

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, June 22, 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
Judith A. Kindron, Deputy Treasurer
Charles Specht, Director of Community Development
Charles D. Grieco, Village Attorney

Excused: 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 June 8, 2015, as submitted.

Unanimously carried.

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

Unanimously carried.

Mayor Kulpa discussed issues the Village is having with sound amplification and how the Village is working to resolve those issues.

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

1. Nick Roth, 135 Oakgrove Dr. – Residential construction on Oakgrove is destroying the rights of way. Will they be restored? *[Yes.]* Status of pocket park? *[Should be completed prior to Old Home Days.]*
2. Michelle Bartels, 73 Oakgrove Dr. – Band music from Strawberry Social was very loud. *[Working on sound issues.]* Brown house on Oakgrove Dr. – what can be done? *[Second notice has gone out to owner.]*

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3. Carl Janish, 58 Hillside Dr. – Advised CEO on May 27 of property maintenance issues at 37 Hillside Dr. Informed Ben Vilonen on June 8 of high grass there. There is also a car with expired registration and 4 flat tires at the property. When will these issues be taken care of? *[Will look into this with the Building Dept.]*
4. Bob Whitney, 54 Oakgrove Dr. – Who does he notify if band noise is still disturbing? *[Will try to set up a line into Village Hall so that a Board member can address it.]* Happy the Village Board has spent so much time on this.
5. Thomas Frank, 5403 Main St. – Town of Amherst comprehensive Plan; Erie Canalway National Heritage Corridor.
6. Jenny Spring, 78 S. Ellicott St. – Liked what she heard at the work session regarding sound issues; Still concerned about enforcement; Strawberry Social was very loud; Surprised at how little teeth are in the plans.
7. Tom Pilat, WBA Music on Main – Wanted to clarify times for Music on Main. Is it only until 9 p.m. or until 10 p.m. after school ends? *[9 p.m.]*
8. John Benz, 34 Howard Ave. – Music on Main should end at 9 p.m. May have an issue at the Irishman with bands inside after Music on Main if the back patio doors are open. Do we have an issue with zombie homes?

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, 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): Grateful to be able to continue to serve the Village. Looking forward to working on the various issues the Village faces.

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

RESOLVED, that payroll and vouchers in the amount of \$329,691.16 covering the period from 6/03/15 to 6/16/15 are hereby approved as follows:

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Payroll covering 6/01/15 – 6/14/15: \$35,653.90

Vouchers covering 6/03/15 – 6/16/15:

General Fund	\$139,364.00
Water Fund	\$157.38
Sewer Fund	\$39,272.23
Glen Park Fund	\$1,227.97
Trust & Agency Fund	\$14,099.30
Debt Service	\$93,484.38
Community Development	\$0.00
Capital Fund	<u>\$6,432.00</u>
	\$294,037.26

GRAND TOTAL: **\$329,691.16**

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, 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:	001-1410-4020 (Village Clerk-Postage)	\$1433.00
	001-1410-4620 (Village Clerk-Lease Copy Machine)	\$905.00
	001-1411-4020 (Records Management-Records Disposal)	\$302.00
	001-1420-4620 (Law/Attorney-Opinions)	\$1260.00
From:	001-1110-4020 (Village Justices-Postage)	\$250.00
	001-1110-4140 (Village Justices-Translator Fees)	\$400.00
	001-1110-4040 (Village Justices-Education Exp.-Travel)	\$500.00
	001-1410-4060 (Village Clerk-Telephone)	\$264.00
	001-1010-4040 (Board of Trustees-Education Exp./Travel)	\$617.00
	001-1440-4160 (Engineer-Professional Fees)	\$1869.00
To:	001-1640-4070 (Central Garage-Utilities)	\$280.00
	001-1640-4260 (Central Garage-Maint. Supplies)	\$184.00
	001-1640-4450 (Central Garage-Misc.)	\$6.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$470.00
To:	001-3410-4620 (Fire Protection-Lease Copy Machine)	\$28.00
	001-3410-2020 (Fire Protection-Expendable Equip.)	\$150.00
	001-3410-4180 (Fire Protection-Radio Repairs)	\$39.00

