

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

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

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

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

Excused: John "Al" Yates, Trustee  
Basil J. Piazza, Trustee

**ON MOTION** by Mayor Kulpa, seconded by Trustee Duquin, it was moved to approve the minutes of the regular meeting held on March 23, 2015, as submitted.

Motion carried. 3 – 0.

<p style="text-align: center;"><b>Public Hearing Tentative 2015-2016 Budget</b></p>
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**ON MOTION** by Mayor Kulpa, seconded by Trustee Duquin, it was moved to open the public hearing at 7:34 p.m.

Motion carried. 3 – 0.

The Mayor gave a presentation of the budget.

The Administrator read aloud the legal notice of the public hearing as published in the April 1, 2015 Amherst Bee.

The member of the audience who addressed the Board and his topic(s) [*Village Board comments in italics*]:

Jim Tricoli, 4 Columbia Dr. – Asked about the hiring of three (3) people in the last year. [*Mr. Vilonen was hired to replace Ken Kostowniak as DPW Crew Chief and Mr. Specht was hired last budget year (2013-2014). There were no new positions created this year.*]

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**ON MOTION** by Mayor Kulpa, seconded by Mr. Duquin, it was moved to close the public hearing at 7:43 p.m.

Motion carried. 3 – 0.

<p style="text-align: center;"><b>Public Hearing</b> <b>Proposed modification to Chapter 103-16</b> <b>(Vehicles and Traffic, No Standing)</b> <b>Hillside Drive</b></p>
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**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to open the public hearing at 7:43 p.m.

Motion carried. 3 – 0.

Trustee DeLano discussed the purpose of the public hearing.

The Administrator read aloud the legal notice of the public hearing as published in the April 1, 2015 Amherst Bee.

The members of the audience who addressed the Board and their topic(s) [*Village Board comments in italics*]:

1. Nick Perino, 40 Hillside Dr. – In favor of this resolution/parking restriction.
2. Wende Zurek, 4 & 9 Hillside Dr. – Asked if residents will be able to have a dialogue about placement of signs. [*Placement of signs falls under State guidelines.*] Asked if the Parking Enforcement Officer will take special note of the area. [*The Board will direct him to give out warnings for a couple of months.*]
3. Carl Janish, 58 Hillside Dr. – Stated that he started the petition for no parking on Hillside. Of the 31 houses on the street, 29 signed the petition.

**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to close the public hearing at 7:48 p.m.

Motion carried. 3- 0.

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**Public Hearing  
Proposed modification to Chapters 103-16  
(Vehicles and Traffic, No Standing) and  
103-17 (Vehicles and Traffic, Time Limit Parking)  
California Drive**

**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to open the public hearing at 7:48 p.m.

Motion carried. 3 – 0.

Trustee DeLano discussed the need for this code modification.

The Administrator read aloud the legal notice of the public hearing as published in the April 1, 2015 Amherst Bee.

The members of the audience who addressed the Board and their topic(s) *[Village Board comments in italics]*:

1. Judith Subject Stadler, 5403 Main St. – Asked when the area on California that used to be pavement will be planted. There are deep footprints in the soil that need to be addressed. *[Seeded last fall – Grass seed should take soon. It was re-seeded this spring. Will be planting trees within the next month.]*
2. Deb Rogers, 145 S. Cayuga Rd. – Thanked Trustee DeLano for taking back those areas of the Village that were previously paved over. *[Will be addressing all areas where asphalt has been installed in the past.]*
3. Jim Tricoli, 4 Columbia Dr. – Asked if the Village will be addressing area at Read's Dry Cleaning. *[Yes, will look for a compromise solution –may be able to add diagonal parking there.]*

**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to close the public hearing at 7:57 p.m.

Motion carried. 3 – 0.

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**Public Hearing**  
**Proposed modification to Chapter 103-16 (Vehicles and Traffic, No Standing)**  
**To Remove No Standing on west side of Highland Drive to light pole #25**

**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to open the public hearing at 7:57 p.m.

Motion carried. 3 – 0.

Trustee DeLano discussed the need for this code modification. Parking was previously eliminated on the east side of Highland, which enables it to be reinstated on the west side.

The Administrator read aloud the legal notice of the public hearing as published in the April 1, 2015 Amherst Bee.

No one from the audience addressed the Board.

**ON MOTION** by Trustee DeLano, seconded by Trustee Duquin, it was moved to close the public hearing at 7:59 p.m.

Motion carried. 3 – 0.

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

Motion carried. 3 – 0.

The members of the audience who addressed the Board and their topic(s) [*Village Board comments in italics*]:

1. Thomas Frank, 5403 Main St. – Complimented Mayor Kulpa on Picture Main Street; Said he would sponsor a Consolidated Funding Application (CFA) for the Ellicott Creek area; NY Natural Heritage Program; Land use.
2. Carolyn Schlifke, 192 Evans St. – Water bill questions due to a broken exterior faucet [*Advised of ECWA policy to credit consumption for issues such as this and to try contacting ECWA. Village will assist if needed.*]
3. Judith Subject Stadler, 5403 Main St. – S. Long St. Park and 5403 Main St.; Additional parking spaces approved by Planning Board; Two evergreens that will need to be removed could be transplanted on site or to the park for between \$3,000 and \$7,000 (has sent emails to the owner of 5403 Main St. regarding this). Has ideas for a

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pathway between Main St. and S. Long St. Park; Thinks she discovered substantive deficiency with the site plan application – it does not say they are removing trees - must begin process from beginning. *[Need to go through the Building Dept. to address this issue.]*

4. Mary Lowther, 120 N. Ellicott St. – Glad the Village is removing pavement in the right of way area at Main and Mill but noticed an issue with a utility pole – afraid it is a safety issue and could fall *[the Village is aware of this and has been in touch with National Grid]*; New trees planted on N. Ellicott appear to have had the bark eaten off by deer; People are also feeding the deer. *[Trustee DeLano will take a look at the trees.]* Asked if second truck behind truck chipping branches is necessary *[Ben will look into but there should not be more than one truck chipping]*.

5. Wende Zurek, 4 & 9 Hillside Dr. – Is sidewalk project moving forward? *[Yes, in next several weeks.]* Has map changed? *[No, but sidewalks will not be installed on Cadman or Scott. Nothing has been added to the map at this time.]*

6. Deb Rogers, 145 S. Cayuga Rd. – People are speeding on S. Cayuga – Will crosswalks be installed? She recommends a crosswalk at Milton and California. Lisa Fessard commented that there used to be a signal on S. Cayuga at California. Ms. Rogers would be happy to have APD sit in her driveway for speed control.

7. Judith Stadler, 5403 Main St. – Suggested installation of a crosswalk on S. Cayuga at Lehigh Memory Trail *[That portion of S. Cayuga is in the Town of Amherst so we have no control over it.]*

8. Jim Tricoli, 4 Columbia Dr. – Nationwide survey shows that 74% of seniors want to remain in their own homes until they die. A similar survey was done in Amherst with a similar outcome. *[Opportunities are not good for seniors and we don't have amenities. If seniors are given opportunities that are walkable, they can continue to have an active lifestyle, and the numbers would decrease (possibly below 50%. The Village is looking to provide options.]*

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

Motion carried. 3 – 0.

**Report – Mayor Kulpa - None**

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

**RESOLVED**, that payroll and vouchers in the amount of **\$123,511.80** covering the period from 3/19/15 to 4/8/15 are hereby approved as follows:

**Payroll covering 3/9/15 – 3/22/15:** \$35,598.70

**Payroll covering 3/23/15 – 4/5/15:** \$30,271.60

**Vouchers covering 3/19/15 – 4/8/15:**

General Fund	\$45,478.99
Water Fund	\$0.96
Sewer Fund	\$3,599.75
Glen Park Fund	\$.63
Trust & Agency Fund	\$25,907.02
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$12,925.75</u>
	<b><u>\$87,913.10</u></b>

**GRAND TOTAL:** **\$123,511.80**

Motion carried. 3 – 0.

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

**RESOLVED**, that the following *budget transfers* are hereby made in the *General Fund* for the *2014-2015* fiscal year:

To:	001-1620-4240 (Buildings-Carpet/Paint/Etc.)	\$217.00
From:	001-1620-4230 (Buildings-Building Maint.)	\$217.00
To:	001-1640-4260 (Central Garage-Maint. Supplies)	\$19.00
	001-1640-4440 (Central Garage-Parts)	\$169.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$188.00

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

To:	001-3410-4160-3405 (Fire Protection-Truck Exp.-Rescue 5)	\$245.00
	001-3410-4160-3401 (Fire Protection-Truck Exp./Engine 1)	\$622.00
	001-3410-4160-3404 (Fire Protection-Truck Exp.-Rescue 4)	\$530.00
	001-3410-4160-3406 (Fire Protection-Truck Exp./Truck 6)	\$210.00
From:	001-3410-4250 (Fire Protection-Gas & Oil)	\$1,607.00
To:	001-3620-4020 (Safety Inspection-Postage)	\$80.00
From:	001-3620-4010 (Safety Inspection-Office Supplies)	\$80.00
To:	001-3620-4100 (Safety Inspection-Professional Fees)	\$7493.00
From:	001-3620-1000 (Safety Inspection-Personal Services)	\$5560.00
	001-1990-4000 (Contingency)	\$1933.00
To:	001-5110-1000 (Street Maint.-Personal Services)	\$3354.00
	001-5142-1000 (Snow Removal-Personal Services)	\$1347.00
	001-8162-1000 (Leaf Pickup-Personal Services)	\$772.00
From:	001-8163-1000 (Trash Pickup-Personal Services)	\$5473.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$1764.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$1764.00
To:	001-5110-4161-0908 (Street Maint.-Repairs/2011 Chevy Silverado)	\$226.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$226.00
To:	001-6410-4920 (Publicity-Flags)	\$30.00
From:	001-6410-4111 (Publicity-Web Site)	\$30.00
To:	001-7110-2010 (Parks-Capital Improvements)	\$612.00
From:	001-7110-2040 (Parks-Capital Reserve/Parks)	\$612.00
To:	001-8161-4000 (Recycling-Recycling Containers)	\$259.00
From:	001-8160-4330 (Refuse & Garbage Collection-Dump Fees)	\$259.00
To:	001-9055-8000 (Disability Insurance)	\$89.00
From:	001-9050-8000 (Unemployment)	\$89.00

Motion carried. 3 – 0.

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

**RESOLVED**, that the following *budget transfer* is hereby made in the *Glen Park Fund* for the *2014-2015* fiscal year:

To:	009-7141-1000 (Glen Park-Personal Services)	\$601.00
From:	009-7141-4102 (Glen Park-Landscaping)	\$601.00

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

Motion carried. 3 – 0.

**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 **2014-2015** fiscal year to account for Mill lease payments received, and used to cover minor expenses at the Mill property:

Increase:	001-0001-2411 (Lease on Mill Property)	\$204.00
Increase:	001-7540-4160 (Williamsville Water Mill-Building Repairs)	\$6.00
	001-7540-4110 (Williamsville Water Mill-Service Contracts)	\$198.00

Motion carried. 3 – 0.

**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 **2014-2015** fiscal year to account for the use of the fund balance to cover the balance of the recycling tote expense:

Increase:	001-0001-0599 (Appropriated Surplus)	\$44,584.00
Increase:	001-8161-4099 (Recycling-Grant Expenditures)	\$44,584.00

Motion carried. 3 -0.

**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 *Water Fund* for the **2014-2015** fiscal year to account for funds collected for interest and penalties, used to cover postage costs:

Increase:	006-0006-2148 (Interest & Penalty on Water Rates)	\$1.00
Increase:	006-8340-4020 (Water Transmission-Postage)	\$1.00

Motion carried. 3 – 0.

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

*\*Mayor Kulpa announced he was tabling his resolution #7 regarding the designation of historical landmark and historic site for 5727 Main Street.*

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

RESOLVED, that Fire Dept. members Mike Measer, Christina Haffa, Adam Oehmler, Mike Vogel, and James Olivieri, are hereby authorized to travel to Indianapolis, Indiana, to attend the FDIC conference from April 21 – April 25, 2015, at a cost not to exceed \$3,016.21, to be paid by the Village of Williamsville.

Motion carried. 3 – 0.

*\*Due to Trustee Piazza's absence, Mayor Kulpa TABLED Trustee Piazza's resolution #1 regarding approval of the bond for the S. Long Street Green Infrastructure Improvement Project.*

**Report – Trustee Duquin**

*Trustee Duquin reported on the following topic(s): Success of Easter Egg Hunt.*

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

**RESOLVED**, that the following persons are hereby appointed Election Inspectors for the regular Election of the Village of Williamsville to be held on Tuesday, June 16, 2015 at a rate of \$90.00 each for the day, to be paid by the Village of Williamsville:

District #1: Village Hall – Auditorium, 5565 Main St., Williamsville, New York

- Inspectors:
1. Joy Phalen, 45 Creek Heights
  2. Al Reinhardt, 157 Columbia Dr.
  3. Patricia Reinhardt, 157 Columbia Dr.
  4. Nancy Vanderlinde, 374 Cadman Dr.
  5. Joan Jennings Scalfani, 262 Hirschfield Dr.
  6. Carol Mayo, 106 Churchcroft Ln.

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

**BE IT FURTHER RESOLVED**, that the following persons are hereby appointed as Alternate Election Inspectors:

1. Suzanne Buyer, 75 Garrison Rd.
2. Charles Rizzone, 136 Los Robles

**BE IT FURTHER RESOLVED**, that Nancy Vanderlinde, 374 Cadman Dr. is hereby appointed *Chairperson of the Election Inspectors*.

Motion carried. 3 – 0.

*\*Trustee Duquin announced he was tabling his resolution #2, regarding the approval of the bond for the E. Spring Street Green Infrastructure Improvement Project.*

**Report – Trustee DeLano**

*Trustee DeLano reported on the following topic(s):* Tree planting will be 2<sup>nd</sup> Saturday in May – May 9<sup>th</sup>; thanked everyone for buying into the greening of paved right-of-ways.

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

**WHEREAS**, the Village of Williamsville has received funding through the NYSDOT in the amount of \$462,947.00 for the installation of sidewalks under a Safe Routes to School Project; and

**WHEREAS**, this project was advertised, and sealed bids were opened and publicly read aloud at 2:00pm on Thursday, February 26, 2015; and

**WHEREAS**, EJ Militello Concrete, Inc. was the low bidder on this project;

**NOW, THEREFORE, BE IT RESOLVED**, that the construction contract for the Safe Routes to School Project, which includes the base bid and alternates 1-5, is hereby awarded to EJ Militello Concrete, Inc. in the amount of \$299,848.30.

Motion carried. 3 – 0.

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Monday, April 13, 2015 at 7:30 p.m.**

**Staff Report(s) -**

*Community Development Director Specht – Directed the public to the Village web site for budget information.*

**ON MOTION** by Mayor Kulpa, seconded by Trustee Duquin, it was moved to open the Executive Session at 8:49 p.m. to discuss specific personnel.

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 9:16 p.m.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Duquin, it was moved to adjourn the regular meeting at 9:18 p.m.

Unanimously carried.

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Lynda L. Juul  
Administrator/Clerk-Treasurer