

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in the Village Meeting House, 5658 Main Street, Williamsville, New York, Monday, December 16, 2013 at 7:30 p.m.

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

Present: Brian J. Kulpa, Mayor
Basil J. Piazza, Trustee
Daniel O. DeLano, Trustee
Christopher J. Duquin, Trustee
John "Al" Yates, Trustee

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

Invocation: Trustee Duquin asked for a moment of silence in honor of Nelson Mandela.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on November 25, 2013, as submitted.

Unanimously carried.

ON MOTION by Trustee Piazza, seconded by Trustee Duquin, it was moved to open the public hearing at 7:35 p.m.

Unanimously carried.

PUBLIC HEARING

The Administrator read aloud the legal notice as it appeared in the December 4, 2013 Amherst Bee.

The purpose of this public hearing was to hear all persons interested in commenting on a proposed increase in the water rate. The purpose of this proposed increase is to reduce the amount the water fund owes the General Fund prior to consolidation with Erie County Water Authority. The new rate

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would be \$5.81 per 1,000 gallons of water for users inside the Village; it is currently \$5.37 per 1,000 gallons.

The members of the audience who addressed the Board and their topics (*Village Board responses in italics*):

1. John Thompson, 326 Cadman Dr. – Asked why the Village cannot pay off the bonds through taxes? (*The water rate is a user fee; cannot raise taxes on a system we no longer own. Can look into this further with NYCOM.*)
2. Carolyn Schlifke, 192 Evans – Agreed with Mr. Thompson 100%.

ON MOTION by Trustee Piazza, seconded by Trustee Yates, it was moved to close the public hearing at 7:46 p.m.

Unanimously carried.

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

Unanimously carried.

The members of the audience who spoke and their topic(s):

1. John Thompson, 326 Cadman Dr. – Concerned about the traffic on Wehrle Dr.; Asked if there were any possibility of installing a vehicle activated traffic light to assist residents at rush hour – Gridlock is between 4-6pm at Wehrle & Garrison.
2. Tom Frank, no address given – Traffic on Main Street; Hotel at Main and Forest; Many things coming together in the Village; Would like to participate on Branding Committee; Perpetual flame.

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

Unanimously carried.

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

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the **2013-2014** fiscal year:

To:	001-1110-4110 (Village Justice-Service Contract)	\$14.00
From:	001-1110-4010 (Village Justices-Office Supplies)	\$14.00
To:	001-5110-4161-0902 (Street Maint.-Repairs/2002 Int'l Dump)	\$243.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Int'l Sander/Plow/Dump)	\$96.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar Dump)	\$437.00
	001-5110-4161-0909 (Street Maint.-Repairs/1998 Ford F-150)	\$97.00
	001-5110-4161-0916 (Street Maint.-Repairs/2007 Chevy 4x4)	\$373.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$1246.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$2609.00
From:	001-5110-4161-0905 (Street Maint.-Personal Services)	\$2609.00
To:	001-7310-4172 (Youth Programs-Holiday Tree Lighting)	\$242.00
From:	001-7310-4171 (Youth Programs-Halloween Parade)	\$242.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the **2013-2014** fiscal year to account for the 2008 Mill EPF Grant payment received on 10/09/13:

Increase:	001-0001-3090 (State Aid – Grants)	\$90,000.00
Increase:	001-9950-9000 (Transfer to Capital)	\$90,000.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2013-2014* fiscal year to account for the 2009 Mill EPF Grant payment received on 10/09/13:

Increase: 001-0001-3090 (State Aid - Grants)	\$83,717.00
Increase: 001-9950-9000 (Transfer to Capital)	\$83,717.00

Unanimously carried.

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

RESOLVED, that the Williamsville Branding Project Charter v1.1, dated 12/16/13, is hereby adopted.

Unanimously carried.

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

RESOLVED, that the Williamsville Branding Committee is hereby created; and

BE IT FURTHER RESOLVED, that Trustee Al Yates is hereby appointed as the Committee Chair and Mayor Brian Kulpa is hereby appointed as the Project Manager.

Unanimously carried.

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

RESOLVED, that the 2014 Community Development Block Grant funding, in the approximate amount of \$32,060.00, which was the subject of a public hearing held on November 25, 2013, is hereby allocated as follows:

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Restoration of the red house (60 E. Spring St.) of the Williamsville Water Mill Complex

Unanimously carried.

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

RESOLVED, that Lynda L. Juul is hereby appointed to the position of Village Administrator/ Clerk-Treasurer effective 11/1/2013 through 10/31/2015.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Tree lighting event on 12/7/13;; Thanked Deb Habes and the Beautification Committee for the lighted candle luminarias at the Pocket Park at Village Hall and also along Spring Street on 12/7/13; Water meter replacement program; Wished everyone a happy holiday.

