that the first block and second block should be restricted to parking on one side only. He urged the Board to refer this problem to the Traffic & Safety Committee for review.

Tom Frank, 225 C Evans St. – Mr. Frank gave the Board copies of Niagara Greenway materials and urged them not to miss the deadline for submittal. Trustee Kulpa explained that we have not missed a deadline. There are 2 committees working on this and we are

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aware of all deadlines associated with the project Mr. Frank stated the Niagara Board of Control will put his proposal on their meeting agenda in March. This has to do with the stabilization of the Niagara River and affects all the storm sewers and water lines.

Terri Campbell, 265 California Dr. – Ms. Campbell identified herself as a member of the Mill Restoration Committee. She thanked the Board for their support of the Mill Committee. She stated she was here tonight in support of the nominated chair of this committee who cares deeply for the Mill.

Joseph Frese, 275 Mill St. – Mr. Frese identified himself as a member of the Mill Restoration Committee. Mr. Frese stated that the Mill Committee was becoming very political. The issue is to restore the Mill. The Village should not be governing through the newspaper. The majority of the Committee does not want to be political. He urged the Board to remain apolitical.

Sean Michel , 54 Garden Parkway – Mr. Michel urged the Board to take the grant money and use it for an already slated project to help with reducing taxes. Mayor Lowther thanked him for his comment. She said the Community Block Grant limits us on how we can spend the funds. Mayor Lowther stated that we will be using the money for installation of a walkway in S. Long St. Park.

Bill Wutz, 236 Highland Dr. – Mr. Wutz urged the Board to keep the Mill Committee apolitical less we defeat our purposes.

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

Unanimously carried.

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

RESOLVED, that payroll and vouchers in the amount of **\$526,545.28**, covering the period from **December 10, 2007 to January 8, 2008**, are hereby approved as follows:

Payroll covering: 12/10/07– 12/23/07:	\$30,373.62
Payroll covering: 12/24/07 – 1/6/08:	\$24,751.92

Vouchers covering: 12/12/07 – 1/8/08:

General Fund	\$63,833.21
Water Fund	\$44,040.39
Sewer Fund	\$1,759.08
Glen Park Fund	\$119.39
Trust & Agency Fund	\$21,268.86
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	\$340,398.81
	<u>\$471,419.74</u>

Grand Total: **\$526,545.28**

Unanimously carried.

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

RESOLVED, that the following *budget transfers* are hereby made to the **General Fund** for the **2007 – 2008** fiscal year:

To:001-1420-4160 (Law/Attorney-Prof. Fees & Books)	\$102.00
From: 001-1410-4160 (Village Clerk-Prof. Fees & Books)	\$102.00
To: 001-3410-4250 (Gas & Oil)	\$710.00
From: 001-3410-4160-3409 (Truck Exp. – Chief’s vehicle)	\$710.00
To: 001-3620-4010 (Safety Inspection-Office Supplies)	\$60.00
From: 001-3620-4020 (Safety Inspection-Postage)	\$60.00
To: 001-5110-4111-0918 (Street Maint.-Service Contracts)	\$296.00
From: 001-5110-4111-0912 (Street Maint.- Service Contracts)	\$296.00

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To:	001-5110-4161-0906 (Street Maint.-Repairs 906)	\$58.00
From:	001-5110-4111-0906 (Street Maint.-Serv. Contracts 906)	\$58.00
To:	001-5110-4161-906 (Street Maint.-Repairs)	\$145.00
From:	001-5110-4161-912 (Street Maint.-Repairs)	\$145.00
To:	001-6410-4920 (Publicity-Flags)	\$300.00
From:	001-6410-4000 (Publicity)	\$100.00
	001-1410-4010 (Village Clerk-Office Supplies)	\$200.00
To:	001-8162-4161 (Leaf Pickup-Repairs)	\$206.00
From:	001-8162-4260 (Leaf Pickup-Maint. Supplies)	\$206.00
To:	001-3410-4610 (Health & Welfare)	\$4.00
From:	001-3410-4490 (Uniforms)	\$4.00
To:	001-3410-4160 (Truck Expense)	\$1308.00
From:	001-3410-4160-3402 (Truck Exp. Proj. Engine 2)	\$1308.00

Unanimously carried.

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

RESOLVED, that the following *budget transfer* is hereby made to the **Water Fund** for the **2007 – 2008** fiscal year:

To:	006-8340-4500 (Water Transmission-Water Testing)	\$75.00
From:	006-8340-4160 (Water Transmission-Repairs-Lines)	\$75.00

Unanimously carried.

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

RESOLVED, that the following *amendment* is hereby made in the *General Fund for the 2007-2008* fiscal year, to account for a grant received from the U.S. Tennis Association for resurfacing of the courts at S. Long Park.

Increase:	001-0001-3090 (State Aid-Grants)	\$1,500.00
Increase:	001-7110-2020 (Parks-Capital Improvements)	\$1,500.00

Unanimously carried.

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

RESOLVED, that to ensure open and honest budgetary practices, the Village of Williamsville Board's annual budget will be placed on its website, www.village.williamsville.ny.us, effective immediately.

Unanimously carried.

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

RESOLVED, that KLW Group and Howard P. Schultz & Associates, Inc. will be retained to perform an historic appraisal of the Mill property, including, but not limited to, the "*Mill*" (56 E. Spring St.), the "*Red House*" (60 E. Spring St.), and the "*Ely-Zent House*" (80 E. Spring St.), consistent with the Village's administrative obligations under the New York State Office of Parks, Recreation, and Historic Preservation grant, in an amount not to exceed \$5,000.

Unanimously carried.

ON MOTION by Trustee Kingsley, seconded by Trustee Geary, it was moved to go off the regular agenda to consider a new resolution.

Unanimously carried.

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

RESOLVED, that Sarah Sutcliff is no longer a member of the Mill Restoration Committee, effective immediately.

On the question:

Trustee Kingsley: Trustee Kingsley stated that an email from Ms. Sutcliff which she widely distributed concerning the Mill Restoration Committee was politically motivated. He believes committees should be apolitical. He stated he wants to move forward now for the good of the committee.

Mayor Lowther: Mayor Lowther stated that since Ms. Sutcliff was not in attendance tonight, she might not know about the resolution. Since Ms. Sutcliff has apologized for her statements in a subsequent email, Mayor Lowther said she did not think it was proper to be voting on a resolution to remove her as a volunteer from the committee. Mayor Lowther stated that she has never seen a volunteer dismissed like this before. Mayor Lowther stated that Ms. Sutcliff has done fine work on the committee.

Trustee Kulpa: Trustee Kulpa stated that he understands that it is not helpful to have a committee liaison and a committee member at odds with each other. He said he believes this resolution could have waited until a later Village Board meeting thereby allowing it to be included on the regular agenda, so that Ms. Sutcliff could have an opportunity to know about it beforehand.

Trustee Piazza: Trustee Piazza stated that it is an unfortunate situation, and if left as it is, it will only become more negative.

Roll Call:	Trustee Kingsley	Yes
	Trustee Geary	Yes
	Trustee Piazza	Yes
	Trustee Kulpa	Yes
	Mayor Lowther	No

Motion passed. 4 – 1.

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

Unanimously carried.

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

RESOLVED, that “Active Restricted Member”, as approved by Hutchison Hose Company on December 9, 2007, is hereby approved by the Village Board of Trustees as an additional form of membership to the Williamsville Fire Department; and

BE IT FURTHER RESOLVED, that the Standard Operating Guide for “Active Restricted Member”, as submitted by Chief Richard Maddigan, is also hereby approved.

Unanimously carried.

- *Trustee Geary announced that proposed resolutions #2, #3, and #4, under his name, were being tabled from this evening’s agenda.*

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

RESOLVED, that the **2008 Community Development Block Grant Funding** in the amount of \$41,500, which was the subject of a public hearing held December 17, 2007, is hereby allocated as follows:

ADA accessible path at South Long St. Park	\$31,500
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Housing rehabilitation	\$10,000
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Unanimously carried.

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

RESOLVED, that the Village water rates, which were the subject of a public hearing tonight, January 14, 2008, are effective January 14, 2008, as follows:

Inside Village	\$4.29	per \$1,000 gallons
Outside Village	\$6.44	per 1,000 gallons
Minimum Bill	\$17.16	per 0-4,000 gallons
Williamsville Central	\$5.36	per 1,000 gallons

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Geary, it was moved to adjourn the regular meeting at 9:10 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer