

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, March 14, 2011 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. Geary, Trustee
Jeffrey L. Kingsley, Trustee
Brian J. Kulpa, Trustee
Basil J. Piazza, Trustee

Also present: Charles D. Grieco, Village Attorney
Lynda L. Juul, Administrator/Clerk-Treasurer
Judith A. Kindron, Deputy Treasurer
Kenneth Kostowniak, DPW Crew Chief

ON MOTION by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the regular meeting held on February 28, 2011.

Motion carried. 4 Aye. 1 Abstention (Lowther)

ON MOTION by Trustee Kulpa, seconded by Trustee Kingsley, it was moved to open the public hearing at 7:33 p.m.

Unanimously carried.

Public Hearing

A public hearing was held to hear all persons interested in commenting on a proposed amendment to Chapter 103-16 (Vehicles and Traffic) which would allow parking between points on the east side of Hirschfield Drive between Main Street and Scott Drive.

ON MOTION by Trustee Kulpa, seconded by Trustee Kingsley, it was moved to close the public hearing at 7:38 p.m.

Unanimously carried.

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Sewer Fund	\$5,436.23
Glen Park Fund	\$223.41
Trust & Agency Fund	\$3,760.41
Debt Service	\$4,228.13
Community Development	\$0.00
Capital Fund	\$12,840.50
	<u>\$102,640.59</u>

GRAND TOTAL: \$133,814.37

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 *2010-2011* fiscal year:

To: 001-3310-1000 (Traffic Control-Personal Services)	\$414.00
From: 001-8163-1000 (Trash Pickup-Personal Services)	\$414.00
To: 001-3410-2050 (Fire Protection-Turnout Gear)	\$66.00
001-3410-4471 (Fire Protection-Building Repairs)	\$454.00
From: 001-3410-4490 (Fire Protection-Uniform Exp.)	\$66.00
001-3410-4180 (Fire Protection-Radio Repairs)	\$454.00
To: 001-1640-4160 (Central Garage-Building Repairs)	\$1054.00
From: 001-1640-4161 (Central Garage-Small Equip. Repair)	\$1054.00
To: 001-3620-4800 (Safety Inspection-Microfilming)	\$258.00
From: 001-3620-4480 (Safety Inspection-NYS Code Update)	\$258.00
To: 001-5110-4000 (Street Maint.-Seasonal Help)	\$1393.00
From: 001-5110-1000 (Street Maint.-Personal Services)	\$1393.00

Unanimously carried.

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

RESOLVED, that the following budget *transfers* are hereby made in the *Glen Park Fund* for the *2010-2011* fiscal year:

To: 009-7141-1000 (Glen Park-Personal Services)	\$5675.00
009-7141-1001 (Glen Park-Personal Services/OT)	\$251.00
009-7141-2000 (Glen Park-Equip.)	\$2859.00
009-7141-4450 (Glen Park-Misc.)	\$407.00
009-9030-8000 (Glen Park-Social Security)	\$451.00
From: 009-7141-4163 (Glen Park-Lighting Fixtures)	\$5000.00
009-7141-4352 (Glen Park-Park Maint.)	\$4643.00

Unanimously carried.

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

RESOLVED, that the following budget *transfer* is hereby made in the *Water Fund* for the *2010-2011* fiscal year:

To: 006-8340-1001 (Water Transmission-Personal Services/OT)	\$274.00
From: 006-8340-1000 (Water Transmission-Personal Services)	\$274.00

Unanimously carried.

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

RESOLVED, that the following budget *amendment* is hereby made in the *Glen Park Fund* for the *2010-2011* fiscal year to account for registration and booth fees collected for the Glen Park Art Festival:

Increase: 009-0009-2772 (Art Festival)	\$1210.00
Increase: 009-7141-4500 (Glen Park Art Festival)	\$1210.00

Unanimously carried.

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

RESOLVED, that the following budget *amendment* is hereby made in the *General Fund* for the *2010-2011* fiscal year to account for donations from the raffle at the Irish Dance and Music Event held at the Meeting House on 3/6/11:

Increase: 001-0001-2705 (Gifts & Donations)	\$42.00
Increase: 001-7530-4451 (Meeting House Events Comm.)	\$42.00

Unanimously carried.

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

RESOLVED, that *Jeffrey Blajszczak of 1343 Ransom Rd., Lancaster, New York*, is hereby appointed to the position of *Water/Sewer Maintenance Worker* at a rate of \$20.40 per hour.

Unanimously carried.

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

RESOLVED, that *Attilio Nicosia of 49 Hodson Rd., Orchard Park, New York*, is hereby appointed to the position of *Motor Equipment Operator* at a rate of \$14.86 per hour.

Unanimously carried.

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

RESOLVED, that the Village Administrator is hereby authorized to publish a Notice of Public Hearing to be held by the Board of Trustees of the Village of Williamsville at 7:35 P.M. on Monday, April 11, 2011, in Village Hall, 5565

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Main Street, Williamsville, New York, for the purpose of hearing all persons interested in expressing an opinion on the proposed **2011-2012 General Fund, Glen Park Activities Fund and Debt Service Fund budgets.**

Unanimously carried.

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

RESOLVED, that the Village Administrator is hereby authorized to publish a Notice of Public Hearing to be held by the Board of Trustees of the Village of Williamsville at 7:40 P.M. on Monday, April 11, 2011 in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in expressing an opinion on the proposed **2011-2012 Water Fund Budget and Water Rates.**

Unanimously carried.

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

RESOLVED, that the Village Administrator is hereby authorized to publish a Notice of Public Hearing to be held by the Board of Trustees of the Village of Williamsville at 7:45 P.M. on Monday, April 11, 2011, in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in expressing an opinion on the proposed **2011-2012 Sewer Fund Budget and the Sewer Rent Rates** per Section 78-2(A) of the Sanitary Sewer Rents Code.

Unanimously carried.

Report – Trustee Geary

Trustee Geary reported on the following topics: Loss of assistance to Tree Board from Re-Tree WNY; Donations may be made to Village Tree Fund; Residents can request to plant their own tree in right-of-way; Youth & Rec Committee will present the film “Toy Story 3”

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at the Meeting House on 3/18 at 7pm; Housing Rental registry; Historic Preservation Commission meeting on 3/22 at Village Hall.

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

RESOLVED, that Chris Petrie, Chief of Williamsville Fire Dept., is hereby authorized to travel to Crimson Fire Equipment in Ephrata, PA, for inspection of the new aerial truck from 3/18/11 to 3/21/11, at a cost not to exceed \$238.00, to be paid by the Village of Williamsville.

Unanimously carried.

Report – Trustee Kulpa

Trustee Kulpa reported on the following topics: Next event in the Sundays at the Meeting House Movie & Dinner Series is 3/27 with the Fredonia Trombone Choir performing at 4:30pm, the film “Moonstruck” at 5pm, followed by dinner at Pizza Plant; Meeting House Committee hosted Irish music and dancers on March 6th at the Meeting House; Williamsville Zoning Committee; Glen Park Art Festival to be held 7/30 and 7/31.

Trustee Kulpa had no resolutions.

Report – Trustee Piazza

Trustee Piazza reported on the following topics: Mill restoration progress; Water Consolidation Study; Beautification Committee; April 30th is Earth Day in the Village with related celebrations and events at the Mill.

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

WHEREAS, the Village Board on December 13, 2010 declared as surplus the following piece of DPW equipment: One (1) 1999 Dodge Ram 2500 with 90 inch plow; and

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WHEREAS, said vehicle was authorized to be sold “as is” and without warranty; and

WHEREAS, the request for sealed bids was duly advertised on February 9, 2011; and bids were opened at 10:45 a.m. on February 23, 2011, and

WHEREAS, the Village of Williamsville reserves the right to reject any and all bids; and

WHEREAS, the bids received for this truck were not in line with the value of the vehicle.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board hereby rejects all bids; and

BE IT FURTHER RESOLVED, that the Village Board hereby authorizes said vehicle to be sold via on-line auction.

Unanimously carried.

Report – Trustee Kingsley

Trustee Kingsley reported on the following topics: Mill restoration moving forward with assistance from the NYS Historic Preservation Office; Water Consolidation Study – Each resident needs to look at their situation individually as well as their service; Must give it a macro-view; May affect each resident differently; A public referendum may be held; Thanked those who have contacted him over the past 2 weeks, but his decision not to run for re-election is final.

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

RESOLVED, that the Administrator is hereby authorized to publish notice of a public hearing to be held on Monday, April 25, 2011 at 7:35 p.m. at Williamsville Village Hall, 5565 Main Street, Williamsville, New York, to hear all persons interested in expressing an opinion on the proposed turnover of the Village of Williamsville Water System to the Erie County Water Authority.

Unanimously carried.

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

WHEREAS, the Village of Williamsville through the Code Enforcement Officer/Building Inspector conducts fire, safety, and code enforcement inspections, and

WHEREAS, such inspections are duplicative of the inspections also conducted by the Dept. of Labor, and

WHEREAS, local merchants and businesses are required by local code to be inspected; and

WHEREAS, fees must be paid to the State of New York by such businesses for such inspection; and

WHEREAS, the local businesses can save money by virtue of the Village of Williamsville assuming all responsibility for such inspections.

NOW, THEREFORE, BE IT RESOLVED, that effective with the proper filing of this resolution with the State of New York, the Village of Williamsville through its Building Department, hereby assumes full responsibility for enforcing the provisions of Article 17, Public Safety, pursuant to Section 472, and the rules adopted thereunder, and otherwise relieves the Commissioner of Labor and the Labor Department of the State of New York from any further responsibility with respect to same; and

BE IT FURTHER RESOLVED, that the Department of Labor shall be notified immediately of this resolution terminating their enforcement responsibilities in the Village of Williamsville.

Unanimously carried.

ON MOTION by Mayor Lowther, seconded by Trustee Kulpa, it was moved to leave the regular agenda at 8:39 p.m. to open an Executive Session to discuss an employment matter.

Unanimously carried.

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ON MOTION by Mayor Lowther, seconded by Trustee Geary, it was moved to adjourn the Executive Session at 8:54 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 8:54 p.m.

Unanimously carried.

Lynda L. Juul

Administrator/Village Clerk-Treasurer