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

RESOLVED, that the following Village water rates, which were the subject of a public hearing on Monday, December 16, 2013, are hereby adopted, effective January 1, 2014:

Inside Village	\$5.81	per 1,000 gallons
Outside Village	\$8.72	per 1,000 gallons
Minimum Bill	\$23.24	per 0-4,000 gallons
Williamsville Central	\$7.26	per 1,000 gallons

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

WHEREAS, the Village of Williamsville advertised for sealed bids for the Wellington Court/S. Cayuga Waterline Project; and

WHEREAS, bids were opened at 1:00 p.m. at Williamsville Village Hall, 5565 Main Street, Williamsville, New York, on November 26, 2013;

NOW, THEREFORE, BE IT RESOLVED, that the bid is hereby awarded to E & R Contracting, Inc., for their lowest responsive and responsible base bid of \$48,838.00.

Unanimously carried.

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

RESOLVED, that the Village of Williamsville hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the clerk of this body:

Title	Name	Reg. Number	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (Based on Record of Activities)
Admin./Clerk-Treas.	Lynda L. Juul	xxxxxxx	7	11/1/13 - 10/31/15	Y	N/A
Dep. Treas.	Judith A. Kindron	xxxxxxx	7	7/1/13 - 7/7/14	Y	N/A
Dep. Clerk	Deborah A. Habes	xxxxxxx	7	7/1/13-7/7/14	Y	N/A
Sec. to Mayor	Colleen K. Poules	xxxxxxx	7	7/1/13 - 7/7/14	Y	N/A
Dir. Comm. Dev.	Charles Specht	xxxxxxx	7	10/2/13 - 7/7/14	Y	N/A
Village Prosecutor, P/T	Thomas E. Webb, Jr.	xxxxxxx	6	7/1/13 - 7/7/14	N	1.2

Unanimously carried.

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Report – Trustee Yates

Trustee Yates reported on the following topic(s): Thanked those who helped prepare for the holiday tree lighting, including Youth & Rec Chair Tricia Evans, Charlie Specht, Amherst Police Department, Sweet Jenny's, The Irishman; Nan Hoffman concert at the Meeting House; Thanked the Jolly Boys for their donation of a permanent projector for the Meeting House; Branding project.

Trustee Yates had no resolutions on the agenda.

Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): Thanked all involved with the lighting of the holiday trees this year – He thanked the Roth family for their donation of the evergreen tree at Village Hall -It was the 4th annual lighting of this tree; Wished everyone a Merry Christmas.

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

WHEREAS, a minimum of four hours of annual training is required for all Planning and Architectural Review Board and Zoning Board of Appeals members; and

WHEREAS, on December 2, 2013, a two-hour training session on commercial signage was given by a representative from Ulrich Sign Company for the members of the Planning and Architectural Review Board, including up to date information on sign technology and materials; and

WHEREAS, all 7 regular members and 1 alternate member attended this training session;

NOW, THEREFORE, BE IT RESOLVED, that said 2 hours of training on signage are hereby approved as eligible toward the minimum four hour training requirement for Planning and Architectural Review Board members for 2013.

Unanimously carried.

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Report – Trustee Duquin

Trustee Duquin reported on the following topic(s): Operating with transparency; This board is willing to do things differently; We are competing and doing extremely well; We are a model for other towns and villages; Glen Park Joint Board and Master Plan; Glen Park logo contest.

ON MOTION by Trustee Duquin, seconded by Trustee Yates, the following resolution was adopted:

WHEREAS, the Village of Williamsville, herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, the Environmental Conservation Law ("ECL") authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW, THEREFORE, BE IT RESOLVED, by the Village of Williamsville Board of Trustees, that Mayor Brian Kulpa, or such person's successor in office, is the representative authorized to act on behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance; and

BE IT FURTHER RESOLVED, that the Municipality agrees that it will fund its portion of the cost of the Project and funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation; and

BE IT FURTHER RESOLVED, that one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation and that this Resolution shall take effect immediately.

Unanimously carried.

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Report – Charlie Specht, Community Development Director

Mr. Specht reported on the following topic(s): Thanked everyone who was a part of the Holiday Tree lighting event, especially Ken Kostowniak.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to leave the regular agenda and open the Executive Session at 8:38 p.m. to discuss a legal issue and a personnel issue.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to close the Executive Session and return to the regular agenda at 9:11 p.m.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to go off the regular agenda to consider a new resolution.

Unanimously carried.

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

RESOLVED, that Timothy Abati is hereby authorized for transitional duty, pending the Village Administrator receiving written approval from his physician, along with a list of approved tasks he can perform. This shall last for a period of 30 days from the date of commencement, following the receipt of the physician's statement.

Unanimously carried.

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ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to return to the regular agenda at 9:12 p.m.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to adjourn the meeting at 9:12 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer