

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 20, 2015 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
Daniel O. DeLano, Trustee
John "Al" Yates, Trustee
Basil J. Piazza, 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

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to approve the minutes of the regular meeting held on April 13, 2015, as submitted.

Unanimously carried.

<p style="text-align: center;">Public Hearing Proposal to amend the Community Plan</p>
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ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to open the public hearing at 7:31 p.m.

Unanimously carried.

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*]:

Thomas Frank, 5403 Main St. – Town and Village should not have meetings on the same day.

ON MOTION by Mayor Kulpa, seconded by Mr. Duquin, it was moved at 7:48 p.m. to leave this public hearing open until May 11, 2015.

Unanimously carried.

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**Public Hearing
Proposed modifications to the Zoning Code**

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

Unanimously carried.

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. Robert Price, 103 S. Union Rd. – Asked if all S. Union parcels are being re-zoned from R-3M to R-3. [*All but Canterbury Manor which will remain R-3M.*]

2. Sally Schueckler, owner of 117 S. Long, 139 S. Long, 124 S. Union, 15 Garden Parkway – Asked where S. Long stands. [*Mixed Use – residential and business with design standards for new buildings. Change from C2 to NMU allows residential over business without nuances of going to Zoning Board.*]; Not worried about their properties, but those around theirs. [*Kicks in for new builds or additions of 50% .*]

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved at 7:54 p.m. to continue the public hearing on May 11, 2015.

Unanimously carried.

**Public Hearing
Proposed Rezoning of Various Parcels**

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to open the public hearing at 7:54 p.m.

Unanimously carried.

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

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ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved at 7:55 p.m. to continue the public hearing on May 11, 2015.

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

1. Judith Stadler, 5403 Main St., #309 – Change of parking lot at S. Long to allow overnight parking; Bank of America handicap accessibility at front entrance.
2. Thomas Frank, 5403 Main St. – Buffalo Niagara-Riverkeeper cleaning of Ellicott Creek is this Saturday, from 10-2; History of the area; Backflow prevention installation; Relicensing settlement; Sustainable design.

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

Unanimously carried.

Report – Mayor Kulpa

Mayor Kulpa reported on the following topic(s): Upcoming appearance of ECC Jazz Kats at the Meeting House 4/21.

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

WHEREAS, the tentative *General Fund Budget for the 2015-2016* 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 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 **2015-2016** fiscal year; and

BE IT FURTHER RESOLVED, that the General Fund tax rate effective June 1, 2015, is \$4.4969 per \$1,000 of assessed value at 100% equalization.

Unanimously carried.

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

WHEREAS, the tentative *Water Fund Budget for the 2015-2016* 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 Village Law, that the said tentative budget is hereby adopted as the *Water Fund Budget* for the Village of Williamsville for the **2015-2016** 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 2015-2016* 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 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 **2015-2016** fiscal year; and

BE IT FURTHER RESOLVED, that the *Sewer Rent Rates for the 2015-2016* fiscal year are hereby set as follows:

\$1.0472 per \$1,000 of assessed value at 100% equalization
\$4.3437 per 1,000 gallons of water consumed

Unanimously carried.

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

WHEREAS, the tentative *Glen Park Fund Budget for the 2015-2016* 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 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 *2015-2016* 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 2015-2016* 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 Village Law, that the said tentative budget is hereby adopted as the *Debt Service Fund Budget* for the Village of Williamsville for the *2015-2016* fiscal year.

Unanimously carried.

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

WHEREAS, the Direct Service Agreement between the Village of Williamsville and the Erie County Water Authority includes a provision for a surcharge to be set by the Village and billed and collected by the ECWA; and

WHEREAS, the surcharge will be used to pay off existing debt from previous capital projects, as well as work that was required in order to turn over to the ECWA;

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NOW, THEREFORE, BE IT RESOLVED, that the water surcharge is hereby set at \$1.87 per 1,000 gallons of water consumed; and

BE IT FURTHER RESOLVED, that said surcharge shall apply only to water consumed, and not to the minimum amount billed by the Erie County Water Authority.

Unanimously carried.

**Mayor Kulpa announced he was tabling his resolution #7 regarding the designation of 5727 Main Street as a historical landmark until the Village Board meeting of May 11, 2015 Village Board meeting.*

Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): Semi-annual tree planting is 5/9 at 9am; Tree planting on Wehrle Drive of 40+ trees; Ash tree removals will begin this Spring.

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

RESOLVED, that the proposal to modify Chapter 103-16 of the Village Code (Vehicles and Traffic, No Standing) which would implement No Standing on the west/north side of Hillside Drive from Glen Ave. Ext. to Reist St., which was the subject of a public hearing held by the Village Board of Trustees on April 13, 2015, is hereby adopted as **Local Law 4 of 2015**.

Unanimously carried.

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

RESOLVED, that the proposal to modify Chapter 103-16 and 103-17 of the Village Code (Vehicles and Traffic, No Standing and Time Limit Parking) which would implement No Standing on the west side of California Dr. from Main St. to a point 85 feet south of Main St, and remove 2-hour parking from that area, which was the subject of a public hearing held by the Village Board of Trustees on April 13, 2015, is hereby adopted as **Local Law 5 of 2015**.

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Unanimously carried.

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

RESOLVED, that the proposal to modify Chapter 103-16 of the Village Code (Vehicles and Traffic, No Standing) which would remove the prohibition on Standing on the west side of Highland Drive north of light pole #25, and which was the subject of a public hearing held by the Village Board of Trustees on April 13, 2015, is hereby adopted as **Local Law 6 of 2015**.

Unanimously carried.

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

WHEREAS, as part of the turnover of the Village water system to the Erie County Water Authority (ECWA), some properties are required to install backflow prevention devices on their water service lines; and

WHEREAS, the Town of Amherst municipal building and Island Park bathroom facilities are two such properties; and

WHEREAS, the Village of Williamsville wishes to act in a cooperative nature with the Town of Amherst for this installation;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into a Memorandum of Agreement with the Town of Amherst for the installation of backflow prevention for Town Hall and Island Park.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Photos and written material regarding the historical photos on the Auditorium wall; Reduce, Re-use, Recycle; Prescription drug drop-off is 4/25, 10am-2pm at Millard Fillmore Suburban Hospital.

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

RESOLVED, that the fee proposal from Watts Architecture and Engineering for construction inspection services related to the Safe Routes to School Grant, in an amount not to exceed \$46,602.00, is hereby approved.

Unanimously carried.

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

A BOND RESOLUTION, DATED APRIL 20, 2015, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSVILLE, ERIE COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING A GREEN INFRASTRUCTURE IMPROVEMENTS PROJECT CONSISTING OF VARIOUS STREETScape IMPROVEMENTS, (PRIMARILY ALONG SOUTH LONG STREET AND VILLAGE SQUARE LANE) AT AN ESTIMATED MAXIMUM COST OF \$1,250,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,250,000, SUCH AMOUNT TO BE OFFSET BY GRANT FUNDS IN AN APPROXIMATE AGGREGATE AMOUNT OF \$1,093,000 FROM NEW YORK STATE OR AN AGENCY THEREOF AND FURTHER OFFSET BY ANY ADDITIONAL FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

WHEREAS, the Village Board of Trustees of the Village of Williamsville, in the County of Erie, New York (the "Village") desires to undertake a green infrastructure improvements project primarily consisting of various green infrastructure and stormwater improvements (primarily along South Long Street and Village Square Lane), and as more specifically described in a report prepared by DiDonato Associates Engineering & Architecture, P.C. and

WHEREAS, the Village Board of Trustees has been diligently pursuing grant funds from numerous State agencies and has been successful in obtaining substantial grant funds that are the primary source of funding for such Project; and

WHEREAS, the requirements of the granting agencies require the short-term financing of a portion of such Project; and

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WHEREAS, the expected long-term debt for such Project is anticipated to be in an amount not to exceed \$157,000.

NOW THEREFORE,

BE IT RESOLVED, by the Board (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

SECTION 1. The specific purpose (hereinafter referred to as the "Purpose") to be financed pursuant to this resolution is a green infrastructure improvements project primarily along (but not limited to) South Long Street and Village Square Lane, such project primarily consisting of various green infrastructure and stormwater improvements including, but not limited to, roadway improvements, reconstruction of sidewalks and permeable pavement parking lot, installation of stormwater outfall structures and piping, installation of bioretention planting beds and underdrain collection piping with overflow collection receivers, installation of curbing and the planting of trees, all of the foregoing to include all preliminary work and necessary equipment, materials and site work and all preliminary costs and costs incidental thereto and in connection with the financing thereof, including any additional work as more specifically described in a report prepared by DiDonato Associates Engineering & Architecture, P.C. (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$1,250,000.

SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds of the Village in an aggregate amount not to exceed \$1,250,000, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by a grant of approximately \$1,093,000 from New York State or an agency hereof and further offset by any additional federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. The Village Engineer has determined that the useful life of the Purpose is at least 15 years, and accordingly, the period of probable usefulness of the class of objects or purposes herein authorized and for which said serial bonds are herein authorized to be issued within the limitations of subdivision 35 of paragraph (a) of Section 11.00 of the Local Finance Law is 15 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of such notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of the sale of such bonds, and the renewals of such notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 8. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

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SECTION 10. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11. The Village has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

SECTION 12. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 13. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 14. This Resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 15. If no petitions are filed in the permissive referendum period, the Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

Unanimously carried.

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Report – Trustee Duquin

Trustee Duquin reported on the following topic(s): Thanked Mayor Kulpa and Attorney Grieco for work on Community Plan and Zoning modifications; Thanked Administrator Juul and Deputy Treasurer Kindron for all their work on the budget; Budget summary that gives breakdown of each department.

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

A BOND RESOLUTION, DATED APRIL 20, 2015, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSVILLE, ERIE COUNTY, NEW YORK (THE “VILLAGE”), AUTHORIZING A GREEN INFRASTRUCTURE IMPROVEMENTS PROJECT CONSISTING OF VARIOUS STREETScape IMPROVEMENTS (PRIMARILY ALONG EAST SPRING STREET), AT AN ESTIMATED MAXIMUM COST OF \$3,808,000, AND AUTHORIZING (A) THE USE OF \$89,000 FROM THE VILLAGE’S 2015 BUDGET, (B) THE BALANCE TO BE PAID FOR BY THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,719,000, SUCH AMOUNT TO BE OFFSET BY GRANT FUNDS IN AN APPROXIMATE AGGREGATE AMOUNT OF \$2,950,000 FROM NEW YORK STATE OR AN AGENCY THEREOF AND FURTHER OFFSET BY ANY ADDITIONAL FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

WHEREAS, the Village Board of Trustees of the Village of Williamsville, in the County of Erie, New York (the “Village”) desires to undertake a green infrastructure improvements project primarily consisting of various green infrastructure and stormwater improvements (primarily along East Spring Street), and as more specifically described in a report prepared by DiDonato Associates Engineering & Architecture, P.C.; and

WHEREAS, the Village Board of Trustees has been diligently pursuing grant funds from numerous State agencies and has been successful in obtaining substantial grant funds that are the primary source of funding for such Project; and

WHEREAS, the requirements of the granting agencies require the short-term financing of a portion of such Project; and

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WHEREAS, the expected long-term debt for such Project is anticipated to be in an amount not to exceed \$769,000.

NOW THEREFORE,

BE IT RESOLVED, by the Board (by the favorable vote of not less than two-thirds of all the members of the Board of Trustees) as follows:

SECTION 1. The specific purpose (hereinafter referred to as the "Purpose") to be financed pursuant to this resolution is a green infrastructure improvements project primarily along (but not limited to) East Spring Street and Rock Street, such project primarily consisting of various green infrastructure and stormwater improvements including, but not limited to, installation of underdrain collection piping and overflow collection receivers, installation of bioretention planting beds, installation of a tiered green wall, planters and the planting of trees, installation of permeable pavement and other pavement reconstruction, and street lighting replacement and enhancement, all of the foregoing to include all preliminary work and necessary equipment, materials and site work and all preliminary costs and costs incidental thereto and in connection with the financing thereof, including any additional work as more specifically described in a report prepared by DiDonato Associates Engineering & Architecture, P.C. (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$3,808,000.

SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by (a) the use of \$89,000 from the Village's 2015 Budget, (b) the balance to be paid for by the issuance of serial bonds of the Village in an aggregate amount not to exceed \$3,719,000, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by a grant of approximately \$2,950,000 from New York State or an agency thereof and further offset by any additional federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. The Village Engineer has determined that the useful life of the Purpose is at least 15 years, and accordingly, the period of probable usefulness of the class of objects or purposes herein authorized and for which said serial bonds are herein authorized to be issued within the limitations of subdivision 35 of paragraph (a) of Section 11.00 of the Local Finance Law is 15 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals of such notes and of Section 21.00, Section 50.00, Sections 56.00 to 60.00, Section 62.00 and Section 63.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of the sale of such bonds, and the renewals of such notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 8. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in Section 1 of this resolution. The Village then reasonably expects to reimburse any such expenditures (to the extent made after the date hereof or within 60 days prior to the date hereof) with the proceeds of the bonds authorized by Section 2 of this resolution (or with the proceeds of any bond anticipation notes issued in anticipation of the sale of such bonds). This resolution shall constitute the declaration of the Village's "official intent" to reimburse the expenditures authorized by Section 2 hereof with such bond or note proceeds, as required by United States Treasury Regulations Section 1.150-2.

SECTION 9. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

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SECTION 10. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 11. The Village has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act (“SEQRA”), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under the State Environmental Quality Review Act is necessary.

SECTION 12. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 13. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

1. (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this resolution are not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or

2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 14. This Resolution is subject to permissive referendum pursuant to Section 36.00 of the Local Finance Law. The Village Clerk is hereby authorized and directed to publish (one time) and post (in at least six conspicuous public places within the Village and at each polling place), this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 15. If no petitions are filed in the permissive referendum period, the Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

Unanimously carried.

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 20, 2015 at 7:30 p.m.

Report – Trustee Yates

Trustee Yates had no report.

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

RESOLVED, that Village Administrator Lynda L. Juul is hereby named as an authorized representative for the following Environmental Facilities Corporation Green Innovation Grant Programs:

EFC GIGP #1038 – E. Spring Street Green Infrastructure Project
EFC GIGP #1146 – S. Long Street Green Infrastructure Project

Unanimously carried.

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

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to adopt the following resolution:

RESOLVED, that the following Fire Dept. equipment is hereby declared surplus, to be sold via trade-in or sealed bid:

Asset #951 – 2012 Sure Trac ATV Trailer – Model ST8212UAT-B

Unanimously carried.

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

Unanimously carried.

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 20, 2015 at 7:30 p.m.

Staff Report(s)

Administrator Juul reported on the following topic(s): Clarified that bond resolutions are largely a short-term borrowing until the Village is reimbursed by the various granting agencies.

Community Development Director Specht reported on the following topic(s) – There are 2 new pages added to the Village website: Zoning information and sidewalk replacement information.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to open the Executive Session at 8:35 p.m. to discuss a personnel matter related to a specific individual.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to close the Executive Session at 8:42 p.m.

Unanimously carried.

In the interim, the Board went back to the open meeting to discuss various work session topics.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to re-open the Executive Session at 9:05 p.m. to discuss a personnel matter related to a specific individual.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to adjourn the Executive Session at 9:39 p.m.

Unanimously carried.

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 20, 2015 at 7:30 p.m.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to adjourn the regular meeting at 9:39 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer