

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in Williamsville Village Hall, 5565 Main Street, Williamsville, New York, Monday, November 23, 2009 at 7:30 p.m.

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

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

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

ON MOTION by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on November 9, 2009.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the public hearing for an Exceptional Development permit for property at 122 N. Cayuga Rd., which was held on November 9, 2009.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to approve the minutes of the public hearing which was held on November 9, 2009, for a proposed local law which would ban text messaging while operating a motor vehicle within the Village of Williamsville,

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the special meeting which was held on November 16, 2009 by the Village Board to hold an Executive Session to discuss a contractual matter.

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.

Those who addressed the Board and their topics:

Paul Roth, 135 Oakgrove Dr. – Fence being installed at 125 Oakgrove Dr.; Issues with fence already installed between 119 and 125 Oakgrove Dr.; Read a letter to the Board; Selective enforcement of Village Code.

Victor Paquet, 43 Howard Ave. – Dissolution of the Village; Importance of Village residents and business owners having information; Believes we have better services than those around us but may pay more for those services; Need to evaluate costs and services.

Shawn Michel, 54 Garden Parkway – Panera Bread and Certificate of Compliance for Walgreens; Issue with parking at S. Long Park ball diamond – people are still parking on the sidewalks; Concerned about La Nova Pizza opening at Main and Union and delivery drivers cutting through on S. Long St.

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

Unanimously carried.

Report – Mayor Lowther:

Mayor Lowther reported on the following topic: Santa at the Williamsville Water Mill, 12/5.

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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 **\$345,545.73** covering the period from **10/26/09** to **11/19/09** are hereby approved as follows:

Payroll covering: 10/2/09 – 11/8/09:	\$35,151.75
Vouchers covering: 11/6/09 – 11/19/09:	
General Fund	\$95,759.80
Water Fund	\$7,096.99
Sewer Fund	\$9,834.63
Glen Park Fund	\$242.50
Trust & Agency Fund	\$13,149.98
Debt Service	\$25,687.50
Community Development	\$0.00
Capital Fund	\$158,622.58
	<u>\$310,393.98</u>
 GRAND TOTAL:	 <u>\$345,545.73</u>

Unanimously carried.

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

RESOLVED, that the following ***budget transfers*** are hereby made in the ***General Fund*** for the ***2009-2010*** fiscal year:

To:	001-3410-4161 (Fire Protection-Truck Exp.-Sm. Eng. /Equip. Repair)	\$1150.00
	001-3410-4160-3405 (Fire Protection-Truck Exp.-Rescue 5)	\$30.00
From:	001-3410-4160 (Fire Protection-Truck Exp.)	\$1180.00
To:	007-8120-1001 (Sanitary Sewers-Personal Services/OT)	\$271.00
From:	007-8120-1000 (Sanitary Sewers-Personal Services)	\$271.00
To:	006-8340-1001 (Water Transmission-Personal Services/OT)	\$259.00
From:	006-8340-1000 (Water Transmission-Personal Services)	\$259.00

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To:	001-8510-1000 (Community Beautification-Personal Services)	\$475.00
	001-7540-1001 (Williamsville Water Mill-Personal Services/OT)	\$92.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$475.00
	001-7540-1000 (Williamsville Water Mill-Personal Services)	\$92.00
To:	001-1420-4620 (Law/Attorney-Opinions)	\$5885.00
From:	001-1990-4000 (Contingency-Contingent Account)	\$5885.00
To:	001-3310-4620 (Traffic Control-Uniform)	\$260.00
From:	001-3310-4231 (Traffic Control-Signs/Maint.)	\$260.00

Unanimously carried.

Report – Trustee Kingsley:

Trustee Kingsley reported on the following topics: Youth & Recreation Committee sponsored Tree Lighting event on 12/5; Mill Architect interviews on 11/24; Village Water Department.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice of a public hearing to be held in Williamsville Village Hall, 5565 Main Street, Williamsville, New York, on December 14, 2009 at 7:40 pm for the purpose of hearing all persons interested in commenting on the proposed addition of two stop signs on Oakgrove Dr. at the intersection of Monroe Dr. in the Village of Williamsville.

Unanimously carried.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice of a public hearing at 7:45 p.m. on Monday, December 14, 2009, in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in commenting on a proposed amendment to 112-22 B(1)

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(Planning and Architectural Review Board – Alternate members), which would allow for the use of alternates without the lack of a quorum.

Unanimously carried.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice of a public hearing at 7:50 p.m. on Monday, December 14, 2009, in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in commenting on a proposed local law which would provide for the use of alternates on the Zoning Board of Appeals in the event that one of the members has a conflict of interest.

Unanimously carried.

Report – Trustee Piazza:

Trustee Piazza reported on the following topics: Environmental recommendations for Village Hall; Public Service Commission pamphlets available at Village Hall.

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

WHEREAS, over 60% of the residents of N. Long Street readily agreed to fulfill at least five of the ten possible environmentally helpful behaviors, and

WHEREAS, 100% of the residents actually contacted made this commitment, and

WHEREAS, over 90% committed to switching to compact fluorescent light bulbs, and 96% committed to dramatically limit their garbage by reducing, reusing and recycling.

NOW, THEREFORE, BE IT RESOLVED, that N. Long Street is officially recognized as the first “Green Street” in the Village of Williamsville, and

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BE IT FURTHER RESOLVED, that Jane Vohwinkel and her street coordinators are to be commended for their leadership of Williamsville's emphasis on reducing its environmental footprint.

Unanimously carried.

Report – Trustee Kulpa:

Trustee Kulpa reported on the following topics: Glen Park Joint Board re-dedication of Knoll Nature Center on its 25th anniversary on 12/5.

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

RESOLVED, that **Local Law #8 of 2009**, which prohibits the use of wireless handsets to compose, read or send text messages while operating a vehicle in the Village of Williamsville, which was the subject of a public hearing held by the Village Board of Trustees on November 9, 2009, is hereby adopted.

Unanimously carried.

Report – Trustee Geary:

Trustee Geary reported on the following topics: Parks Committee planning for next year; Tree Board forming a sub-committee for Lehigh Memory Trail; Community Response Committee.

Trustee Geary had no resolutions.

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to leave the regular agenda to open the Executive Session at 8:42 p.m. to discuss contractual matter.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to close the Executive Session at 9:01 p.m. and return to the regular agenda.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to adjourn the regular meeting at 9:02 p.m.

Unanimously carried.

Lynda L. Juul

Administrator/Clerk-Treasurer