

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, NY, on Monday, May 24, 2021 at 7:30 p.m.**

The Village Board meeting was opened at 7:35 p.m. by Mayor Rogers

Keaton DePriest, Director of Community Development led the Pledge of Allegiance at 7:35pm.

Present: Deborah L. Rogers, Mayor  
Basil J. Piazza, Deputy Mayor  
Matthew J. Etu, Trustee  
Eileen A. Torre, Trustee  
David F. Sherman, Trustee

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer  
Keaton DePriest, Director of Community Development  
Charles Grieco, Village Attorney – via zoom  
Ben Vilonen, DPW Crew Chief – via zoom

**ON MOTION** by Mayor Rogers, seconded by Trustee Etu, it was moved to approve the minutes of the regular meeting held on May 10, 2021 as amended.

Unanimously carried

## **Public Hearing**

Revision to CH 12, 15 & 18 (Building Code)

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, it was moved at 7:36 p.m. to open the public hearing portion of the meeting.

Unanimously carried

- 1.) **Trey Johnson – 66 Pfohl Pl.** – Learned this past Saturday that his house has been on this list for over 24 years. Where does it end? Moved here because they like the Village. People with no vested interest telling me what I can & cannot do. Hoping you do not vote for it.
- 2.) **Christine Hunt – 75 Evans St.** – House is a landmark. Time constraints concerns her. Within 30 days....HPC could lose opportunity because of meeting dates. Hardship cause in code. Asking Chip to increase to 45 days. [**Attorney Grieco**- not a legal issue. Should be directed to Trustees. Intention is to prevent decisions from being reactive vs proactive. HPC does not have to wait until a demo permit application comes in]. [**Trustee Etu** – People get upset by this stuff, want to be proactive. Would like board to consider 45 days. Clarify “action” or change to 45 days]. [**Mayor Rogers** – Would the Village be able to allow residence thank you but no thank you to the status]. [**Trustee Etu** – Not to maintain CLG status]. [**Attorney Grieco** – This is part of Chapter 47]. [**Mayor Rogers** – Is CLG status necessary for the Village? NYS Preservation law, any property that is 50 years old could be eligible for historic landmark designation. Are they historically significant? Without

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*nomination supporting documentation, it would be hard press to approve. Permit variance- referral to HPC – only if interested to demo the property. This is only triggered if someone goes in to pull a demo permit, which is pretty rare. Specific criteria to be eligible to be nominated]. [Trustee Torre – as a property owner of an 1820 house on a triple lot, is very much for this].*

**ON MOTION** by Mayor Rogers, seconded by Trustee Etu, it was moved at 8:15 p.m. to continue this public hearing at the next Village Board meeting on June 14, 2021.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Rogers, it was moved at 8:16 p.m. to open the public participation portion of the meeting.

Unanimously carried

Member(s) of the audience who addressed the Board and their comment(s) [*Board of Trustees' comments are in italics*]:

- 1.) **Jerome (Jerry) Slater** (UB Professor and his wife is a Clinical Psychiatrist)- **26 Willow Brook Dr.-** Property is designated as a flood plain (2<sup>nd</sup> level) Lehn Springs – walked Garrison to Willow Brook. Debris in the creek area, Castle Creek bridge – is Village responsible? Dredge, removal of dead material. Is it Village or Town issue? 20 + years ago, prisoners were brought in to clean out. Status of damn? In need of repair (wrote up a statement) Get jurisdiction issue resolved. Currently mostly dry. [*DPW Crew Chief Vilonen-Still investigation ownership.*] [*Attorney Grieco- Area, except for a tiny area is all in the Town. Islands are owned by Lehn Spring properties, not part of the creek (Ellicott Creek).*] [*Trustee Etu – Ben 1”-2” of rain, start pulling gates. Pull the trigger at 3/4”?*][*DPW Crew Chief Vilonen – Takes about 24hrs for that water from rain event to hit the dam.*] [*Trustee Etu – Erie County diverted spring back a number of years. 5 across – 4 high always closed unless rain event. Debris is in the Lehn Springs channel. If debris is cleaned out, it will. Assuming...27 Lehn Springs – owns one of the islands Mr. Slater does not own the channel. 15 – 27- 35 extended, 95% is in Town. The Village does not go onto other property owner's property.*] [*Attorney Grieco – Pull deeds and look at them. Certain water properties are owned by NYS – a small number. Common lawmaker- if you about a waterway you owe to the middle of the bed.*] [*Mayor Rogers – Asked if Attorney Grieco could reach out to Town Attorneys? Someone will have to pull the deeds and abstracts to see who owns channel.*]
- 2.) **Thomas Frank – 5403 Main St.** – CFA application for Ellicott Creek Watershed and LWRP. 2050- Long term project, sinking houses, infrastructure, maintenance county brings in the prisoners hydro – geographic topography IJC – int'l joint commission inter connected Ellicott Creek Trailways.
- 3.) **Trey Johnson – 66 Pfohl Pl.** – Letter went out late. Not seeking demo permit. I see this as a slippery slope.

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- 4.) Christine Hunt – 75 Evans St.** – Thank you to Trustee Etu and the board for declaring May as Historic Preservation month. Thank you to Administrator Kindron, Keaton and the Bee.

**ON MOTION** by Mayor Rogers, seconded by Trustee Etu, it was moved at 9:03 p.m. to close the public participation.

Unanimously carried

**Report – Mayor Rogers**

*Next meeting is June 14<sup>th</sup>*

*Election is June 15<sup>th</sup>*

*Basil's final meeting is June 28<sup>th</sup>*

**RESOLVED**, that the following *budget transfers* are hereby made in the *General Fund* for the 2020-2021 fiscal year.

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

To:	001-0001-1001-0000 (Real Property Taxes)	\$ 1714.00
From:	001-0001-1089-0000 (Other Tax Items/Exempt Removals)	\$ 1714.00
To:	001-1010-4010-0000 (Board of Trustees/Office Supplies)	\$ 111.00
From:	001-1210-4010-0000 (Mayor/Office Supplies)	\$ 111.00
To:	001-1620-4230-0000 (Buildings/Building Maintenance)	\$ 1491.00
From:	001-1620-4160-0000 (Buildings/Building Repairs)	\$ 1491.00
To:	001-1640-2000-0000 (Central Garage/Equipment)	\$ 99.00
	001-1640-4160-0000 (Central Garage/Building Repairs & Maintenance)	\$ 33.00
	001-1640-4440-0000 (Central Garage/Parts)	\$ 212.00
	001-1640-4450-0000 (Central Garage/Miscellaneous)	\$ 61.00
From:	001-1640-4070-0000 (Central Garage/Utilities)	\$ 405.00
To:	001-3410-2010-0000 (Fire Protection/Major Equipment)	\$ 1866.00
From:	001-3410-4460-0000 (Fire Protection/Fire Prevention)	\$ 1000.00
	001-3410-4161-0000 (Fire Protection/Small Engine)	\$ 866.00
To:	001-3410-4220-0000 (Fire Protection/Share Fire District)	\$ 1.00
	001-3410-4071-0000 (Fire Protection/Sewer Charges)	\$ 362.00
	001-3410-4109-0000 (Fire Protection/Insurance)	\$ 509.00
From:	001-3410-4750-0000 (Fire Protection/Service Award Program)	\$ 872.00
To:	001-3410-4280-0000 (Fire Protection/EMS Equipment)	\$ 116.00
From:	001-3410-2020-0000 (Fire Protection/Expendables)	\$ 116.00
To:	001-5010-2010-0000 (Street Administration/Computer Software)	\$ 360.00
	001-5010-4050-0000 (Street Administration/Drug/Alcohol Testing)	\$ 52.00
From:	001-5010-4040-0000 (Street Administration/Education Exp/Travel)	\$ 412.00

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To:	001-5110-4000-0000 (Street Maintenance/Seasonal Help)	\$ 1698.00
From:	001-5110-1000-0000 (Street Maintenance/Personal Services)	\$ 1698.00
To:	001-5110-4161-0904 (Street Maintenance/Repairs #904 2005 Freightliner)	\$ 16.00
	001-5110-4161-0914 (Street Maintenance/Repairs #914 2017 Sidewalk Plow)	\$ 9.00
	001-5110-4161-0919 (Street Maintenance/Repairs #919 2007 Chevy 4x4)	\$ 203.00
	001-5110-4161-0925 (Street Maintenance/Repairs #925 2013 Mini Loader)	\$ 129.00
	001-5110-4605-0000 (Street Maintenance/Safety Clothing/Accessories)	\$ 741.00
From:	001-5110-4161-0000 (Street Maintenance/Repairs Equipment)	\$ 357.00
	001-5110-4250-0000 (Street Maintenance/Gas & Oil)	\$ 741.00
To:	001-6989-2000-0000 (Other Econ Oppty & Dev/Equipment)	\$ 1059.00
From:	001-6410-4111-0000 (Publicity/Website)	\$ 150.00
	001-6410-4925-0000 (Publicity/Marketing)	\$ 509.00
	001-1410-4010-0000 (Village Clerk/Office Supplies)	\$ 400.00
To:	001-7110-2010-0000 (Parks/Capital Improvements)	\$ 5209.00
From:	001-7110-2040-0000 (Parks/Capital Reserve-Parks)	\$ 5209.00
To:	001-7110-4450-0000 (Parks/Miscellaneous)	\$ 280.00
From:	001-7110-4430-0000 (Parks/Sanitary Waste Disposal)	\$ 280.00
To:	001-8020-4450-0000 (Planning/Miscellaneous)	\$ 22.00
From:	001-3620-4010-0000 (Safety Inspection/Office Supplies)	\$ 22.00
To:	001-8140-4163-0000 (Storm Sewers/Drainage Improvements)	\$ 223.00
From:	001-8140-4162-0000 (Storm Sewers/Repair Sewers)	\$ 223.00
To:	001-8510-4450-0000 (Community Beautification/Miscellaneous)	\$ 34.00
From:	001-8510-4160-0000 (Community Beautification/Repairs)	\$ 34.00
To:	001-8560-4360-0000 (Shade Trees/Trees-Replacement Regular)	\$ 4482.00
From:	001-8560-2000-0000 (Shade Trees/Equipment)	\$ 250.00
	001-8745-4160-0000 (Flood & Erosion Control/Repairs-Maint. & Paint, Etc)	\$ 2000.00
	001-8510-4110-0000 (Comm. Beautification/Srv Contracts/Main Weed Control)	\$ 1000.00
	001-8160-4330-0000 (Refuse & Garbage Collection/Dump Fees)	\$ 1232.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the following *budget transfers* are hereby made in the *Debit Service Fund* for the 2020-2021 fiscal year.

To:	022-9710-6000-0000 (Debt Service/Serial Bond-Principal)	\$6596 .00
From:	022-9710-7000-0000 (Debt Service/Serial Bond-Interest)	\$ 6596.00

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**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the following *budget transfers* are hereby made in the **General Fund** for the 2020-2021 fiscal year.

To:	001-1640-1000-0000 (Central Garage/Personal Services)	\$ 3931.00
	001-5110-1000-0000 (Street Maintenance/Personal Services)	\$ 313.00
	001-7110-1000-0000 (Parks/Personal Services)	\$ 4778.00
	001-8162-1000-0000 (Leaf Pickup/Personal Services)	\$ 1923.00
	001-8560-1000-0000 (Shade Trees/Personal Services)	\$ 192.00
From:	001-7550-1000-0000 (Celebrations/Personal Services)	\$ 1137.00
	001-8163-1000-0000 (Trash Pickup/Personal Services)	\$ 5000.00
	001-8510-1000-0000 (Community Beautification/Personal Services)	\$ 5000.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the following *budget transfers* are hereby made in the **Sewer Fund** for the 2020-2021 fiscal year, to account for increase in paver revenues to cover pavers expense.

To:	007-8120-4070-0000 (Sanitary Sewers/Utilities)	\$ 93.00
From:	007-8120-4110-0000 (Sanitary Sewers/Service Contracts)	\$ 93.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the following *budget amendment* is hereby made in the **General Fund** for the 2020-2021 fiscal year, to account for gift from Eon Verrall of trees planted in parks – 50 trees in honor of his wife’s 50<sup>th</sup> birthday.

