

**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, May 9, 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 Piazza, it was moved to approve the minutes of the regular meeting held on April 25, 2011.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Kingsley, it was moved to approve the minutes of the public hearing held on April 25, 2011, regarding the proposed turnover of the Village Water System to ECWA.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Kingsley, it was moved to open the public participation portion of the meeting.

Unanimously carried.

*The following member of the audience addressed the Board:*

*Thomas Frank, 225 Evans St. – June 12<sup>th</sup> is War of 1812 Cemetery Commemoration; Industrial Commercial Incentive Board (ICIB); Local Waterfront Revitalization Plan (LWRP); U.S. Army Corps of Engineers;*

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Consistency between Village, Town and County; Erie Canal National Heritage Corridor; Erosion of Ellicott Creek.

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

Unanimously carried.

**Report – Mayor Lowther**

*Mayor Lowther reported on the following topic:* Historic Preservation Commission approved the alterations to the Williamsville Cemetery fence; Farmers Market opens 5/21; WBA Williamsville Week – businesses will be offering specials for \$18.50 to celebrate the incorporation of the Village in 1850.

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

**RESOLVED**, that payroll and vouchers in the amount of **\$180,427.82** covering the period from **4/11/11** to **5/04/11** are hereby approved as follows:

<b>Payroll covering: 4/11/11 – 4/24/11:</b>	<b>\$35,197.02</b>
<b>Vouchers covering: 4/21/11 – 5/04/11:</b>	
General Fund	\$46,979.97
Water Fund	\$38,971.37
Sewer Fund	\$6,090.17
Glen Park Fund	\$7.83
Trust & Agency Fund	\$15,334.86
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	\$37,846.60
	<b><u>\$145,230.80</u></b>
<b>GRAND TOTAL:</b>	<b><u>\$180,427.82</u></b>

Unanimously carried.

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

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

To:	001-7530-2000 (Village Meeting House-Equipment)	\$300.00
From:	001-7530-4451 (Village Meeting House-Meeting House Events Comm.)	\$300.00
To:	001-7530-2000 (Village Meeting House-Equipment)	\$238.00
	001-7530-4230 (Village Meeting House-Maint.)	\$240.00
	001-7530-4450 (Village Meeting House-Misc.)	\$196.00
From:	001-7530-4980 (Village Meeting House-Building Preservation)	\$674.00
To:	001-1110-4020 (Village Justices-Postage)	\$105.00
From:	001-1110-4600 (Village Justices-Computer Support)	\$105.00
To:	001-1410-4030 (Village Clerk-Printing & Advertising)	\$102.00
From:	001-1410-4040 (Village Clerk-Education Exp./Travel)	\$102.00
To:	001-5110-4161-905 (Street Maint.-Repairs/2007 Int'l Dump)	\$41.00
	001-5110-4161-916 (Street Maint.-Repairs/2007 Chevy 4x4)	\$14.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$55.00
To:	001-8010-4030 (Zoning-Printing/Advertising)	\$85.00
From:	001-8010-4040 (Zoning/Education/Travel)	\$85.00
To:	001-7110-4450 (Parks-Misc.)	\$99.00
From:	001-7110-4355 (Parks-Pool Permits)	\$48.00
	001-7110-4350 (Parks-Pool Supplies)	\$51.00

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Piazza, 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 reimbursement of insurance deductible from 9/1/10 accident:

Increase:	001-0001-2680 (Insurance Recoveries)	\$750.00
Increase:	001-3410-4160 (Fire Protection-Repairs/Equipment)	\$750.00

Unanimously carried.

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

**RESOLVED**, that the following budget *amendment* is hereby made in the *General Fund* for the **2010-2011** fiscal year, to account for insurance payment on 1/29/11 accident:

Increase: 001-0001-2680 (Insurance Recoveries)	\$1844.00
Increase: 001-3410-4160-3409 (Fire Protection-Truck Exp./Chief's Vehicle)	\$1844.00

Unanimously carried.

**Report – Trustee Geary**

*Trustee Geary reported on the following topics:* Tree planting was successful; Wine, Wheels and Song event to benefit Lehigh Memory Trail Caboose on Friday, May 13<sup>th</sup>; First Annual Parks Day will be held on May 14<sup>th</sup>; Fire Dept. Officer Installation will be May 14<sup>th</sup>.

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

**WHEREAS**, the Village Administrator has advertised for the sale of surplus Fire Department equipment and bids were opened on Wednesday, May 4, 2011;

**NOW, THEREFORE, BE IT RESOLVED**, that the surplus property is sold as set forth in the Bill of Sale to Sanborn Fire Company, Inc., 5811 Buffalo Street, Sanborn, New York, as follows:

*One (1) 1990 Simon LTI 100-Foot Aerial Tower Truck for a total sale price of one-hundred fifty thousand dollars and 00/100 (\$150,000.00).*

Unanimously carried.

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

**WHEREAS**, the Village Administrator has advertised for the sale of surplus Fire Department equipment and bids were opened on Wednesday, May 4, 2011; and

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**WHEREAS**, only one (1) bid was received for the 1988 American LaFrance 1500 GPM Pumper Truck that was advertised, and

**WHEREAS**, that bid was for only \$4,021.05 and the value of the truck is estimated to be much higher than that amount;

**NOW, THEREFORE, BE IT RESOLVED**, that all bids for the 1988 American LaFrance 1500 GPM Pumper Truck are hereby thrown out; and

**BE IT FURTHER RESOLVED**, that the truck will be disposed of via online auction to the highest bidder.

Unanimously carried.

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

**RESOLVED**, that Chris Petrie, Adam Oehmler and Anthony Schueckler, members of the Williamsville Fire Dept., are hereby authorized to travel to Harrisburg, PA to attend the Lancaster County 2011 Fire Expo from 5/19/11 to 5/22/11 at a cost not to exceed \$1,741.00, to be paid by the Village of Williamsville.

Unanimously carried.

**Report – Trustee Kulpa**

*Trustee Kulpa reported on the following topics:* Thanked Dan Delano for his assistance in painting the Meeting House vestibule; Glen Park Art Festival to be held July 30 & 31; Artist application form is on Village website; Beautification Committee will be planting Village gardens on May 21<sup>st</sup>; Traffic & Safety Committee meeting for May is cancelled but they will meet June 2<sup>nd</sup>; Thanked Tree Board for another successful tree planting.

*Trustee Kulpa had no resolutions.*

**Report – Trustee Piazza**

*Trustee Piazza reported on the following topics:* Beautification Committee planting day is May 21<sup>st</sup>; AUC going out to bid; Exceptional Development Code.

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

**RESOLVED**, that the Mayor is hereby authorized to sign an engagement letter with Drescher & Malecki, LLP to conduct an audit of the Village books for the 2010-2011 fiscal year at a cost not to exceed \$13,300, pursuant to their engagement letter dated May 1, 2011.

Unanimously carried.

**Report – Trustee Kingsley**

*Trustee Kingsley reported on the following topics:* Exceptional Development - Will call for public hearing to repeal Exceptional Development at 5/23/11 Village Board meeting, hold the public hearing on 6/13/11 and sponsor a resolution to adopt the repeal of Exceptional Development on 6/27/11; ECWA consolidation public hearing will continue on 5/23/11; Smoke-free signage; Mill redevelopment architects to attend 5/13 meeting.

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

**WHEREAS**, the Village of Williamsville has received two Historic Preservation grants from New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) for the restoration of the Williamsville Water Mill, one based on the Village's 2008 application (EPF E08047) and one based on the Village's 2009 application (EPF E09049); and

**WHEREAS**, after the applications were submitted and awarded, the Village hired Flynn Battaglia Architects, PC to work on these projects on behalf of the Village; and

**WHEREAS**, Flynn Battaglia Architects, PC has determined that some minor changes in the scope of each grant will be beneficial to the restoration of the Williamsville Water Mill;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor is hereby authorized to sign a letter to NYSOPRHP requesting a change in scope for the 2008 and 2009 EPF grants received, based on the modifications recommended by Flynn Battaglia Architects, PC.

Unanimously carried.

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**Report – DPW**

*Crew Chief Kostowniak reported on the following topic – Annual Water Quality Report is complete and will be mailed out this month.*

**ON MOTION** by Mayor Lowther, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 7:57 p.m.

Unanimously carried.

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Lynda L. Juul

Administrator/Village Clerk-Treasurer