

**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 14, 2011 at 7:30 p.m.**

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

Present: Brian J. Kulpa, Mayor  
Basil J. Piazza, Trustee  
Brian J. Geary, Trustee  
Amy R. Alexander, Trustee  
Daniel O. DeLano, Trustee

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

**ON MOTION** by Mayor Kulpa, seconded by Trustee Geary, it was moved to approve the minutes of the regular meeting held on October 24, 2011.

Unanimously carried.

**ON MOTION** by Trustee Alexander, seconded by Trustee Piazza, it was moved to open the first public hearing of the evening at 7:35 p.m.

Unanimously carried.

- *A public hearing was held to hear all persons interested in commenting on a proposed amendment to Chapter 73 (Public Order) which proposes to regulate offensive odors.*

**ON MOTION** by Trustee Alexander, seconded by Trustee Piazza, it was moved to close the first public hearing at 7:44 p.m.

Unanimously carried.

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**ON MOTION** by Mayor Kulpa, seconded by Trustee Alexander, it was moved to open the second public hearing of the evening at 7:44 p.m.

Unanimously carried.

- *A public hearing was held to hear all persons interested in commenting on a proposed local law amending Chapter 84 (Signs).*

**ON MOTION** by Mayor Kulpa, seconded by Trustee Piazza, it was moved to close the second public hearing at 7:47 p.m.

Unanimously carried.

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

Unanimously carried.

The following members of the audience addressed the Board:

1. *Nick Roth, 135 Oakgrove Dr.* – Thanked everyone involved in the Tree Planting last weekend, including DPW, the Village Board and Doug Richardson. Approximately 100 trees were planted; National Grid will be giving the Village \$2,500 for planting National Grid approved trees under utility lines.
2. *Don Helenbrook, 45 N. Union Rd.* – Believes that newspaper distribution boxes are very unsightly on corner of Main and N. Union; He hopes this does not carry through to the Village.
3. *Thomas Frank, 225 Evans St.* – Stabilization and maintenance issues pertaining to Ellicott Creek; Urged Village Board to jointly meet with the Town of Amherst; Believes the Village Board should give a State of the Village Address.



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

**RESOLVED**, that the following budget *transfers* are hereby made in the *General Fund* for the *2011-2012* fiscal year:

To:	001-5110-4161-0902 (Street Maint.-Repairs/2001 Int'l Dump)	\$8.00
	001-5110-4161-0904 (Street Maint.-Repairs/1990 Int'l Dump)	\$27.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Sander/Plow/Dump)	\$8788.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar Dump)	\$347.00
	001-5110-4161-0913 (Street Maint.-Repairs/1993 GMC Sewer Jet)	\$3701.00
	001-5110-4161-0915 (Street Maint.-Repairs/1991 Elgin Sweeper)	\$347.00
	001-5110-4161-0916 (Street Maint.-Repairs/2007 Chevy 4x4)	\$294.00
	001-5110-4161-0919 (Street Maint.-Repairs/2007 Chevy 4x4)	\$907.00
	001-5110-4161-0920 (Street Maint.-Repairs/Backhoe)	\$597.00
From:	001-5110-4161 (Street Maint.-Repairs/Equipment)	\$15016.00
To:	001-7310-2000 (Youth Programs-Equip.)	\$80.00
	001-7310-4170 (Youth Programs-Community Events)	\$239.00
From:	001-7310-4178 (Youth Programs-Nature Day at Glen Park)	\$319.00
To:	001-1640-1001 (Central Garage-Personal Services/OT)	\$156.00
From:	001-5110-1001 (Street Maint.-Personal Services/OT)	\$156.00
To:	001-1411-4010 (Records Mgt.-Office Supplies)	\$222.00
	001-1411-4010 (Records Mgt.-Office Supplies)	\$103.00
From:	001-1411-2040 (Records Mgt.-Capital Reserve/Equip.)	\$222.00
	001-1411-2040 (Records Mgt.-Capital Reserve Equip.)	\$103.00
To:	001-3310-4620 (Traffic Control-Uniforms)	\$12.00
From:	001-3310-4231 (Traffic Control-Signs/Maint.)	\$12.00
To:	001-3620-4450 (Safety Inspection-Misc.)	\$815.00
From:	001-3620-1000 (Safety Inspection-Personal Services)	\$815.00
To:	001-1640-2000 (Central Garage-Equip.)	\$70.00
	001-1640-4262 (Central Garage-Bldg. Maint.)	\$190.00
From:	001-1640-4260 (Central Garage-Maint. Supplies)	\$260.00
To:	001-7530-4000 (Village Meeting House-Opening/Closing)	\$40.00
From:	001-7530-4230 (Village Meeting House-Maint.)	\$40.00

Unanimously carried.

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

**RESOLVED**, that the following budget *transfer* is hereby made in the *Sewer Fund* for the *2011-2012* fiscal year:

To:	007-8120-1001 (Sewer Fund-Personal Services/OT)	\$6.00
From:	007-8120-1000 (Sewer Fund-Personal Services)	\$6.00

Unanimously carried.

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

**RESOLVED**, that the following budget *amendment* is hereby made in the *General Fund* for the *2011-2012* fiscal year, to account for funds to be appropriated from Capital Reserve – Fire Equipment – towards cost of the Fire Department’s new SCBA:

Increase:	001-0001-0599 (Appropriated Surplus)	\$84,866.00
Increase:	001-9950-9000 (Transfer to Capital)	\$84,866.00

Unanimously carried.

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

**RESOLVED**, that the following budget *amendment* is hereby made in the *General Fund* for the *2011-2012* fiscal year, to account for the grant and donation from the Forest Stream Garden Club for the garden at the Meeting House:

Increase:	001-0001-2705 (Gifts & Donations)	\$250.00
Increase:	001-8510-4340 (Community Beautification-Plants)	\$250.00

Unanimously carried.

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

**WHEREAS**, sealed bids were received for work on the Williamsville Water Mill to be done under two EPF grants received from NYS Office of Parks, Recreation, and Historic Preservation; and

**WHEREAS**, such bids had several alternates included in addition to the primary bid; and

**WHEREAS**, Telco Construction Inc. was the low bidder and was awarded the contract for work on the Williamsville Water Mill;

**NOW, THEREFORE, BE IT RESOLVED**, that the Village Board of Trustees of the Village of Williamsville hereby accepts Bid Alternate #2, for work to be completed on the loading dock, from Telco Construction, at a cost not to exceed \$7,600.00.

Unanimously carried.

**Report – Trustee Piazza**

*Trustee Piazza reported on the following topics: Proposed Sign Code amendment; Amherst Utility Cooperative; Sewer costs.*

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

**WHEREAS**, the Village Administrator has returned her warrant and tax roll and has delivered to the Board of Trustees an account of taxes remaining due, amounting to \$36,914.99 containing a description of the land upon which taxes are unpaid, the person whose name is assessed, together with the amount of unpaid tax, and

**WHEREAS**, the Village Administrator has filed a verified statement that the taxes mentioned in such account remain unpaid, and that after diligent efforts she has been unable to collect same, and

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**WHEREAS**, upon receiving such account from the Village Administrator, the Board of Trustees compared the same with the original tax roll of the Village, and

**WHEREAS**, said Board of Trustees find such account to be a true transcript and has certified to the effect that they have compared it with the original tax roll and find it to be correct.

**NOW, THEREFORE, BE IT RESOLVED**, that the Administrator of the Village of Williamsville is hereby credited by this Board of Trustees with the amount of said account in said return, and

**BE IT FURTHER RESOLVED**, that a Certificate executed by each member of the Village Board be attached to the account of unpaid taxes stating a total of unpaid taxes in the amount of \$36,914.99 and reciting that the account has been compared and found to be correct; and that the Administrator transmit said account and certificate to the appropriate officer of the County of Erie by November 15, 2011, to enforce collection pursuant to Section 1442 of the Real Property Tax Law.

Unanimously carried.

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

**RESOLVED**, that Brian Kulpa and Amy Alexander are hereby appointed as co-liaisons to the Glen Park Joint Board; and

**BE IT FURTHER RESOLVED**, that Daniel DeLano is no longer a co-liaison to this committee.

Unanimously carried.

**Report – Trustee Alexander**

*Trustee Alexander reported on the following topics:* Thanked the Tree Board for the wonderful job they did planting trees; Upcoming Village events include: 12/3 – WBA sponsored Holiday Walk; 12/3 – Youth & Rec sponsored Tree Lighting and Holiday caroling and bonfire in Island Park at 6:00pm; 12/ 9 – Family Movie Night at the Meeting House

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with *Alice in Wonderland* at 7pm and *Green Lantern* at 9pm; 12/11 – Nan Hoffman Family Holiday Concert at the Meeting House at 3pm.

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

**RESOLVED**, that the Mayor is hereby authorized to sign the Agreement Letter with Rotella Grant Management, as proposed at the October 24, 2011 work session.

Unanimously carried.

**Report – Trustee DeLano**

*Trustee DeLano reported on the following topics:* Tree planting and funding sources; Thanked tree planting volunteers; Next tree planting will be May 5, 2012.

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

**RESOLVED**, that the Administrator is hereby authorized to publish legal notice of a public hearing to be held on Monday, December 12, 2011 at 7:35 p.m. at Williamsville Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in commenting on a proposed amendment to Chapter 103-16 (Vehicles and Traffic) regarding no standing on Reist Street.

Unanimously carried.

**Report – Trustee Geary**

*Trustee Geary reported on the following topics:* Tree planting; Meeting with Eagle Scout leaders.

Trustee Geary had no resolutions.

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**Report – DPW Crew Chief**

*Crew Chief Kostowniak reported on the following topic:* The leaf pick-up crews have been working 6 days a week and have gone through the entire Village 3 - 4 times so far.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 8:28 p.m.

Unanimously carried.

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Lynda L. Juul

Administrator/Clerk-Treasurer