Increase:	001-0001-2705-0000 (Gifts and Donations)	\$7500.00
Increase:	001-7110-4660-0000 (Tree Maintenance & Replacement)	\$7500.00

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**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the following *budget amendment* are hereby made in the *Debt Service Fund* for the 2020-2021 fiscal year, to account for changes due to the refunding bond.

Increase:	022-0022-5031-0000 (Inter fund Transfers)	\$ 1404.00
Increase:	022-9710-6000-0000 (Debt Service/Serial Bond-Principal)	\$ 1404.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that payroll and vouchers in the amount of \$106,436.71 covering the period from 4/26/2021 – 5/18/2021 are hereby approved as follows:

<b>PAYROLL COVERING - 4/26/2021-5/9/2021</b>	\$ 37,121.57
<b>VOUCHERS COVERING- 4/21/2021-5/4/2021</b>	
<b>GENERAL FUND-</b>	\$ 45,980.84
<b>WATER FUND-</b>	\$ 0.00
<b>SEWER FUND-</b>	\$ 9,271.74
<b>GLEN PARK FUND-</b>	\$ 212.21
<b>TRUST &amp; AGENCY FUND-</b>	\$ 11,090.35
<b>DEBT SERVICE-</b>	\$ 0.00
<b>COMMUNITY DEVELOPMENT-</b>	\$ 0.00
<b>CAPITAL FUND-</b>	\$ 2,760.00
	\$ 69,315.14
 <b>GRAND TOTAL:</b>	 <b>\$ 106,436.71</b>

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**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Piazza, the following resolution was adopted:

**RESOLVED**, that the proposal from PCA Technology Group, Inc. for upgrading the Village Server to include hardware, installation and configuration, as quoted on Quote Id #PCAQ8315, is hereby approved in the amount of \$12,705.00.

Unanimously carried

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

**RESOLVED**, that Morgan Krauss, Court Clerk for the Village of Williamsville, is hereby authorized to travel to Albany, New York for the 2021 New York State Association Magistrate Court Clerk Annual Conference, September 12, 2021 through September 15, 2021. Travel costs not to exceed \$1,200.00.

Unanimously carried

**Report – Deputy Mayor Piazza**

*Reminder that next Monday is Memorial Day*

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

**WHEREAS**, on or about April 14 , 2021 the Village of Williamsville (Village), by its representatives, and the American Federation of State, County and Municipal Employees, AFSCME Council 66, Local 1783-c (Union), by its representatives, commenced negotiations for a successor collective bargaining agreement (CBA) between the Village and the Union; and

**WHEREAS**, those negotiations resulted in a package of proposals to modify the CBA that was tentatively agreed upon on April 14, 2021; and

**WHEREAS**, the package of proposals tentatively agreed upon on April 14, 2021, as ratified and executed by the Union on April 29, 2021, is submitted to the Village Board for final approval;

**NOW, THEREFORE, BE IT RESOLVED**, that the package of proposals tentatively agreed to on April 14, 2021, ratified and executed by the Union on April 29, 2021, is hereby approved for the four year period covering June 1, 2021 to May 31, 2025; and

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**BE IT FURTHER RESOLVED**, that the Mayor is hereby authorized to sign the modified CBA, which includes the proposals tentatively agreed to by the negotiating committees and ratified by the Union.

*[Trustee Etu asked the question – Wants to know dollar value. Administrator Kindron left the room to find the answer].*

Roll Call:	Trustee Etu	Yes
	Trustee Sherman	Yes
	Trustee Torre	Yes
	Deputy Mayor Piazza	Yes
	Mayor Rogers	Yes
	Motion Carried	5-0

**Report – Trustee Etu**

*No reports*

**Report – Trustee Torre**

*No reports*

**Report – Trustee Sherman**

*No reports*

**Staff Reports:**

*Deputy Treasurer:*

*Attorney Greico: no report*

*Administrator Kindron: no report*

*DPW Crew Chief:*

*Director of Community Development DePriest: on Monday putting onto social media upcoming events lists and cancellations*

**ON MOTION** by Mayor Rogers, seconded by Trustee Etu, it was moved to adjourn the meeting at 9:32pm

Unanimously carried

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Judith A. Kindron  
Administrator/Clerk-Treasurer