

Village of Williamsville

Village Board
Work Session Agenda
Village Hall, 5565 Main St.

October 23, 2017

6:00 p.m.

Guest(s)

Amherst Police Report

Fire Dept. Report

Correspondence

Grants Update

Village Board Reports

Mayor Kulpa

- 1) Mayor's Executive Summary
- a) Community Plan update

Trustee Piazza

Deputy Mayor DeLano

- 1) Tree Update

Trustee Rogers

Trustee Yates

Department Head Reports

Attorney

Administrator

- 1) Discuss rescheduling of November 13th meeting (a resolution has to be approved remanding taxes to Erie County by 11/14/17)

DPW

Director of Community Development

- 1) Proposed project for \$50,000 NYSERDA Grant

Old Business

- 1) Solar panel regulation

MEETING SCHEDULE

(NOTE: Dates/times are subject to change. Please call the Village Clerk's office at 632-4120 for the most up to date information)

- 1st Mon. – Planning Board meeting at 7:30pm
- 1st Mon. – Arts & Culture Committee meeting at 7:00pm
- 2nd Mon. – Village Board Work Session at 6:00pm / Meeting 7:30pm
- 3rd Mon. – Environmental Committee at 7:00pm (Quarterly)
- 3rd Mon. – Parks Committee at 6:30pm (Ad hoc)
- 4th Mon. – Village Board Work Session at 6:00pm / Meeting 7:30pm
- 1st Tues. – Glen Park Jt. Bd. – Meets at Town Hall at 7:00pm
- 2nd Tues. – Beautification Committee at 6:30pm (Ad Hoc)
- 3rd Tues. – Meeting House Events Committee at 6:30pm (Ad hoc)
- 3rd Tues. – Tree Board at 6:30pm
- 4th Tues. – Glen Park Art Festival Committee at 7:30pm
- 3rd Wed. – Zoning Board at 7:30pm (Ad Hoc)
- 1st Thur. – Traffic & Safety Committee at 7:00pm (Quarterly)
- 4th Tues. – Historic Preservation Commission at 7:00pm
- 4th Tues. – Youth & Recreation Committee at 7:00pm
- 4th Fri. – Open Government Committee at 4:00pm every other month

Village Board Liaisons *(Updated 7/5/17)*

MAYOR KULPA: Personnel, Insurance, Amherst Police Dept., Beautification Committee, Executive Safety Committee, Records Management Committee, Erie County Village Officials Assoc., Fire Dept.

TRUSTEE PIAZZA: Arts & Culture Committee, Amherst Utility Cooperative, Zoning Board of Appeals, Environmental Committee, Justice Court, Inter-governmental Agent, Arts & Culture Committee

TRUSTEE DELANO: Dept. of Public Works, Tree Board, Traffic & Safety Committee, Parks Committee

TRUSTEE YATES: Historic Preservation Commission, Williamsville Business Association, Youth & Recreation Committee

TRUSTEE ROGERS – Meeting House Committee, Glen Park Joint Board, Open Government Committee, Planning and Architectural Review Board

Meetings & Events

All meetings are at Village Hall unless otherwise noted.

October 2017

- 24 Historic Preservation Comm. meeting at 7pm
- 24 Youth & Rec Comm. meeting at 7pm
- 25 Tree Board meeting at 6:30pm
- 25 Zoning Board meeting at 7:30pm
- 27 Open Government Comm. meeting at 4pm

November 2017

- 6 Planning Board meeting at 7:30pm
- 6 Arts & Culture Comm. meeting at 7:30pm
- 7 General Election Day
- 10 Family Movie Night at the Meeting House
- 10 Village Offices Closed – Veterans Day Observed
- 13 VB Work Session at 6 p.m./VB meeting at 7:30 p.m.**
- 14 Glen Park Joint Board meeting at Village Hall at 7pm
- 16 Traffic & Safety Comm. meeting at 7pm
- NO Open Gov't Comm. meeting in November
- 21 Tree Board meeting at 6:30pm
- 21 Meeting House Comm. meeting at 6:00pm at Meeting House
- 23-24 Village Offices Closed – Thanksgiving Holiday
- 27 VB Work Session at 6 p.m./VB meeting at 7:30 p.m.**
- 28 HPC Historic Preservation Comm. meeting at 7pm
- 28 Youth & Rec Comm. meeting at 7pm



Mark your calendars...

Holiday in the Village
Saturday, December 2, 2017



Visit the Village website at www.walkablewilliamsville.com
For Village information, news & events

Follow us on www.facebook.com/williamsvilleny

Celebrate. Educate. Volunteer.



KULPA #1

RESOLVED, that payroll and vouchers in the amount of **\$292,720.85** covering the period from 10/4/17 to 10/17/17, are hereby approved as follows:

Payroll covering 10/2/17 – 10/15/17: \$36,905.89

Vouchers covering 10/4/17 – 10/17/17:

General Fund	\$80,682.55
Water Fund	\$0.00
Sewer Fund	\$504.21
Glen Park Fund	\$6,039.21
Trust & Agency Fund	\$14,373.97
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$154,215.02</u>
	\$255,814.96

GRAND TOTAL: **\$292,720.85**

KULPA #2

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2017-2018* fiscal year:

To:	001-1640-2000 (Central Garage-Equipment)	\$30.00
From:	001-1640-4161 (Central Garage-Small Equip. Repairs)	\$30.00
To:	001-3410-4160-3406 (Fire Protection-Truck Expense/Truck 6)	\$11.00
	001-3410-4160-3402 (Fire Protection-Truck Expense/Engine 2)	\$981.00
	001-3410-4160-3491 (Fire Protection-Truck Expense/Car 9-1 Expense)	\$157.00
	001-3410-4160-3405 (Fire Protection-Truck Expense/Rescue 5 Expense)	\$32.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$1,181.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$880.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$880.00
To:	001-5110-4161-0901 (Street Maint.-Repairs/2012 Chevy Tahoe)	\$20.00
	001-5110-4161-0902 (Street Maint.-Repairs/2002 Int'l Dump)	\$63.00
	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$147.00
	001-5110-4161-0918 (Street Maint.-Repairs/2010 Ford F350XL)	\$72.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$302.00
To:	001-7110-4165 (Parks-Repairs/Shelter Maint.)	\$64.00
From:	001-7110-4169 (Parks-Repairs/Repairs/Other)	\$64.00

To: 001-8745-1001 (Flood & Erosion Control-Personal Services/OT) \$10.00
From: 001-8560-1001 (Shade Trees-Personal Services/OT) \$10.00

KULPA #3

RESOLVED, that the following *budget transfer* is hereby made in the *Glen Park Fund* for the *2017-2018* fiscal year:

To: 009-7141-4102 (Glen Park-Landscaping) \$1,967.00
From: 009-7141-1000 (Glen Park-Personal Services) \$1,967.00

KULPA #4

WHEREAS, the Williamsville Fire Department has received grant funding through Senator Ranzenhofer that is being administered through the Dormitory Authority of the State of New York (DASNY); and

WHEREAS, part of that grant includes the replacement of the Williamsville Fire Department truck bay doors; and

WHEREAS, this project was duly advertised and bids were opened on October 17, 2017, with only one bid being received;

NOW, THEREFORE, BE IT RESOLVED, that the bid for the replacement of the truck bay doors is hereby awarded to Hamburg Overhead Door for their bid of \$46,000.00.

KULPA #5

RESOLVED, that Village Administrator Lynda Juul is hereby approved to travel to Oneonta, New York from November 16 - 17, 2017, to attend the NYSCMA Fall Seminar, at a cost not to exceed \$225.00.

KULPA #6

RESOLVED, that Amanda Weinreber, residing at 168 Surrey Run, Williamsville, is hereby appointed as an Active Restricted Firefighter, effective November 1, 2017.

KULPA #7

VILLAGE OF WILLIAMSVILLE BOARD OF TRUSTEES RESOLUTION

Designation of historical landmark 80 E. Spring Street (“Zent House”), Williamsville, NY

Dated October 23, 2017

WHEREAS, the Historic Preservation Commission (the “HPC”) has identified several properties that would be considered eligible for designation as a historical landmark pursuant to Section 47-4(a) of the Village of Williamsville Code including the “Zent House” property located at 80 E. Spring Street (part of the parcel at 56 E. Spring Street) (“Subject Property”); and

WHEREAS, the HPC may nominate an individual property as a landmark if it meets any the following criteria:

1. Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
2. Embodies the distinctive characteristics of a type, a period or a method of construction.
3. Represents the work of a master architect or designer or possesses high artistic values.
4. Represents a significant or distinguished entity whose components may lack individual or special distinction.
5. Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood; and

WHEREAS, based upon the HPC's review of information related to the Subject Property, the HPC recommended the Subject Property for designation as a local historic landmark on May 23, 2017; and

WHEREAS, the HPC held a public hearing on June 27, 2017, at which the Subject Property owner and any interested parties had the opportunity to present testimony or documentary evidence at the hearing regarding the historic, architectural or cultural importance of the proposed landmark; and

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above, the HPC nominated the Subject Property for local landmark status; and

WHEREAS, the Village Board of Trustees held a public hearing on Monday, September 11, 2017 in which the Subject Property owner and any interested parties had the opportunity to present testimony or documentary evidence at the hearing regarding the historic, architectural or cultural importance of the proposed landmark; and

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above the Village Board of Trustees proposes to designate the Subject Property as a local landmark;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Williamsville hereby designates the Subject Property as a local landmark based on its finding that it satisfies the following criteria set forth in Section 47-4(a) of the Village of Williamsville Code:

- X Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
- X Embodies the distinctive characteristics of a type, a period or a method of construction.
- Represents the work of a master architect or designer or possesses high artistic values.
- X Represents a significant or distinguished entity whose components may lack individual or special distinction.
- X Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood.

KULPA #8

**VILLAGE OF WILLIAMSVILLE
BOARD OF TRUSTEES RESOLUTION**

**Designation of historical landmark
150 Milton Street (“Section House”), Williamsville, NY**

Dated October 23, 2017

WHEREAS, the Historic Preservation Commission (the “HPC”) has identified several properties that would be considered eligible for designation as a historical landmark pursuant to Section 47-4(a) of the Village of Williamsville Code including the “Section House” property located at 150 Milton Street (“Subject Property”); and

WHEREAS, the HPC may nominate an individual property as a landmark if it meets any the following criteria:

1. Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
2. Embodies the distinctive characteristics of a type, a period or a method of construction.
3. Represents the work of a master architect or designer or possesses high artistic values.
4. Represents a significant or distinguished entity whose components may lack individual or special distinction.
5. Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood; and

WHEREAS, based upon the HPC's review of information related to the Subject Property, the HPC recommended the Subject Property for designation as a local historic landmark on May 23, 2017; and

WHEREAS, the HPC held a public hearing on June 27, 2017 at which the Subject Property owner and any interested parties had the opportunity to present testimony or documentary evidence at the hearing regarding the historic, architectural or cultural importance of the proposed landmark; and

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above, the HPC nominated the Subject Property for local landmark status; and

WHEREAS, the Village Board of Trustees held a public hearing on Monday, September 11, 2017 in which the Subject Property owner and any interested parties had the opportunity to present testimony or documentary evidence at the hearing regarding the historic, architectural or cultural importance of the proposed landmark; and

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above the Village Board of Trustees proposes to designate the Subject Property as a local landmark; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Williamsville hereby designates the Subject Property as a local landmark based on its finding that it satisfies the following criteria set forth in Section 47-4(a) of the Village of Williamsville Code:

- X Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
- X Embodies the distinctive characteristics of a type, a period or a method of construction.
- Represents the work of a master architect or designer or possesses high artistic values.
- X Represents a significant or distinguished entity whose components may lack individual or special distinction.
- Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood.

YATES #1

WHEREAS, the Historic Preservation Commission requested in their minutes of July 25, 2017 that “the Village Board make mandatory the notification of new owners of a landmarked property, upon transfer of that property, that said property has landmark status and as such, must adhere to all rules and regulations that pertain to landmarked properties in the Village of Williamsville, and that a copy of the pertinent code be included in the notice, and furthermore, that the notice be sent to any new owner of a landmarked property upon transfer of the property, via certified mail/return receipt requested”;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board hereby directs the Village Clerk’s Office to follow the procedures as outlined above, upon notification of the transfer of ownership of any locally landmarked property.

ROGERS #1

WHEREAS, the Village of Williamsville has been designated as a Clean Energy Community by the New York State Energy Research and Development Authority (NYSERDA), and will be submitting a grant application for the installation of LED lighting in S. Long Park, Island Park, Garrison Park, and on the exterior of Village Hall, and for the installation of solar panels on the Dept. of Public Works garage;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees authorizes the grant application as outlined above, and commits to a match of up to \$_____ for the project; and

BE IT FURTHER RESOLVED, that should the grant be approved by NYSERDA, the Mayor is hereby authorized and directed to sign any and all paperwork associated with the grant.

PIAZZA #1

RESOLVED, that the fee proposal from CHA Consulting, Inc. for the Picture Main Street Project, Supplemental Agreement #2, is hereby approved in an amount not to exceed \$74,993.00.

DELANO #1

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Highway Rehabilitation Project NY Route 5, from I-290 Youngmann Expressway to Williamsville East Village Line in the Village of Williamsville, located in Erie County, PIN 5760.92; and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the adjustment of manhole cover and vent elevations in the sanitary sewer system, pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner; and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended; and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville approves of the adjustment of manhole cover and vent elevations in the sanitary sewer system and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Williamsville will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans; and

BE IT FURTHER RESOLVED, that the Mayor has the authority to sign, with the concurrence of the Village Board of Trustees, any and all documentation that may become necessary as a result of this project as it relates to the Village of Williamsville; and

BE IT FURTHER RESOLVED, that the clerk of the Village of Williamsville is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

The meeting was opened at 7:00 p.m. with the Pledge of Allegiance led by Trustee Yates.

Present: Brian J. Kulpa, Mayor
John "Al" Yates, Jr., Trustee
Basil J. Piazza, Trustee
Deb Rogers, Trustee

Also present: Lynda L. Juul, Administrator/Clerk-Treasurer
Judith A. Kindron, Deputy Treasurer
Charles Grieco, Village Attorney
Maggie Winship, Director of Community Development
Ben Vilonen, DPW Crew Chief

Excused: Daniel O. DeLano, Deputy Mayor

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to approve the minutes of the regular meeting held on September 25, 2017 as submitted.

