

**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 28, 2008 at 7:30 p.m.**

The meeting was opened at 7:40 p.m. with the Pledge of Allegiance led by Trustee Piazza.

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  
Judith A. Kindron, Deputy Treasurer  
Marc Shuttleworth, DPW Crew Chief

**ON MOTION** by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the regular meeting held on January 14, 2008.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the public hearing regarding the proposed 2008 water rate increase, which was held on January 14, 2008.

Unanimously carried.

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

Unanimously carried.

*The following member of the audience addressed the Board:*

*Thomas Frank, 225 C Evans St. – Mr. Frank addressed the following: (1) The relocation of the Williamsville Toll Barrier coincides with the Niagara Greenway 50 year plan; (2) He hopes he will be appointed to the Glen Park Joint Board; (3) The Town Amherst wants a parade celebrating the War of 1812 to start at the Water Mill and go down Garrison Road.*



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To:	001-3410-4250 (Fire Protection – Gas & Oil)	\$524.00
From:	001-3410-4160-3492 (Fire Protection – Truck Expense)	\$524.00
To:	001-5142-4162 (Snow Removal – Repairs - Other)	\$384.00
From:	001-5142-4161 (Snow Removal – Repairs – Plows)	\$384.00
To:	001-7540-4070 (Williamsville Water Mill - Utilities)	\$363.00
From:	001-7540-4980 (Williamsville Water Mill – Bldg. Preservation)	\$363.00
To:	001-1420-4160 (Law/Attorney – Professional Fees/Books)	\$184.00
From:	001-1410-4010 (Village Clerk – Office Supplies)	\$184.00
To:	001-7540-4160 (Williamsville Water Mill – Bldg. Repairs)	\$84.00
	001-8510-4450 (Community Beautification – Misc.)	\$286.00
From:	001-7540-4980 (Williamsville Water Mill – Bldg. Pres.)	\$ 84.00
	001-7550-4520 (Celebrations – Music in the Park)	\$286.00

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Kulpa, 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:	006-8340-4260 (Water Transmission-Maint. Supplies)	\$55.00
From:	006-8340-4160 (Water Transmission-Repairs-Lines)	\$55.00

Unanimously carried.

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

**RESOLVED**, that Lynda L. Juul, Administrator, and Judith A. Kindron, Deputy Treasurer, are hereby authorized to attend the NYS Government Finance Officers Annual Conference, in Albany, New York, from April 2 through April 4, 2008, at a cost not to exceed \$850.00, to be paid by the Village of Williamsville.

Unanimously carried.

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

**RESOLVED**, that *Jane Vohwinkel of 50 N. Long Street, Williamsville, New York*, is hereby appointed to the *Environmental Advisory Committee*, until the end of the *2007-2008* official Village year.

Unanimously carried.

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

**RESOLVED**, that the Mayor is hereby authorized to sign the Sanitary Sewer Service Steering Committee Charter Agreement; and

**BE IT FURTHER RESOLVED**, that Trustee Basil Piazza and Administrator Lynda L. Juul, will serve as representatives from the Village of Williamsville, with Mayor Mary Lowther serving as alternate representative.

Unanimously carried.

- *Trustee Kingsley announced that he was withdrawing his resolution #1 from the this evening's agenda..*

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

**WHEREAS**, the Village of Williamsville Tree Board's mission is to advise and support matters that impact the beauty, biological integrity and environmental quality of the community through its stewardship of the Village urban forest; and

**WHEREAS**, *Arbor Day* is celebrated during this time; and

**WHEREAS**, we recognize that in order to provide a high quality of life in Williamsville, each one of us must be good stewards of our air, water, land, flora and fauna; and

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**WHEREAS**, we recognize that actions to protect and preserve trees through education, partnership and positive action should be encouraged.

**NOW, THEREFORE, BE IT RESOLVED**, that the Village of Williamsville Board of Trustees hereby proclaims that *Arbor Day* shall be celebrated in the Village of Williamsville on April 26, 2008, including celebration activities and recognitions.

Unanimously carried.

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

**RESOLVED**, that *David Pennington of 5403 Main Street, #210, 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:

**WHEREAS**, state and federal transportation officials and others project that United States freight volumes will increase by more than 67 percent over twenty years; and

**WHEREAS**, the nation's highways are already stretched to capacity; and

**WHEREAS**, the efficient movement of goods is directly related to the strength of a nation's economy and its citizens' quality of life; and

**WHEREAS**, public policies promoting increased investment in freight rail infrastructure would result in increased freight rail hauling capacity; and

**WHEREAS**, expansion of freight rail hauling capacity would yield impressive public benefits by relieving worsening congestion, reducing highway costs, providing a critical inter-modal link to international trade, and improving air quality and fuel efficiency; and

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**WHEREAS**, relatively modest public investments in freight rail infrastructure would yield an impressive return on investment in the form of saving to motorists, businesses, and taxpayers; and

**WHEREAS**, bi-partisan legislation was recently introduced in Congress that would create tax incentives to increase investment in freight rail infrastructure; and

**WHEREAS**, this legislation is the type of proposal that the American Association of State Highway and Transportation Officials says is needed to accommodate increasing freight volumes and realize the public benefit that come from shipping more freight by rail; and

**WHEREAS**, Congress is considering proposals that would re-regulate freight railroads and these proposals would turn back the clock on the successes of deregulation, devastating the railroads and freight transportation in this country;

**THEREFORE, BE IT RESOLVED**, that the Village of Williamsville endorses the Go21 mission of building a stronger economy, reducing highway congestion, improving air quality, using tax dollars more efficiently, and improving quality of life by advocating for increased use of freight rail transportation; and

**BE IT FURTHER RESOLVED** that the Village of Williamsville endorses federal investment tax incentives to increase freight rail hauling capacity and opposes any effort to re-regulate freight railroads.

Unanimously carried.

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

**RESOLVED**, that the creation of Alternate Members for the Planning and Architectural Review Board, which was the subject of a public hearing on December 17, 2007, is hereby adopted; and

**BE IT FURTHER RESOLVED**, that two alternates be appointed, each with a term of two years, with the exception of the first year appointments; and

**BE IT FURTHER RESOLVED**, that the terms of the alternates will be staggered.

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*Mayor Lowther requested a roll call vote.*

Roll Call:

Trustee Piazza	Yes
Trustee Kulpa	Yes
Trustee Kingsley	Yes
Trustee Geary	Yes
Mayor Lowther	No

Motion carried. 4 - 1.

*Mayor Lowther stated that she was not in favor of this local law because, as per Kevin Gaughan's presentation at tonight's work session, the Board should be reducing the number of people in government, not increasing the number.*

*Trustee Kingsley stated that he was in favor of this local law because this is not a paid position; it will serve as a training ground for new Planning and Architectural Review Board members.*

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

**RESOLVED**, that *Bill Wutz of 236 Highland Drive, Williamsville, New York*, is hereby appointed as *Alternate to the Planning and Architectural Review Board*, until the end of the **2008-2009** official Village year.

*Mayor Lowther requested a roll call vote.*

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

Motion carried. 4 - 1.

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

**RESOLVED**, that *Shawn Michel of 54 Garden Parkway, Williamsville, New York*, is hereby appointed *Alternate to the Planning and Architectural Review Board* until the end of the *2007-2008* official Village year.

*Mayor Lowther requested a roll call vote.*

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

Motion carried. 4 – 1.

**ON MOTION** by Mayor Lowther, seconded by Trustee Kingsley, it was moved to adjourn the meeting at 8:15 p.m.

Unanimously carried.

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Lynda L. Juul  
Administrator/Clerk-Treasurer