

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 28, 2014 at 7:30 p.m.**

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

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

**ON MOTION** by Mayor Kulpa, seconded by Trustee DeLano, it was moved to approve the minutes of the regular meeting held on April 14, 2014, as submitted.

DeLano	Yes
Piazza	Abstained
Yates	Yes
Duquin	Abstained
Kulpa	Yes

Motion carried. 3 Yes – 2 Abstentions.

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

Unanimously carried.

The member(s) of the audience who spoke and their topic(s): [*Village Board responses in italics*]

Nick Perino, 40 Hillside Dr. – Asked if sidewalks are going in on Hillside Drive [*Ken Kostowniak – Will see how bids come in and may install on Hillside.*]

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

Unanimously carried.



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To:	001-1410-4110 (Village Clerk-Service Contracts)	\$105.00
	001-1410-4160 (Village Clerk-Professional Fees & Books)	\$120.00
	001-1410-4600 (Village Clerk-Computer Support)	\$2,658.00
From:	001-1410-2010 (Village Clerk-Computer Software)	\$1,000.00
	001-1411-4010 (Records Management-Office Supplies)	\$250.00
	001-1620-4240 (Buildings-Paint/Carpet/Etc.)	\$500.00
	001-1620-4070 (Buildings-Utilities)	\$1,133.00
To:	001-5142-1000 (Snow Removal-Personal Services)	\$14,992.00
	001-7530-1000 (Village Meeting House-Personal Services)	\$168.00
From:	001-1640-1000 (Central Garage-Personal Services)	\$9,160.00
	001-8163-1000 (Trash Pickup-Personal Services)	\$6,000.00
To:	001-1640-4070 (Central Garage-Utilities)	\$893.00
	001-1640-4260 (Central Garage-Maint. Supplies)	\$8.00
	001-1640-4070 (Central Garage-Utilities)	\$341.00
From:	001-1640-2010 (Central Garage-Capital Improvements)	\$1,242.00
To:	001-3310-4231 (Traffic Control-Signs/Maint.)	\$738.00
From:	001-3310-4240 (Traffic Control-Street Painting/Crosswalks)	\$738.00
To:	001-3410-4471 (Fire Protection-Building Repairs)	\$3,319.00
	001-3410-2020 (Fire Protection-Expendable Equip.)	\$112.00
	001-3410-4160-3406 (Fire Protection-Truck Exp./T-6)	\$198.00
	001-3410-4160-3409 (Fire Protection-Truck Exp./Chief Car 9)	\$546.00
	001-3410-4160-3471 (Fire Protection-Truck Exp./Polaris ATV)	\$2,142.00
	001-3410-4280 (Fire Protection-EMS Supplies)	\$729.00
From:	001-3410-4070 (Fire Protection-Utilities)	\$1,000.00
	001-3410-4610 (Fire Protection-Health & Welfare)	\$1,000.00
	001-3410-4040 (Fire Protection-Education & Travel)	\$1,319.00
	001-3410-2010 (Fire Protection-Major Equip.)	\$112.00
	001-3410-4160 (Fire Protection-Truck Exp.)	\$2,886.00
	001-3410-4490 (Fire Protection-Uniforms)	\$729.00
To:	001-3410-2060 (Fire Protection-Computer Equip.)	\$453.00
	001-3410-4061 (Fire Protection-Cellular Phones)	\$40.00
	001-3410-2010 (Fire Protection-Major Equip.)	\$1,000.00
	001-3410-4160-3405 (Fire Protection-Truck Exp./Rescue 5)	\$2,477.00
From:	001-3410-2070 (Fire Protection-Office Equip.)	\$364.00
	001-3410-4110 (Fire Protection-Service Contracts)	\$89.00
	001-3410-4110 (Fire Protection-Service Contracts)	\$40.00
	001-3410-4610 (Fire Protection-Health & Welfare)	\$1,000.00
	001-3410-4160 (Fire Protection-Truck Exp.)	\$2,477.00
To:	001-5010-2000 (Street Administration-Equip.)	\$535.00
From:	001-5010-4010 (Street Administration-Office Supplies)	\$200.00
	001-5110-2000 (Street Maint.-Equip.)	\$335.00

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To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$812.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$812.00
To:	001-5110-4271 (Street Maint.-Blacktop/Stone/Resurface)	\$53,243.00
From:	001-9950-9000 (Transfer to Capital)	\$53,243.00
To:	001-5110-4161-0901 (Street Maint.-Repairs/2012 Chevy Tahoe)	\$40.00
	001-5110-4161-0902 (Street Maint.-Repairs/2002 Int'l Dump)	\$44.00
	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$89.00
	001-5110-4161-0908 (Street Maint.-Repairs/2011 Chevy Silverado)	\$30.00
	001-5110-4161-0925 (Street Maint.-Repairs/2013 Mini Excavator)	\$88.00
From:	001-5110-4040 (Street Maint.-Education Exp./Travel)	\$291.00
To:	001-5142-4161 (Snow Removal-Repairs/Plows)	\$846.00
	001-5142-4290 (Snow Removal-Salt)	\$12,999.00
From:	001-8162-4161 (Leaf Pickup-Repairs)	\$1,102.00
	001-8162-4260 (Leaf Pickup-Maint. Supplies)	\$391.00
	001-5142-1000 (Snow Removal-Personal Services)	\$12,352.00
To:	001-7110-2010 (Parks-Capital Improvements)	\$610.00
	001-7110-2050 (Parks-Playground Equip.)	\$1,093.00
	001-7110-4161 (Parks-Repairs/Lights)	\$209.00
	001-7110-4169 (Parks-Repairs/Other)	\$435.00
	001-7110-4360 (Parks-Park Supplies)	\$1,592.00
	001-7110-4430 (Parks-Sanitary Waste Disposal)	\$325.00
	001-7110-4450 (Parks-Misc.)	\$1,300.00
From:	001-7110-2020 (Parks-Park Equip.)	\$1,703.00
	001-7110-4070 (Parks-Utilities)	\$861.00
	001-7110-4162 (Parks-Repairs/Pools)	\$500.00
	001-7110-4165 (Parks-Shelter Maint.)	\$720.00
	001-7110-4660 (Parks-Tree Maint./Replacement)	\$1,500.00
	001-7110-4920 (Parks-CPR Training)	\$280.00
To:	001-7310-2000 (Youth Programs-Equip.)	\$1,563.00
	001-7310-4172 (Youth Programs-Holiday Tree Lighting)	\$492.00
	001-7310-4174 (Youth Programs-Easter Egg Hunt)	\$285.00
From:	001-7310-4176 (Youth Programs-Youth Hockey Tournament)	\$2,340.00
To:	001-8745-4160 (Flood Erosion & Control-Repairs/Maint./Paint/Etc.)	\$3,744.00
From:	001-8745-2010 (Flood Erosion & Control-Capital Improvements)	\$3,744.00

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 transfers* are hereby made in the *Water Fund* for the *2013-2014* fiscal year:

To:	006-8310-4160 (Water Administration-Professional Fees)	\$680.00
	006-8340-4102 (Water Transmission-Leak Detection)	\$2,000.00
	006-8340-4160 (Water Transmission-Repairs/Lines)	\$4,698.00
From:	006-8340-2010 (Water Transmission-Meters)	\$2,226.00
	006-8340-4040 (Water Transmission-Education Exp./Travel)	\$500.00
	006-8340-4070 (Water Transmission-Utilities)	\$800.00
	006-8340-4163 (Water Transmission-Repairs/Valves)	\$3,852.00

Unanimously carried.

**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 sponsor fees collected during the 7/20/13 Garden Walk that were earmarked for the Pocket Park:

Increase:	001-0001-2705 (Gifts & Donations)	\$937.00
Increase:	001-8510-4340 (Community Beautification-Plants)	\$937.00

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 *2013-2014* fiscal year to account for R-5 refurb project being paid for out of the Fire Truck Capital Reserve, and approved by Village Board in 2013-2014 budget meetings:

Increase:	001-0001-0599 (Appropriated Surplus)	\$32,241.00
Increase:	001-3410-4160-3405 (Fire Protection-Equip. Repairs/Rescue 5)	\$32,241.00

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 amendment* is hereby made in the *General Fund* for the **2013-2014** fiscal year to account for Jolly Boys donation received 1/16/14 to be used to purchase a projector for the Meeting House:

Increase:	001-0001-2705 (Gifts & Donations)	\$3,000.00
Increase:	001-7310-2000 (Youth Programs-Equip.)	\$3,000.00

Unanimously carried.

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

**RESOLVED**, that the proposed local law to override the tax levy limit established in General Municipal Law Sec 3-c, which was the subject of a public hearing held by the Village Board of Trustees on April 14, 2014, in Village Hall, 5565 Main Street, Williamsville, New York, is hereby adopted as **Local Law No. 3 of 2014.**

Unanimously carried.

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

**WHEREAS**, the tentative *General Fund Budget for the 2014-2015* fiscal year has been duly represented to the Village Board by the Budget Officer and a duly advertised public hearing has been held thereon;

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the *General Fund Budget* for the Village of Williamsville, for the **2014-2015** fiscal year; and

**BE IT FURTHER RESOLVED**, that the General Fund tax rate effective June 1, 2014, is as follows:

\$4.5292 per \$1,000 of assessed value at 100% equalization

Unanimously carried.

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

**WHEREAS**, the tentative *Water Fund Budget for the 2014-2015* fiscal year has been duly represented to the Village Board by the Budget Officer and a duly advertised public hearing has been held thereon;

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget, is hereby adopted as the *Water Fund Budget* for the Village of Williamsville, for the *2014-2015* fiscal year.

Unanimously carried.

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

**WHEREAS**, the tentative *Sewer Fund Budget for the 2014-2015* fiscal year has been duly represented to the Village Board by the Budget Officer and a duly advertised public hearing has been held thereon;

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the *Sewer Fund Budget* for the Village of Williamsville, for the *2014-2015* fiscal year; and

**BE IT FURTHER RESOLVED**, that the *Sewer Rent Rates for the 2014-2015* fiscal year are hereby set as follows:

\$4.0672 per 1,000 gallons of water consumed  
\$0.9804 per \$1,000 of assessed value at 100% equalization

Unanimously carried.

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

**WHEREAS**, the tentative *Glen Park Fund Budget for the 2014-2015* fiscal year has been duly represented to the Village Board by the Budget Officer and a duly advertised public hearing has been held thereon;

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**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget and the salaries and wages as stated in the Salary Schedule, are hereby adopted as the *Glen Park Fund Budget* for the Village of Williamsville, for the **2014-2015** fiscal year.

Unanimously carried.

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

**WHEREAS**, the tentative *Debt Service Fund Budget for the 2014-2015* fiscal year has been duly represented to the Village Board by the Budget Officer and a duly advertised public hearing has been held thereon;

**NOW, THEREFORE, BE IT RESOLVED**, pursuant to Section 5-508(4) of the Village Law, that the said tentative budget is hereby adopted as the *Debt Service Fund Budget* for the Village of Williamsville, for the **2014-2015** fiscal year.

Unanimously carried.

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

**RESOLVED**, that the following members of the Williamsville Fire Department were installed as senior officers of the Williamsville Fire Department:

Michael Measer, Chief  
Harold Haffa, First Assistant Chief  
John Licata, Second Assistant Chief

Unanimously carried.

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

**RESOLVED**, that the following Fire Dept. equipment is hereby declared surplus:

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Asset #929	2011 Ford Expedition (Chief)
Asset #930	2011 Ford Expedition (Asst. Chief)
Asset #931	2011 Ford Expedition (Asst. Chief)

**BE IT FURTHER RESOLVED**, that the Administrator is hereby authorized to advertise for sealed bids for the sale of the above referenced vehicles.

Unanimously carried.

**Report – Trustee Yates**

*Trustee Yates reported on the following topic(s):* Thanked the volunteers who came out for Earth Day/Arbor Day; Thanked Beautification members who worked on the Heritage Garden of 1812 at Main and Evans over the weekend.

Trustee Yates had no resolutions on the agenda.

**Report – Trustee DeLano**

*Trustee DeLano reported on the following topic(s):* Thanked the volunteers who came out for Earth Day/Arbor Day; Tree planting is this Saturday at 9am – Meet behind Village Hall – Bring a shovel and a rake.

Trustee DeLano had no resolutions on the agenda.

**Report – Trustee Duquin**

*Trustee Duquin reported on the following topic(s):* Glen Park Joint Board meets next week; Branding Committee meetings.

Trustee Duquin had no resolutions on the agenda.

**Report – Trustee Piazza**

*Trustee Piazza reported on the following topic(s):* Successful Friends of Harmony Concert at the Meeting House last week; Historic Preservation Commission public

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hearings held over the last several weeks – Next meeting will be May 8<sup>th</sup>; AUC meeting tomorrow.

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

**WHEREAS**, Thien N. Tran sustained damage to his personal vehicle that was caused by the Village's sidewalk plow; and

**WHEREAS**, Thien N. Tran has submitted all required paperwork, including receipts, proof of payment, and a limited release related to the incident;

**NOW, THEREFORE, BE IT RESOLVED**, that payment to Thien N. Tran is hereby authorized in the amount of \$1,266.43 as reimbursement for expenses related to the above incident.

Unanimously carried.

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

**WHEREAS**, the Erie County Water Authority wishes to install a fixed base meter reading antenna on the roof of Village Hall for the purpose of a pilot project for such technology; and

**WHEREAS**, the Village is agreeable to the proposed installation;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor is hereby authorized and directed to sign the agreement.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Piazza, it was moved to leave the regular agenda at 8:08 p.m. to open the Executive Session to discuss two legal issues.

Unanimously carried.

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**ON MOTION** by Mayor Kulpa, seconded by Trustee DeLano, it was moved to close the Executive Session at 9:24 p.m. and return to the regular agenda.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Piazza, 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 for a period of 30 days.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Piazza, it was moved to return to the regular agenda.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Duquin, it was moved to adjourn the regular meeting at 9:25p.m.

Unanimously carried.

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Lynda L. Juul  
Administrator/Clerk-Treasurer