

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

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

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

Charles D. Grieco, Village Attorney
Brad Hoppe, Village Attorney
Lynda L. Juul, Administrator/Clerk-Treasurer
Judith A. Kindron, Deputy Treasurer
Marc Shuttleworth, DPW Crew Chief

Absent: Jeffrey L. Kingsley, Trustee

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the regular meeting held on June 23, 2008.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the public hearing regarding a proposed amendment to prohibit parking along the north side of Willowbrook Drive, which was held on June 23, 2008.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the public hearing regarding the Community Plan, which was held on June 23, 2008.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the special meeting held on July 2, 2008.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the Re-organization meeting held on July 8, 2008.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the special meeting held on July 21, 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.

Members of the audience who addressed the Board and their topics:

Tom Frank, 225-A1 Evans St. – Niagara Watershed; International Joint Commission; Clarence Bicentennial publication and Williamsville article; Barn fire at historic Reist St. barn; Niagara Greenway; Community Plan.

Carolyn Schlifke, 192 Evans St. – Actions in Congress article including funding for preservation of historical sites (Save America's Treasures).

Dick Hopkins, 69 Lakeledge Dr. – Ice skating rink in Garrison Park. (Letter attached)

Jennifer Gurney, 51 S. Ellicott St. – Opposed to ice skating rink in Garrison Park and enlargement of basketball court.

Larry Brenton, 31 Monroe Dr. – Funding from Senator Rath; News media and former Administrator; Haste in exodus payment; WBEN interview with Assemblyman Hayes.

Jean Stoddle, 56 Garrison Rd. – Opposed to enlarging basketball court; Use of grant funds toward park benches, landscaping and trees.

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Paul Krieter, 29 S. Ellicott St. – Thanked Jennifer Gurney; Lack of community input toward park grant; Park planning; Opposed to enlargement of basketball court and ice skating rink; Park priorities should be repaving walkways, installation of benches.

Sean Michel, 54 Garden Parkway – Moving basketball court at S. Long Park.

Carolyn Schlifke, 192 Evans St. – Lack of attention to Lehigh Memory Trail.

Dave Pennington, 5403 Main St. – Minutes from meetings on Village website; Poor condition of S. Long St. Park; Parking petition.

Noel Bartlo, 55 California Dr. – Poor condition of Village Parks; Requested park funding be increased.

Larry Brenton, 31 Monroe Dr. – Replacement of tree plaques at Lehigh Memory Trail; S. Long St. Park.

Tom Frank, 225 A1 Evans St. – Williamsville Mill; Park interconnectivity; Community Plan; Amherst Comprehensive Plan.

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

Unanimously carried.

Report – Mayor Lowther

Mayor Lowther reported on the following topics: Town/Village Joint Committee; Gardenwalk; Williamsville Community Band; Taste of Williamsville.

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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 **\$333,116.04**, covering the period from **June 9, 2008** to **July 22, 2008**, are hereby approved as follows:

Payroll covering: 6/9/08– 6/22/08:	\$30,964.12
Payroll covering: 6/23/08 – 7/6/08:	\$26,530.38

Vouchers covering: 6/18/08 – 7/8/08:

General Fund	\$98,211.31
Water Fund	\$42,941.86
Sewer Fund	\$1,830.81
Glen Park Fund	\$152.42
Trust & Agency Fund	\$24,347.98
Debt Service	\$13,062.50
Community Development	\$0.00
Capital Fund	\$0.00
	<u>\$180,546.88</u>

Payroll covering: 7/7/08 – 7/21/08:	\$31,413.91
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Vouchers covering: 7/9/08 – 7/22/08:

General Fund	\$41,446.82
Water Fund	\$1,333.21
Sewer Fund	\$177.87
Glen Park Fund	\$7,069.61
Trust & Agency Fund	\$13,633.24
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	\$0.00
	<u>\$63,660.75</u>

<u>Grand Total:</u>	<u>\$333,116.04</u>
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Unanimously carried.

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

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

To:	001-1420-4620 (Law/Attorney-Opinions)	\$3028.00
From:	001-1110-4010 (Village Justices-Office Supplies)	\$236.00
	001-1110-4020 (Village Justices-Postage)	\$290.00
	001-1110-4060 (Village Justices-Telephone)	\$260.00
	001-1110-4110 (Village Justices-Service Contracts)	\$140.00
	001-1110-4111 (Village Justices-Internet Access)	\$28.00
	001-1110-4190 (Village Justices-Stenographer)	\$90.00
	001-1110-4191 (Village Justices-Security)	\$131.00
	001-1110-4450 (Village Justices-Misc.)	\$61.00
	001-1110-4600 (Village Justices-Computer Support)	\$186.00
	001-1110-4620 (Village Justices-Publications & Updates)	\$358.00
	001-1420-4100 (Law/Attorney-Professional Fees)	\$314.00
	001-1420-4450 (Law/Attorney-Misc.)	\$41.00
	001-1411-4010 (Records Management-Office Supplies)	\$71.00
To:	001-1410-4010 (Village Clerk-Personal Services)	\$49,980.00
From:	001-1410-4020 (Village Clerk-Office Supplies)	\$1065.00
	001-1410-4020 (Village Clerk-Postage)	\$242.00
	001-1410-4040 (Village Clerk-Education Exp./Travel)	\$243.00
	001-1410-4060 (Village Clerk-Telephone)	\$1740.00
	001-5110-4272 (Street Maint.-Blacktop/Oil/Stone-Repair)	\$4192.00
	001-8160-4140 (Refuse & Garbage Collection/Tote Exp.)	\$6883.00
	001-8160-4330 (Refuse & Garbage Collection/Dump Fees)	\$9429.00
	001-9010-8000 (State Retirement)	\$1099.00
	001-9040-8000 (Workers' Compensation)	\$7712.00
	001-9060-8000 (Hospital & Medical Insurance)	\$14,372.00
	001-9061-8000 (Dental Plan)	\$1728.00
	001-9070-8000 (Provision for Benefits)	\$1275.00
To:	001-7110-2020 (Parks-Park Equip.)	\$768.00
From:	001-7110-4070 (Parks-Utilities)	\$768.00
To:	001-1410-4110 (Village Clerk-Service Contracts)	\$215.00
From:	001-1410-4160 (Village Clerk-Professional Fees/Books)	\$215.00
To:	001-5110-2000 (Street Maint.-Equip.)	\$263.00
From:	001-5110-4111-0903 (Street Maint.-Service Contracts-1994 Int'l Dump)	\$263.00
To:	001-3410-2070 (Fire Protection-Office Equip.)	\$154.00
From:	001-3410-4062 (Fire Protection-Pagers)	\$154.00