Roll call:	Trustee Yates	Yes
	Trustee Rogers	Yes
	Trustee Piazza	Yes
	Mayor Kulpa	Abstained

Motion carried. 3 – 0. (1 Abstention)

<p style="text-align: center;">Public Hearing - Continued Proposed Local Landmark Designation 5429 Main Street (Starbucks/Alex and Ani)</p>
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Mayor Kulpa stated the Board is in receipt of a letter but would like the Historic Preservation Commission to review and comment. Therefore, this public hearing will be held until the next Village Board meeting on October 23, 2017.

Village Attorney Grieco stated there is additional information. The build date of the building may be 1952.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

Public Hearing
Proposed modification to Chapter 84 (Signs) as it pertains to window signage

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to open the public hearing at 7:04 p.m.

Motion carried. 4 – 0.

Trustee Rogers stated the Planning Board is looking for regulation of window signs (which are currently exempt.)

There were no comments from the audience.

ON MOTION by Trustee Rogers, seconded by Trustee Piazza, it was moved at 7:06 p.m. to close this public hearing.

Motion carried. 4 – 0.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to adopt Mayor Kulpa's resolutions #1 - #3 as written.

Motion carried. 4 – 0.

Kulpa #1

RESOLVED, that payroll and vouchers in the amount of \$217,526.62 covering the period from 9/20/17 to 10/3/17, are hereby approved as follows:

Payroll covering 9/18/17 – 10/1/17: \$32,146.09

Vouchers covering 9/20/17 – 10/3/17:

General Fund	\$63,324.72
Water Fund	\$941.59
Sewer Fund	\$1,656.49

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

Glen Park Fund	\$973.70
Trust & Agency Fund	\$13,232.06
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$105,251.97</u>
	\$185,380.53

GRAND TOTAL: **\$217,526.62**

Motion carried. 4 – 0.

Kulpa #2

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2017-2018* fiscal year:

To:	001-1110-4110 (Village Justices-Service Contracts)	\$9.00
From:	001-1110-4010 (Village Justices-Office Supplies)	\$9.00
To:	001-1640-2000 (Central Garage-Equipment)	\$54.00
From:	001-1640-4161 (Central Garage-Small Equip. Repair)	\$54.00
To:	001-3410-4160-3406 (Fire Protection-Truck Expense/Ladder 6)	\$3,090.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$3,090.00
To:	001-5010-2000 (Street Administration-Equip.)	\$176.00
From:	001-5010-4260 (Street Administration-Maint. Supplies)	\$176.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$2,527.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$2,527.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$1,665.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$1,665.00
To:	001-5110-4161-0900 (Street Maint.-Repairs/2013 Nissan Leaf)	\$36.00
	001-5110-4161-0906 (Street Maint.-Repairs/2007 International)	\$298.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$334.00
To:	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$94.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Int'l Dump)	\$298.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$392.00
To:	001-8510-4450 (Community Beautification-Misc.)	\$27.00
From:	001-8510-4340 (Community Beautification-Plants)	\$27.00

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

To:	001-8560-4160 (Shade Trees-Equip. Repairs)	\$531.00
	001-8560-4350 (Shade Trees-Tree Maint.)	\$3,000.00
From:	001-8560-4360 (Shade Trees-Trees/Replacement/Reg.)	\$3,531.00

Motion carried. 4 – 0.

Kulpa #3

RESOLVED, that the following *budget transfer is* hereby made in the *Glen Park Fund* for the *2017-2018* fiscal year:

To:	009-7141-4102 (Glen Park-Landscaping)	\$497.00
From:	009-7141-4352 (Glen Park-Park Maint.)	\$497.00

Motion carried. 4 – 0.

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

RESOLVED, that the Village of Williamsville Code Enforcement Officer is hereby appointed as *Local Floodplain Administrator* for the Village of Williamsville.

Motion carried. 4 – 0.

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

RESOLVED, that Williamsville Fire Chief Michael Measer is hereby authorized to attend the Firehouse Expo to be held in Nashville, TN from October 17 – October 21, 2017, at a cost not to exceed \$1,200.00, to be paid by the Village of Williamsville.

Motion carried. 4 – 0.

Trustee Rogers - No report.

ON MOTION by Trustee Rogers, seconded by Trustee Yates, it was moved to adopt Trustee Rogers resolutions #1 - #3 as written.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

Motion carried. 4 – 0.

Rogers #1

WHEREAS, the New York State Department of Transportation proposes the construction, reconstruction, or improvement of Highway Rehabilitation Project NY Route 5, from I-290 Youngman Expressway to Williamsville East Village Line in the Village of Williamsville, located in Erie County, PIN 5760.92; and

WHEREAS, the State will include as part of the construction, reconstruction, or improvement of the above mentioned project the adjustment of the street lighting system pursuant to Section 10, Subdivision 24, of the State Highway Law, as shown on the contract plans relating to the project and meeting the requirements of the owner; and

WHEREAS, the service life of the relocated and or replaced utilities has not been extended; and

WHEREAS, the State will provide for the reconstruction of the above mentioned work, as shown on the contract plans relating to the above mentioned project;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville approves of the adjustment of the street lighting system and the above mentioned work performed on the project and shown on the contract plans relating to the project and that the Village of Williamsville will maintain or cause to be maintained the adjusted facilities performed as above stated and as shown on the contract plans; and

BE IT FURTHER RESOLVED, that the Mayor has the authority to sign, with the concurrence of the Village Board of Trustees, any and all documentation that may become necessary as a result of this project as it relates to the Village of Williamsville; and

BE IT FURTHER RESOLVED, that the clerk of the Village of Williamsville is hereby directed to transmit five (5) certified copies of the foregoing resolution to the New York State Department of Transportation.

Motion carried. 4 – 0.

Rogers #2

RESOLVED, that *Rebecca M. Guerra* of *241 Oakgrove Dr., Williamsville*, is hereby appointed as an *Alternate Member* of the *Planning and Architectural Review Board* until the end of the *2017-2018* official Village year.

Motion carried. 4 – 0.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

Rogers #3

RESOLVED, that the proposed amendment to Chapter 84 (Signs) of the Village Code, as it pertains to the regulation of window signs, which was the subject of a public hearing held on October 10, 2017, is hereby adopted as **Local Law 9 of 2017**.

Motion carried. 4 – 0.

Trustee Piazza - No report.

ON MOTION by Trustee Piazza, seconded by Trustee Yates, it was moved to adopt Trustee Piazza's resolutions #1 and #2 as written:

Motion carried. 4 – 0.

Piazza #1

RESOLVED, that the Mayor is hereby authorized to sign the Penflex, Inc. Service Fee Agreement for the *Village of Williamsville Firefighter Length of Service Award Program*, for the period from November 1, 2017 to October 31, 2018.

Motion carried. 4 – 0.

Piazza #2

RESOLVED, that DPW Crew Chief Ben Vilonen is hereby authorized to travel to the NYCOM Public Works Training, to be held in Lake George, New York, from October 16 to October 18, 2017, at a cost not to exceed \$1,200.00, to be paid by the Village of Williamsville.

Motion carried. 4 – 0.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Beautification Committee volunteers will be planting tulip bulbs in the Village gardens this Saturday, October 14th.

ON MOTION by Trustee Yates, seconded by Trustee Rogers, it was moved to adopt Trustee Yates's resolutions #1 and #2 as written.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

Motion carried. 4 – 0.

Yates #1

RESOLVED, that Change Order #1 to Milherst Construction for the Rock Street Improvement Project in the amount of \$2,640.00 is hereby approved.

Motion carried. 4 – 0.

Yates #2

RESOLVED, that the official date of *Halloween Trick or Treat* in the Village of Williamsville is hereby designated as Tuesday, October 31st.

Motion carried. 4 – 0.

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

Motion carried. 4 – 0.

Member(s) of the audience who spoke and the topics of their comment(s) [*The Village Board's comments are in italics*]:

1. Jerry Mann, 107 Oakgrove Dr. – Regarding the fire whistle, his granddaughter has Downs Syndrome and is very sensitive to sound. She cannot come over to his house and spend any time outside due to the fire whistle. Asked if he needs to start a petition to request the Fire Department to cease use of the fire whistle. [*Mayor Kulpa – Has not heard this request in the past. There are reasons the fire company uses the whistle. Suggested that if he creates a petition he should be careful how it is worded.*]
2. Carolyn Schlifke, 192 Evans St. – A Lehigh Trail post that was removed so that the DPW truck could go down the trail was not replaced while work on the trail was being done. There is a big hole left which is a safety issue. It could create a liability for the Village.
3. Thomas Frank, 5403 Main St. – NYSERDA; Local floodplain administrator; Ellicott Creek Watershed; CFA; Congress of New Urbanism.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

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

Motion carried. 4 – 0.

Staff Report(s)

Community Director Winship reported on the following topic(s): The second Village newsletter was recently sent out.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to open the Executive Session at 7:22 p.m. for the purpose of discussing a personnel matter related to transitional duty.

Motion carried. 4 – 0.

Mayor Kulpa was excused from the meeting prior to the beginning of the Executive Session.

ON MOTION by Trustee Yates, seconded by Trustee Piazza, it was moved to close the Executive Session at 7:31 p.m.

Motion carried. 3 – 0.

ON MOTION by Trustee Rogers, seconded by Trustee Piazza, it was moved to leave the regular agenda to consider a new resolution.

Motion carried. 3 – 0.

ON MOTION by Trustee Yates, seconded by Trustee Rogers, the following resolution was adopted:

RESOLVED, that Mark Kutner is hereby approved for Transitional Duty for a period of 30 days, effective October 16, 2017.

Motion carried. 3 – 0.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, October 10, 2017 at 7:00 p.m.

ON MOTION by Trustee Yates, seconded by Trustee Piazza, it was moved to return to the regular agenda.

Motion carried. 3 – 0.

ON MOTION by Trustee Yates, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 7:32 p.m.

Motion carried. 3 – 0.

Lynda L. Juul
Administrator/Clerk-Treasurer

Minutes of the Special Meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Thursday, October 12, 2017 at 9:54 p.m.

The meeting was opened at 9:54 p.m. with the Pledge of Allegiance led by Trustee Piazza.

Present: Brian J. Kulpa, Mayor
John "Al" Yates, Jr., Trustee
Basil J. Piazza, Trustee
Deborah L. Rogers, Trustee

Also present: Lynda L. Juul, Administrator/Clerk-Treasurer
Charles Grieco, Village Attorney
Maggie Winship, Director of Community Development

Excused: Daniel O. DeLano, Deputy Mayor
Ben Vilonen, DPW Crew Chief
Judith A. Kindron, Deputy Treasurer

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

RESOLVED, that the Board of Trustees of the Village of Williamsville, as Lead Agency, hereby adopts as its determination of significance pursuant to the State Environmental Quality Review Act a Negative Declaration as it pertains to the proposed land swap with Natale Development of approximately 0.45 acres of land in the California Drive/S. Long area and the associated proposed multi-family development on 101 through 151 California Drive for the reasons set forth in Part 3 of the Full Environmental Assessment Form, dated October 12, 2017, incorporated by reference herein.

Motion carried. 4 - 0.

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

WHEREAS, Natale Development, LLC ("Natale") is proposing to construct a multi-family residential development, consisting of apartments and townhomes, on property it owns at 101–151 California Drive in the Village ("Natale Property"); and

WHEREAS, Natale has expressed an interest in acquiring a portion of certain property owned by the Village adjacent to the Natale Property, currently used by the Village Department of Public Works as a side yard ("DPW Side Yard") in connection with its proposed development; and

Minutes of the Special Meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Thursday, October 12, 2017 at 9:54 p.m.

WHEREAS, the Village has expressed interest in acquiring a portion of the Natale Project that is adjacent to South Long Park for the purposes of eventually expanding South Long Park, providing a connection to the Lehigh Memory Trail to the south, and ensuring the long term preservation of a historic structure located on the Natale Property commonly known as the Section House; and

WHEREAS, the Village of Williamsville Board of Trustees and Natale have concluded that exchanging identically-sized parcels of approximately 0.452 acres, identified on the Land Conveyance Map, dated September 2017, prepared by Passero Associates (“Land Conveyance Map”) as “Parcel To Be Conveyed by Natale Development” (“Natale Swap Parcel”) and “Parcel To Be Acquired By Natale Development” (“Village Swap Parcel”), is in the best interest of both parties; and

WHEREAS, the Village Board has determined based on professionally prepared appraisals of both properties, that the value of the property to be transferred to the Village is equal to or greater than the value of the land being transferred to Natale Development LLC;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees hereby declares the Village Swap Parcel as surplus property; and

BE IT FURTHER RESOLVED, that the exchange of the Village Swap Parcel for the Natale Swap Parcel is hereby approved subject to negotiation of a final agreement between the parties and the satisfaction of any conditions or contingencies contained therein.

Roll call:	Trustee Yates	Yes
	Trustee Piazza	Yes
	Trustee Rogers	No
	Mayor Kulpa	Yes

Motion carried. 3 – 1.

ON MOTION by Mayor Kulpa seconded by Trustee Yates, it was moved to adjourn the special meeting at 10:15 p.m.

Motion carried. 4 – 0.

Lynda L. Juul
Administrator/Clerk-Treasurer

LANDMARK DESIGNATION APPLICATION FORM

VILLAGE OF WILLIAMSVILLE, NEW YORK

Village of Williamsville Historic Preservation Commission

Your name: Historic Preservation Commission Telephone: (716) 632-4120 Date: 5/23/2017

Your address: c/o Village of Williamsville, 5565 Main St., Williamsville, NY 14221

Organization (if any): _____

A. PROPERTY IDENTIFICATION

1. Building's Address: 5429 Main St.
2. Building's Current Name: Jewelry retail shop (Alex and Ani) and coffee shop (Starbucks)
3. All of Building's historic/common names, if known: Iroquois Gas Company Building
SBL #: 80.08-4-1
4. Present owner & address: Main-Cali Williamsville LLC
(List all owners of record c/o TRG Property Mgmt.
and their addresses - 18 Computer Dr. E.
use additional sheet, if Albany, NY 12205
necessary) _____

B. PROPERTY CLASSIFICATION

Category:	Ownership:	Use of Property: Please note "H" for historic use, "C" for current use:	
<input checked="" type="checkbox"/> building	<input checked="" type="checkbox"/> private	<input type="checkbox"/> agriculture	<input type="checkbox"/> museum
<input type="checkbox"/> site	<input type="checkbox"/> public	<input checked="" type="checkbox"/> H&C commercial	<input type="checkbox"/> park
<input type="checkbox"/> district	Accessibility:	<input type="checkbox"/> educational	<input type="checkbox"/> private residence
Status:	<input checked="" type="checkbox"/> yes: restricted	<input type="checkbox"/> entertainment	<input type="checkbox"/> religious
<input checked="" type="checkbox"/> occupied	<input type="checkbox"/> yes: unrestricted	<input type="checkbox"/> government	<input type="checkbox"/> scientific
<input type="checkbox"/> unoccupied	<input checked="" type="checkbox"/> exterior visible	<input type="checkbox"/> industrial	<input type="checkbox"/> transportation
<input type="checkbox"/> work in Progress	from public road	<input type="checkbox"/> military	<input type="checkbox"/> other: _____
	<input type="checkbox"/> interior accessible		

C. PROPERTY DESCRIPTION

5. Building material(s) clapboard stone stucco
 shingles cobblestone board & batten
 brick logs other: Poured concrete

6. Structural System: (if known) wood frame: heavy timber plank wood frame: light members metal (explain _____) masonry load-bearing walls _____ log other: _____

7. Condition/ Integrity excellent good fair deteriorated ruins unexposed Check one: unaltered altered Check one: original site moved date: _____

List major alterations and dates (if known): _____

Source of this information: _____

8. Threats to Building: none known zoning other/comments: _____ development roads deterioration fire

9. Related outbuildings and property post Landscape features: barn garage shed stone wall carriage house greenhouse privy carriage Step shop gardens stables well other hitching Other: _____

10. Surroundings: (check all that apply) open land woodland scattered buildings densely built-up commercial industrial residential other: _____

11. Interrelationship of building and surroundings: _____
Symmetry with streetscape and surrounding Main St. buildings.

12. Other notable features of building and site (i.e., style, detail, interior features if known):
One-story symmetrical commercial building with modest Colonial Revival treatment, with a central front door flanked by large multi-lite windows. Entry features transom window with arched lites and is surrounded by compound moldings.

D. SIGNIFICANCE

Period: Areas of Significance – Check and justify below

<input type="checkbox"/> prehistoric	<input type="checkbox"/> archaeology	<input type="checkbox"/> education	
<input type="checkbox"/> 1400-1699	<input type="checkbox"/> prehistoric	<input type="checkbox"/> engineering	<input type="checkbox"/> politics/ government
<input type="checkbox"/> 1700-1799	<input type="checkbox"/> archaeology	<input type="checkbox"/> exploration/ settlement	<input type="checkbox"/> religion
<input type="checkbox"/> 1800-1849	<input checked="" type="checkbox"/> historic	<input type="checkbox"/> industry	<input type="checkbox"/> science
<input type="checkbox"/> 1850-1899	<input type="checkbox"/> agriculture	<input type="checkbox"/> invention	<input type="checkbox"/> sculpture
<input type="checkbox"/> 1900-1919	<input checked="" type="checkbox"/> architecture	<input type="checkbox"/> landscape	<input type="checkbox"/> social/ humanitarian
<input checked="" type="checkbox"/> 1920-1941	<input type="checkbox"/> art	<input type="checkbox"/> architecture	<input type="checkbox"/> theater
<input type="checkbox"/> 1942-1950	<input type="checkbox"/> commerce	<input type="checkbox"/> law	<input type="checkbox"/> transportation
	<input type="checkbox"/> communications	<input type="checkbox"/> literature	<input type="checkbox"/> other (specify)
	<input type="checkbox"/> community planning	<input type="checkbox"/> military	_____
	<input type="checkbox"/> conservation	<input type="checkbox"/> music	_____
	<input type="checkbox"/> economics		

13. List the following and your source(s) of information:

Date of initial construction: 1932 – Historic Resource Inventory Form

Architect, if known: _____

Builder, if known: _____

14. Historical and architectural importance: Referring to the criteria set forth in the Village Preservation Ordinance (§47-4), list those that apply and explain how the property meets those criteria. (Check all that apply):

- (1) Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
- (2) Embodies the distinctive characteristics of a type, a period or a method of construction.
- (3) Represents the work of a master architect or designer or possesses high artistic value.
- (4) Represents a significant or distinguished entity whose components may lack individual or special distinction.
- (5) Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood.

Good example of an early 20th century commercial building in a modest Colonial Revival Style.

- 15. Please attach any additional material which might be useful in considering the site for landmark Designation, i.e., copies of newspaper clippings, magazine articles, old photographs, etc. Photocopies are acceptable. Please be advised that no materials can be returned.

- 16. Sources of information: Intensive Level Historic Resource Survey (2013)

- 17. Photographs required:

- Current views
- Minimum size 4"x6"
- Color prints
- Two (2) sets of each photograph
- Include all exterior views (front, back, sides), showing complete elevations of all structures To be considered.

- 18. Map required:

- Obtain from the Village Building Department a location map and mark the property's location on this map. If more than one building is being considered on a property, or the property has Notable landscape features, include a sketch plot plan of the property noting these buildings and/ or features. Provide property survey if possible as well.

Signature of Applicant

Date

VILLAGE OF WILLIAMSVILLE
TRAVEL REQUEST FORM

DEPARTMENT:

* PLEASE ATTACH COPY OF CONFERENCE AGENDA TO THIS FORM AS WELL AS ALL OTHER INFO RELATED TO YOUR TRAVEL REQUEST. THIS INCLUDES CONFERENCE FEES, AIRFARE, HOTEL INFO, PER DIEM, ETC. ALL MEALS INCLUDED IN THE CONFERENCE OR HOTEL SHOULD BE DEDUCTED FROM THE PER DIEM AMOUNT.

DESTINATION AND PURPOSE OF TRIP

Date of Departure Nov. 16, 2017
Date of Return Nov. 17, 2017
Destination Oneonta, NY
Purpose NYSMA Fall Seminar
Attendees Lynda Juhl

ESTIMATED COST

Transportation:
Mileage 325 Miles at \$ 0.17 per mile \$55.25
Tolls 11.50
Local Transportation —
Airfare, etc. —

Lodging
1 Nights at \$ 93.00 per night \$93.00

Meals (based on per diem rates) \$33.00
Do not include meals covered by conference fee or hotel

Registration/Conference Fees \$30.00

Other —

TOTAL COST

\$272.75

APPROVALS

Lynda Juhl 11/19/17
Department Head Date

Lynda Juhl 11/19/17
Village Administrator Date

** PLEASE ATTACH A COPY OF THIS FORM TO ALL RELATED VOUCHERS SUBMITTED FOR PAYMENT**



FALL SEMINAR

Friday, November 17, 2017



SUNY ONEONTA
108 Ravine Parkway
Lee Hall Great Room
Oneonta, New York 13820

For those wishing to arrive the night before, the Courtyard by Marriott is our host hotel and will offer a government rate of \$93 per night. Please reference the NYSCMA Fall Seminar Rate.



SEMINAR SCHEDULE

- 9-10:00 am Light Breakfast, Coffee & Registration
- 10-10:30 am **Welcome and Update on the City of Oneonta's \$10 Million Downtown Revitalization Initiative**
*George L. Korthauer, City Manager
Oneonta, NY*
- 10:30-noon **"Creating an Authentic Service Leadership Culture"**
*Ron Holified, President and CEO
Strategic Government Resources*
- Noon-1:00 pm Buffet Lunch
- 1-2:30 pm **"Protecting Community in an Age of Protest"**
*Todd Baxter, Monroe County Sheriff Candidate
www.baxterforsheriff.com*
- 2:30-3 pm **NYSCMA Business Meeting**
Executive Board Required. All interested members may attend.
- 3:00 pm **Conclusion of Program**



Registration: \$30/Attendee. Students Free. Please submit payment to the NYS City/County Management Association, c/o George Calvi, 20 Foxhill Road, Valhalla, NY 10595
GeorgeCalvi@optonline.net. To assure proper amenities and refreshments, please notify Mr. Calvi as soon as possible with your intent to attend.

This NYSCMA membership event is made possible in part through underwriting support from our Fall Seminar sponsor: General Code

**GENERAL
CODE**

**VILLAGE OF WILLIAMSVILLE
PICTURE MAIN STREET PROJECT
CONTRACT NUMBER PIN 5760.92
SCOPE OF SERVICES
SUPPLEMENTAL AGREEMENT #2**

Section 8 - Construction Support

8.01 Construction Support

The **Consultant** will provide design response to unanticipated or changed field conditions, analyze and participate in proposed design changes, and interpret design plans.

Work under this section will always be in response to a specific assignment from the **Sponsor** under one of the tasks below:

- In response to unanticipated and/or varying field conditions or changes in construction procedures, the **Consultant** will conduct on-site field reconnaissance and, where required, prepare Field Change Sheets modifying pertinent contract plan sheets.
- The **Consultant** will analyze and make recommendations on the implementation of changes proposed by the **Sponsor** or the construction contractor. This includes the Traffic Control Plan.
- The **Consultant** will interpret and clarify design concepts, plans and specifications.
- The **Consultant** will review and approve shop drawings for construction.

Not reimbursable under this Section are:

- Corrections of design errors and omissions
- Straightforward interpretations of plans and designer intentions

Section 10 - Estimating and Technical Assumptions

10.01 Estimating Assumptions

The Consultant shall provide to the Sponsor an estimation of the following items and any additional items not listed as deemed necessary by Consultant.

- Section 8 Construction Support will include but not be limited to:
- Providing technical support during construction on questions relating to the design.
 - Providing assistance in construction bid proceedings.
 - Analysis of bids.
 - Review of shop drawings (if necessary).

Estimate 10 requests that require effort will be made during the construction phase of the project.

10.02 Technical Assumptions

Section 8:

- The consultant will provide technical input and direction to the NYSDOT field staff on an as needed basis.
- The consultant will also assist the Village with technical input and opinions on issues brought forth by the NYSDOT field staff

Exhibit A, Page 1
Salary Schedule

CHA CONSULTING, INC.

PIN# 5760.92

Picture Main Street, Village of Williamsville

Erie County
 10/10/2017

JOB TITLE	ASCE (A) OR NICET (N) GRADE	AVERAGE HOURLY RATE		OVERTIME* CATEGORY
		PRESENT 4/1/2014	PROJECTED 2/1/2016	
PRINCIPAL	IX (A)	\$ 81.45	\$ 84.71	A
MANAGING ENGINEER	VIII (A)	\$ 81.45	\$ 84.71	A
SENIOR PRINCIPAL ENGINEER	VII (A)	\$ 79.62	\$ 82.80	A
PRINCIPAL ENGINEER	VI (A)	\$ 63.01	\$ 65.53	A
SENIOR ENGINEER	V (A)	\$ 51.09	\$ 53.14	B
PROJECT ENGINEER	IV (A)	\$ 37.98	\$ 39.50	B
ASST PROJECT ENGINEER	III (A)	\$ 32.64	\$ 33.95	B
ENGINEER I/II	III (A)	\$ 25.81	\$ 26.84	B
PRIN ENG TECH	IV (N)	\$ 40.94	\$ 42.58	B
SR ENGR TECH	III (N)	\$ 30.51	\$ 31.73	B/C
ENGR TECH DRAFTER	II (N)	\$ 22.20	\$ 23.08	B/C
ASST ENGR TECH	I (N)	\$ 18.29	\$ 19.02	C
TECHNICAL TYPIST	NA	\$ 19.83	\$ 20.62	C
SENIOR PRINCIPAL PLANNER	VII (A)	\$ 69.71	\$ 72.50	A
PRINCIPAL PLANNER	VI (A)	\$ 55.51	\$ 57.73	A
SENIOR PLANNER	V (A)	\$ 43.60	\$ 45.34	B
PLANNER	III (A)	\$ 30.91	\$ 32.15	B
SENIOR PRINCIPAL SCIENTIST	VI (A)	\$ 87.74	\$ 91.25	A
SENIOR SCIENTIST	V (A)	\$ 39.82	\$ 41.42	B
PROJECT SCIENTIST	IV (A)	\$ 40.63	\$ 42.26	B
SCIENTIST III	III (A)	\$ 28.61	\$ 29.75	B
SCIENTIST II	II (A)	\$ 21.73	\$ 22.60	B
MANAGING LANDSCAPE ARCHITECT	VIII (A)	\$ 73.50	\$ 76.44	A
PRINCIPAL LANDSCAPE ARCHITECT	VII (A)	\$ 68.94	\$ 71.70	A
SR LANDSCAPE ARCHITECT	V (A)	\$ 48.69	\$ 50.64	B
LANDSCAPE ARCHITECT	IV (A)	\$ 34.57	\$ 35.96	B
PRINCIPAL SURVEYOR	VII (N)	\$ 33.87	\$ 35.22	A
SENIOR SURVEYOR	IV (N)	\$ 41.15	\$ 42.80	B
PARTY CHIEF	III (N)	\$ 22.83	\$ 23.74	C
INSTRUMENT OPERATOR	II (N)	\$ 18.04	\$ 18.76	C

*OVERTIME POLICY

Category A - no overtime compensation.

Category B - overtime compensated at straight time.

Category C - overtime compensated at time and one half rate.

Overtime applies to hours worked in excess of the normal working hours of 40 hours per week.

CHA CONSULTING, INC.

PIN# 5760.92

Picture Main Street, Village of Williamsville
Erie County
10/10/2017

JOB TITLE	ASCE (A) OR NICET (N) GRADE	8.01																TOTAL HOURS	PROJECTED HOURLY RATE	AMOUNT
PRINCIPAL	IX (A)																	0	\$ 84.71	\$0.00
MANAGING ENGINEER	VIII (A)																	0	\$ 84.71	\$0.00
SENIOR PRINCIPAL ENGINEER	VII (A)	40																40	\$ 82.80	\$3,312.19
PRINCIPAL ENGINEER	VI (A)																	0	\$ 65.53	\$0.00
SENIOR ENGINEER	V (A)	160																160	\$ 53.14	\$8,501.76
PROJECT ENGINEER	IV (A)	144																144	\$ 39.50	\$5,687.44
ASST PROJECT ENGINEER	III (A)																	0	\$ 33.95	\$0.00
ENGINEER III	III (A)	120																120	\$ 26.84	\$3,220.68
PRIN ENG TECH	IV (N)																	0	\$ 42.58	\$0.00
SR ENGR TECH	III (N)	120																120	\$ 31.73	\$3,807.75
ENGR TECH DRAFTER	II (N)																	0	\$ 23.08	\$0.00
ASST ENGR TECH	I (N)																	0	\$ 19.02	\$0.00
TECHNICAL TYPIST	NA																	0	\$ 20.62	\$0.00
SENIOR PRINCIPAL PLANNER	VII (A)																	0	\$ 72.50	\$0.00
PRINCIPAL PLANNER	VI (A)																	0	\$ 57.73	\$0.00
SENIOR PLANNER	V (A)																	0	\$ 45.34	\$0.00
PLANNER	III (A)																	0	\$ 32.15	\$0.00
SENIOR PRINCIPAL SCIENTIST	VI (A)																	0	\$ 91.25	\$0.00
SENIOR SCIENTIST	V (A)																	0	\$ 41.42	\$0.00
PROJECT SCIENTIST	IV (A)																	0	\$ 42.26	\$0.00
SCIENTIST III	III (A)																	0	\$ 29.75	\$0.00
SCIENTIST II	II (A)																	0	\$ 22.60	\$0.00
MANAGING LANDSCAPE ARCHITECT	VIII (A)																	0	\$ 76.44	\$0.00
PRINCIPAL LANDSCAPE ARCHITECT	VII (A)																	0	\$ 71.70	\$0.00
SR LANDSCAPE ARCHITECT	V (A)																	0	\$ 50.64	\$0.00
LANDSCAPE ARCHITECT	IV (A)																	0	\$ 35.96	\$0.00
PRINCIPAL SURVEYOR	VII (N)																	0	\$ 35.22	\$0.00
SENIOR SURVEYOR	IV (N)																	0	\$ 42.80	\$0.00
PARTY CHIEF	III (N)																	0	\$ 23.74	\$0.00
INSTRUMENT OPERATOR	II (N)																	0	\$ 18.76	\$0.00
		584	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	584		\$24,529.82

Exhibit B, Page 1
Direct Non-Salary Costs

CHA CONSULTING, INC.

PIN# 5760.92

Picture Main Street, Village of Williamsville
Erie County
10/10/2017

I. CHA's Direct Costs:

1. Travel - Vehicle Mileage

a. R/T - Site from Buffalo Office

Car 18 trips x 30 miles / trip x \$0.535 / mile = \$288.90

TOTAL TRAVEL = \$288.90

2. Mail including: postage, overnight deliveries, bulk mail (estimated) = \$0.00

3. Expendable Supplies (grade stakes, flagging, paint, etc. - estimated) = \$0.00

4. Printing and Reproduction Costs (estimated)

Plans		prints x	\$0.50	/ print	=	\$0.00
11" x 17" Prints	0	prints x	\$0.10	/ print	=	\$0.00
Presentation Boards	0	each x	\$50.00	/ board	=	\$0.00
Reports	0	medium x	\$50.00	/ report	=	\$0.00
Color Copies	0	copies x	\$0.50	/ copy	=	\$0.00

TOTAL PRINTING AND REPRODUCTION COST = \$0.00

5. Geotechnical Driller / Lab = \$0.00

6. Legal Notices = \$0.00

TOTAL DIRECT NON-SALARY COSTS = \$288.90

Summary

CHA CONSULTING, INC.

PIN# 5760.92

Picture Main Street, Village of Williamsville

Erie County

10/10/2017

		<u>TOTAL</u>
Direct Technical Labor		\$24,530
Overtime, Premium Portion		\$0
Direct Non-Salary Costs (Estimated Subject to Audit)		\$289
Overhead (143%)		\$35,078
Fixed Fee		\$8,941
Subcontractor's Cost		\$6,156
Prudent Engineering LLP	\$ -	
Joy Kuebler LA, PC	\$ 6,156	
TOTAL ESTIMATED COST		\$74,993

Exhibit A, Page 1
Salary Schedule

JOY KEUBLER LANDSCAPE ARCHITECTS

PIN# 5760.92

Picture Main Street, Village of Williamsville

Erie County

10/10/2017

JOB TITLE	ASCE (A) OR NICET (N) GRADE	AVERAGE HOURLY RATE		OVERTIME* CATEGORY
		PRESENT 4/1/2014	PROJECTED 2/1/2016	
Principal	IX (A)	\$ 82.40	\$ 85.70	A
Landscape Architect (Licensed)	V (A)	\$ 50.80	\$ 52.83	A
Designer	IV (N)	\$ 36.00	\$ 37.44	B
Jr. Designer (CADD Draftsperson)	III (N)	\$ 27.20	\$ 28.29	B
Clerical	N/A	\$ 10.75	\$ 11.18	B

***OVERTIME POLICY**

Category A - no overtime compensation.

Category B - overtime compensated at straight time.

Category C - overtime compensated at time and one half rate

Overtime applies to hours worked in excess of the normal working hours of 40 hours per week.

Summary

JOY KEUBLER LANDSCAPE ARCHITECTS

PIN# 5760.92

Picture Main Street, Village of Williamsville

Erie County

10/10/2017

	<u>TOTAL</u>
Direct Technical Labor	\$2,454
Overtime, Premium Portion	\$0
Direct Non-Salary Costs (Estimated Subject to Audit)	\$0
Overhead (128%)	\$3,142
Fixed Fee	\$560
Subcontractor's Cost	\$0
TOTAL ESTIMATED COST	\$6,156

Summary

CHA CONSULTING, INC.

PIN# 5760.92

Picture Main Street, Village of Williamsville
Erie County

	Original	SA#1	SA#2	Adjustments	Totals
Direct Technical Labor	\$ 29,242	\$ 80,987	\$ 24,530	\$ 21,192	\$ 155,951
Overtime, Premium Portion	\$ -	\$ -	\$ -	\$ -	\$ -
Direct Non-Salary Costs (Estimated Subject to Audit)	\$ 953	\$ 242	\$ 289	\$ -	\$ 1,484
Overhead (164%)	\$ 47,957	\$ 132,818	\$ 35,078	\$ 34,755	\$ 250,608
Fixed Fee	\$ 11,580	\$ 32,071	\$ 8,941	\$ 8,534	\$ 61,126
Subcontractor's Cost					
Prudent Engineering LLP	\$ 30,311	\$ 10,306	\$ -	\$ (9,061)	\$ 31,556
Joy Kuebler LA, PC	\$ 48,728	\$ 55,864	\$ 6,156	\$ (55,420)	\$ 55,328
TOTAL ESTIMATED COST	\$ 168,770	\$ 312,287	\$ 74,993	\$ -	\$ 556,050

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION
UTILITY WORK AGREEMENT**

Since the construction, reconstruction, or maintenance of the transportation project described below, identified as:

Project Identification No.: 5760.92	F.A. Project No.:
ROW Declaration No.:	Map Nos.:
Parcel Nos.:	County of: Erie
Contract No.:	

Project Description: Highway Rehabilitation Project, New York Route 5, from I-290 Youngmann Expressway to Williamsville East Village Line.

necessitates the adjustment of utility facilities as hereinafter described, the owner, **Village of Williamsville Sanitary Sewer**, of said facilities herewith agrees with the State of New York acting through the Commissioner of Transportation that this agreement shall apply to the accommodation of these utility facilities. Any adjustment of said facilities will be accomplished under the terms of this agreement, in accordance with the Rules and Regulations Governing the Accommodation of Utilities within the State Highway Right-of-Way, in compliance with the attached Special Note "Coordination with the Utility Schedule, and in accordance with the contract plans, specifications, proposal, amendment(s) or change order(s).

I. **Existing Facilities** (describe type, size, capacity, location, etc.)

Village of Williamsville Sanitary Sewer has existing sanitary lines and manholes within the highway boundaries of NY 5 (Main Street).

presently located on the New York State Right of Way as shown on the plans for the proposed transportation project are to be adjusted as follows: (describe type, size, capacity, location, etc.)

Adjust manhole cover elevations throughout the project limits and adjust vent elevations per contract documents.

for an estimated \$

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION
UTILITY WORK AGREEMENT**

II. Financial Responsibility (check appropriate boxes):

- () The facilities to be adjusted under the terms of this agreement are subject to Section 52 of the State Highway Law, and the cost of this adjustment is the sole responsibility of the owner.
- X Subdivision 24 of Section 10 of the State Highway Law enables the Commissioner of Transportation to provide at the expense of the State, for adjustment to a municipally owned utility when such work is necessary as a result of State highway work. (Municipal Agreement required.)
- () Subdivision 24-b of Section 10 of the State Highway Law enables the Commissioner of Transportation to participate in the necessary expenses incurred for adjustment of privately, publicly or cooperatively owned facilities, municipal utility facilities, or facilities of a corporation organized pursuant to the State Transportation Corporations Law. (Privately Owned Property Agreement or Reimbursement Agreement required.)
- () Subdivision 27 of Section 10 of the State Highway Law enables the Commissioner of Transportation, upon the request of a municipality, to perform for and at the expense of such municipality specified work to be included within a State-let contract. (Betterment Resolution required.)
- () Subdivision 33 of Section 10 of the State Highway Law enables the Commissioner of Transportation, upon the request of a public utility corporation, to perform for and at the expense of such public utility corporation specified work to be included within a State-let contract.
- () Subdivision 13 of Section 30 of the State Highway Law enables the Commissioner of Transportation to enter into an agreement to reimburse with public funds the owner for necessary expenses incurred as a result of this adjustment, or to replace the facilities in kind.
- X The owner will develop and keep a record of costs in accordance with the New York State Department of Transportation (NYSDOT) Reimbursement Procedures, and when federal funds participate in the cost, the Federal Highway Administration (FHWA) Federal-Aid Policy Guide Part 645, or as indicated below:

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION
UTILITY WORK AGREEMENT**

III. Physical Adjustment Method (check appropriate boxes):

The actual adjustment or design engineering will be performed by the following method (s):

- Contract let by the Commissioner.
- Contract let by the Owner, (check applicable statement, i.e., a or b)
 - a. Best Interests of State.
 - b. Utility not sufficiently staffed or equipped.
- By the Owner's forces.

IV. Betterment, Salvage, and Depreciation Credits Due the Project (check appropriate boxes):

- There will be no extension of service life, improved capacity nor any other betterment of the facility (as defined by the NYSDOT Utility Reimbursement Procedures and by FHWA Federal-Aid Policy Guide Part 645) as a result of the adjustments made pursuant to this agreement.
- There is betterment described as follows:
- The owner will not claim reimbursement for that betterment portion of the work, but will duly account for it as required by applicable NYSDOT and FHWA procedures.
- The owner hereby agrees to deposit with the Comptroller of the State of New York the amount of \$_____ to cover the cost of the betterment as described above.
- The owner agrees to comply with the requirements of the NYSDOT Utility Reimbursement Procedure and FHWA Federal-Aid Policy Guide Part 645 with the respect to salvage and depreciation credits when applicable.

V. General Covenants

The owner hereby agrees to accept full title and responsibility for the adjusted facility in writing upon satisfactory completion of the work. Such acceptance will acknowledge the owner's responsibility to maintain the facility in accordance with all applicable codes, standards and regulations, including his obligation, where applicable, to remove any or all of the facility from the highway at the order of the Commissioner of Transportation, all in accordance with the Rules and Regulations Governing the Accommodation of Utilities within the State Highway Right-of-Way. All compensable claims covered by this agreement will be included in one of the following:

- A. Privately Owned Property Agreement executed prior to the performance of the work.
- B. Municipal Agreement executed prior to performance of the work.
- C. Reimbursement Agreement executed prior to performance of the work.
- D. Such other agreement as approved by NYSDOT Office of Legal Affairs.

**NEW YORK STATE DEPARTMENT OF TRANSPORTATION
UTILITY WORK AGREEMENT**

VI. References

The following documents are herewith incorporated in this agreement by reference (check appropriate boxes)

Federal Highway Administration's Federal-Aid Policy Guide Part 645.

Contract documents : Contract number _____
PIN: 5760.92
Plan sheets No. _____

Owner's plan sheets _____

Owner's estimate sheets form No. _____

Resolution dated _____, by _____

Granting the State of New York authority to perform the adjustment for the owner.

Agreeing to maintain facilities adjusted via State-let contract.

Authorizing deposit of funds by the owner.

Certification by the owner or his agent that he has the legal authority to enter into this agreement.

(Print/Type Name) Owner or Agent (Signature) Title Date

_____ Statewide Utilities Engineer _____
Cathy Nusca, P.E., Title Date
For the NYSDOT Commissioner of Transportation,

SPECIAL NOTE**COORDINATION WITH THE UTILITY SCHEDULE**

The contractor must coordinate their schedule of operations with the various utility owners involved with the project and shall verify utility information found in the contract documents. Utility revisions required by the various utility owners in connection with this project include:

Village of Williamsville Sanitary Sewer**Utility Field Contact:**

Ben Vilonen, Crew Chief
5565 Main Street
Williamsville, NY 14221
O: (716) 632-5009
E: BVilonen@village.williamsville.ny.us

The Village of Williamsville Sanitary Sewer has existing sanitary lines and manholes within the highway boundaries of NY Route 5 (Main Street).

Reimbursable work to be done by the State's contractor:

The project requires the adjustment of manhole cover elevations throughout the project limits and adjust vent elevations per contract documents.

The work is to be done by the State's contractor and paid by contract items.

The State's contractor must give two (2) full working days notice to utility owner before commencing work on their facilities.

The State's Engineer-In-Charge will provide record plans to the Village of Williamsville Sanitary Sewer.

The State's contractor should be aware that overhead and underground lines may be in close proximity to the work site. The New York State Department of Transportation (NYSDOT) has reviewed the site and has determined that the site can be constructed without relocating utility facilities other than those that have already been identified as needing adjustment.

The utility relocation time frame(s), as stated above, have been mutually established by the NYSDOT and the utility companies based upon the recommended sequence of construction. Alterations to the recommended sequence of construction may affect the time schedules for relocating utility facilities. The contractor should expect that additional time may be required for planning and material procurement.

In addition to the above-itemized revisions, other relocations may become necessary during the construction phase as a result of more precise location data or other changes that might develop. These relocations are to be performed by the utility owners and/or the State contractor with coordination by the State Engineer-In-Charge and the contractor.

Suitable time frames for these additions shall be coordinated between the contractor and the utility companies. Such time frames are not to be included within previously established time frames.

The contractor is reminded that he is governed by and must adhere to the provisions of 16 NYCRR Part 753 (Protection of Underground Facilities).