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To:	001-3410-4250 (Fire Protection-Gas/Oil)	\$1,188.00
From:	001-3410-4062 (Fire Protection-Education/Travel)	\$1,188.00
To:	001-3410-4061 (Fire Protection-Cell Phone)	\$194.00
From:	001-3410-4160-3491 (Fire Protection-Truck Exp.-Asst. Chief)	\$194.00
To:	001-1620-4070 (Buildings/Utilities)	\$134.00
From:	001-1640-4110 (Central Garage-Parts)	\$134.00
To:	001-1640-4161 (Central Garage-Sm. Equip. Repairs)	\$58.00
From:	001-1640-4261 (Central Garage-Maint. Fees)	\$58.00
To:	001-9030-8000 (Social Security)	\$2319.00
From:	001-9010-8000 (State Retirement)	\$2319.00
To:	001-1010-1000 (Board of Trustees-Personal Service)	\$1.00
	001-1210-1000 (Mayor-Personal Service)	\$1.00
	001-1410-1000 (Village Clerk-Personal Service)	\$7835.00
	001-1620-1001 (Building-Personal Service/Overtime)	\$58.00
	001-1640-1000 (Central Garage-Personal Service)	\$78,232.00
	001-1640-1001 (Central Garage-Personal Service/Overtime)	\$198.00
	001-5010-1000 (Street Administration-Personal Service)	\$11,474.00
	001-5142-1001 (Snow Removal-Personal Service/Overtime)	\$2259.00
	001-7310-1000 (Youth Program-Personal Service)	\$145.00
	001-7540-1000 (Williamsville Water Mill-Personal Service)	\$2538.00
	001-7540-1001 (Williamsville Water Mill-Personal Service/Overtime)	\$58.00
	001-8163-1000 (Trash Pickup-Personal Service)	\$28962.00
	001-8163-1001 (Trash Pickup-Personal Service/Overtime)	\$7.00
	001- 8510-1000 (Community Beautification-Personal Service)	\$1188.00
	001-8560-1001 (Shade Trees-Personal Service/Overtime)	\$3.00
	001-8745-1000 (Flood & Erosion Control-Personal Service)	\$5251.00
From:	001-1110-1000 (Village Justices-Personal Service)	\$720.00
	001-1411-1000 (Records Mgt.-Personal Service)	\$796.00
	001-1620-1000 (Building-Personal Service)	\$422.00
	001-3310-1000 (Traffic Control-Personal Service)	\$10242.00
	001-3410-1000 (Fire Protection-Personal Service)	\$16199.00
	001-5110-1000 (Street Maint.-Personal Service)	\$72509.00
	001-5110-1001 (Street Maint.-Personal Service/Overtime)	\$1741.00
	001-7110-1000 (Parks-Personal Service)	\$17778.00
	001-7110-1001 (Parks-Personal Service/Overtime)	\$1412.00
	001-7530-1000 (Village Meeting House-Personal Service)	\$711.00
	001-7550-1000 (Celebrations-Personal Services)	\$1871.00
	001-7550-1001 (Celebrations-Personal Service/Overtime)	\$600.00
	001-8140-1000 (Storm Sewers-Personal Service)	\$6932.00
	001-8140-1001 (Storm Sewers-Personal Service/Overtime)	\$1000.00
	001-8162-1000 (Leaf Pickup-Personal Service)	\$13161.00

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	001-8162-1001 (Leaf Pickup-Personal Service/Overtime)	\$4367.00
	001-8170-1000 (Street Cleaning-Personal Service)	\$2816.00
	001-8510-1001 (Community Beautification-Personal Service/Overtime)	\$61.00
	001-8560-1000 (Shade Trees-Personal Service)	\$218.00
To:	001-5110-4250 (Street Maintenance-Gas/Oil)	\$7285.00
From:	001-5110-4111-0909 (Street Maint.-Service Contracts/1987 Int'l)	\$335.00
	001-5110-4111-0913 (Street Maint.-Service Contracts/1993 GMC)	\$297.00
	001-5110-4111-0916 (Street Maint.-Service Contracts/1996 Ford F-150)	\$294.00
	001-5110-4111-0918 (Street Maint.-Service Contracts/1999 Dodge Ram)	\$1412.00
	001-5110-4111-0919 (Street Maint.-Service Contracts/1994 Ford F-250)	\$711.00
	001-5110-4161-0901 (Street Maint.-Service Contracts/2001 Impala)	\$492.00
	001-5110-4161-0902 (Street Maint.-Repairs/2001 Int'l Dump w/plow)	\$353.00
	001-5110-4161-0903 (Street Maint.-Repairs/1994 Int'l Dump Truck)	\$956.00
	001-5110-4161-0904 (Street Maint.-Repairs/1990 Int'l Dump Truck)	\$829.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar)	\$898.00
	001-5110-4161-0908 (Street Maint.-Repairs/1998 Ford F-150)	\$1050.00
	001-5110-4161-0910 (Street Maint.-Repairs/1999 Dodge 4x4)	\$613.00
	001-5110-4161-0913 (Street Maint.-Repairs/1993 GMC CJ-1600 Sewerjet)	\$670.00
	001-5110-4161-0916 (Street Maint.-Repairs/Ford F150 4x4)	\$30.00

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 in the Water Fund for the **2007 – 2008** fiscal year:

To:	006-9030-8000 (Social Security)	\$218.00
From:	006-9010-8000 (State Retirement)	\$218.00
To:	006-8310-1000 (Water Administration-Personal Services)	\$3773.00
	006-8310-1001 (Water Administration-Personal Services/Overtime)	\$12.00
	006-8340-1000 (Water Administration-Personal Services)	\$411.00
From:	006-8340-1001 (Water Transmission-Personal Services/Overtime)	\$1080.00
	006-1990-4000 (Contingent Acct.-Contingency)	\$3116.00
To:	006-8320-4000 (Water Supply-Contractual Purchase of Water)	\$38,325.00
From:	006-8340-2000 (Water Transmission-Equip.)	\$537.00
	006-8340-4040 (Water Transmission-Education Exp./Travel)	\$159.00
	006-8340-4070 (Water Transmission-Utilities)	\$274.00
	006-8310-4101 (Water Transmission-Engineer)	\$6000.00
	006-8340-4102 (Water Transmission-Leak Detection)	\$2532.00
	006-8340-4110 (Water Transmission-Service Contracts)	\$3004.00

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006-8340-4160 (Water Transmission-Repairs-Lines)	\$8407.00
006-8340-4161 (Water Transmission-Repairs-Equip.)	\$495.00
006-8340-4163 (Water Transmission-Repairs-Valves)	\$37.00
006-8310-4165 (Water Transmission-Paint Hydrants)	\$82.00
006-8340-4260 (Water Transmission-Maint. Supplies)	\$321.00
006-8340-4600 (Water Transmission-Hydrant Overhauling)	\$635.00
006-9010-8000 (State Retirement)	\$401.00
006-9040-8000 (Workers Comp.)	\$1440.00
006-9055-8000 (Disability Insurance)	\$67.00
006-9060-8000 (Hospital/Medical Insurance)	\$1902.00
006-9061-8000 (Dental Insurance)	\$229.00
006-1910-4000 (Unallocated Insurance)	\$410.00
006-1991-4000 (Professional Longevity & Salary Increases)	\$43.00
006-1990-4000 (Contingency Acct.)	\$11350.00

Unanimously carried.

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

RESOLVED, that the following *budget transfer* is hereby made in the *Debt Service Fund* for the *2007-2008* fiscal year:

To: 022-0022-5031 (Debt Service-Inter-fund Transfer)	\$491,275.00
From: 022-0022-2801 (Debt Service – Inter-fund Revenue)	\$491,275.00

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 in the *Sewer Fund* for the *2007 – 2008* fiscal year:

To: 007-8120-1001 (Sanitary Sewers-Engineer-Personal Services-Overtime)	\$286.00
From: 007-8120-1000 (Sanitary Sewers-Engineer-Personal Services)	\$286.00
To: 007-8120-4100 (Sanitary Sewers-Sanitary Sewers-Professional Fees)	\$334.00
From: 007-8120-4110 (Sanitary Sewers-Service Contracts)	\$161.00
007-8120-4070 (Utilities)	\$173.00

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 New York State Grant for playground piece at Garrison Park and other park improvements:

Increase: 001-0001-3090 (State Aid-Grants)	\$25,000.00
Increase: 001-7110-2050 (Parks-Playground Equipment)	\$25,000.00

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, 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 SHPO Grant to pay down debt:

Increase: 001-0001-3090 (State Aid-Grants)	\$50,000.00
Increase: 001-7110-2050 (Transfer to Capital)	\$50,000.00

Unanimously carried.

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 Stump Removal Grant from October 2006 Storm:

Increase: 001-0001-3989 (Other Home/Comm. Svc.-SEMA)	\$5473.00
001-0001-4960 (Emergency Disaster Asst.-FEMA)	\$16,419.00
Increase: 001-5110-4451 (Street Maint.-Oct. 2006 Storm Exp.)	\$11,787.00
001-8560-4340 (Shade Trees-Tree Removal/Maint.)	\$10,105.00

Unanimously carried.

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

RESOLVED, that the following *amendment* is hereby made in the *Water Fund* for the **2007-2008** fiscal year to account for an increase in the amount received in metered water sales and the amount expensed in contractual purchase of water at year end.

Increase: 006-8320-4000 (Water Supply-Contractual Purchase of Water)	\$1855.00
Increase: 006-0006-2140 (Water-Metered Water Sales)	\$1855.00

Unanimously carried.

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

WHEREAS, Ellicott Creek bisects the Village of Williamsville and empties into the Great Lakes, and;

WHEREAS, The Village of Williamsville finds water management, conservation and preservation vitally important to all residents, and;

WHEREAS, the International Joint Commission (IJC) has existed to oversee the implementation of the Boundary Waters Treaty between Canada and the United States, and;

WHEREAS, the Boundary Waters Treaty will celebrate 100 years of continuous force and effect governing water resource management along the Canada-U.S. border, and;

WHEREAS, the Stockholm Water Prize suitably recognizes institutions for outstanding water related activities, and;

WHEREAS, the International Joint Commission represents a model of governance for international water stewardship goals.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville joins in supporting the nomination of the International Joint Commission for the 2009 Stockholm Water Prize and joins other municipalities in securing endorsements for the nomination of the International Joint Commission as well.

Unanimously carried.

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Report - Trustee Geary

Trustee Geary reported on the following topics: Re-organization meeting; Tree Board meeting; Planning Board meeting; Parks Committee meeting; Thanked Nick Roth and Rich Sweeney for their assistance with the trees; Meeting with Erie County re: widening of Wehrle Drive project; Meeting with the Army Corps of Engineers re: dam condition; Youth & Recreation Committee Movies in the Park.

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

RESOLVED, that *Brian McMillen of 330 N. Ellicott St., Williamsville, New York*, is hereby appointed as a **firefighter** with the **Williamsville Fire Department**.

Unanimously carried.

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

RESOLVED, that the following Fire Department equipment is hereby declared surplus: **20 Motorola Minitor 3 radios**; and

BE IT FURTHER RESOLVED, that these 30 radios will be sent to Motorola for a \$75.00 rebate for each radio and which rebate check will be used to increase the Fire Department's Radio Equipment account.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topics: AUC; Encouragement of youth toward community service.

Trustee Piazza had no resolutions.

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Report – Trustee Kulpa

Trustee Kulpa reported on the following topics: Thanked the community for input re: Glen Park, also thanked Marc Shuttleworth/DPW/landscape firm; Traffic & Safety Committee meeting; Meeting House Committee.

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

RESOLVED, that the following *budget transfer* is hereby made in the **Glen Park Fund** for the **2007 – 2008** fiscal year:

To:	009-7141-4430 (Glen Park-Sanitary Waste Disposal)	\$118.00
From:	009-7141-4440 (Glen Park-Refuse Disposal)	\$118.00

Unanimously carried.

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

RESOLVED, that *Deborah Rogers of 145 S. Cayuga Rd., Williamsville, New York*, is hereby appointed to the *Meeting House Committee* until the end of the **2008-2009** official year.

Unanimously carried.

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

RESOLVED, that the amendment to §103-14 (Vehicles and Traffic), to prohibit parking along the north side of Willowbrook Drive for its entire length, which was the subject of a public hearing on June 23, 2008, is hereby adopted.

Unanimously carried.

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

RESOLVED, that the following *amendment* is hereby made in the *Glen Park Fund* for the *2007-2008* fiscal year, to account for the New York State Grant for the Glen Park Retaining Wall:

Increase:	009-0009-3090 (Glen Park-State Aid- Grants)	\$9413.00
Increase:	009-7141-2020 (Glen Park-Capital Improvements)	\$9413.00

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to open the Executive Session at 9:15 p.m.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to close the Executive Session and return to the regular agenda at 9:42 p.m.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to adjourn the regular meeting at 9:42 p.m.

Unanimously carried.

Lynda L. Juul
Village Administrator/Clerk-Treasurer

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