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	001-3410-4160 (Fire Protection-Truck Exp.)	\$132.00
	001-3410-4160-3401 (Fire Protection-Truck Exp.-Engine 1)	\$85.00
	001-3410-4160-3402 (Fire Protection-Expendable Equip.-Engine 2)	\$85.00
	001-3410-2050 (Fire Protection-Turnout Gear)	\$298.00
	001-3410-4110 (Fire Protection-Service Contracts)	\$163.00
	001-3410-4280 (Fire Protection-EMS Supplies)	\$136.00
	001-3410-4470 (Fire Protection-Building Maint.)	\$484.00
From:	001-3410-4161 (Fire Protection-Small Engine Equip.)	\$171.00
	001-3410-4160 (Fire Protection-Truck Exp.)	\$170.00
	001-3410-2060 (Fire Protection-Computer Equip.)	\$42.00
	001-3410-4040 (Fire Protection-Education Exp./Travel)	\$298.00
	001-3410-4070 (Fire Protection-Utilities)	\$919.00
To:	001-3620-1000 (Safety Inspection-Personal Services)	\$18,638.00
From:	001-1990-4000 (Contingency)	\$18,638.00
To:	001-3620-4100 (Safety Inspections-Professional Services)	\$25,121.00
From:	001-3620-1000 (Safety Inspection-Personal Services)	\$25,121.00
To:	001-3620-4041 (Safety Inspection-Mileage Reimbursement)	\$224.00
From:	001-3620-4040 (Safety Inspection-Education Exp./Travel)	\$224.00
To:	001-5010-4010 (Street Administration-Office Supplies)	\$30.00
	001-5010-4040 (Street Administration-Education Exp./Travel)	\$10.00
	001-5010-4061 (Street Administration-Cellular Phone)	\$37.00
	001-5110-4040 (Street Maint.-Education Exp./Travel)	\$4.00
	001-5110-4161-0906 (Street Maint.-Repairs/2007 Int'l Dump)	\$5.00
	001-5110-4271 (Street Maint.-Blacktop/Stone/Resurface)	\$1.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$87.00
To:	001-7110-4169 (Parks-Repairs/Other)	\$160.00
	001-7110-4350 (Parks-Pool Supplies)	\$272.00
	001-7110-4450 (Parks-Misc.)	\$292.00
From:	001-7110-4430 (Parks-Sanitary Waste Disposal)	\$724.00
To:	001-7540-4110 (Williamsville Water Mill-Service Contracts)	\$196.00
From:	001-7540-4070 (Williamsville Water Mill-Utilities)	\$196.00
To:	001-7550-4540 (Celebrations-Glen Park Art Festival)	\$2496.00
	001-7550-4990 (Celebrations-Barricades/Detour Signs)	\$414.00
From:	001-7620-4180 (Adult Recreation-Senior Citizen Program)	\$2910.00
To:	001-8510-4450 (Community Beautification-Misc.)	\$19.00
From:	001-8510-4350 (Community Beautification-Hanging Baskets)	\$19.00

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 transfer* is hereby made in the *Glen Park Fund* for the *2014-2015* fiscal year:

To:	009-7141-4430 (Glen Park-Sanitary Waste Disposal)	\$250.00
From:	009-7141-4351 (Glen Park-Park Supplies)	\$250.00

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 *2014-2015* fiscal year to account for CHIPS reimbursement received on 6/17/15 for 2014 road paving:

Increase:	001-0001-3501 (Consolidated Highway Aid)	\$15,063.00
Increase:	001-5110-4271 (Street Maint.-Blacktop/Stone/Resurface)	\$15,063.00

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 *2014-2015* fiscal year to account for Parks Grant reimbursement for S. Long Park bathroom received on 6/9/15 for work completed prior to 5/31/15:

Increase:	001-0001-3090 (State Aid-Grants)	\$32,749.00
Increase:	001-7110-4099 (Parks-Grant Expenditures)	\$32,749.00

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 *Glen Park Fund* for the **2014-2015** fiscal year to account for the payment of 2 pavers and the cost to engrave them:

Increase:	009-0009-2773 (Memorials-Pavers/Benches/Trees)	\$94.00
Increase:	009-7141-4490 (Glen Park-Memorials-Pavers/Benches/Trees)	\$94.00

Unanimously carried.

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 *General Fund* for the **2015-2016** fiscal year:

To:	001-3410-4160-3409 (Fire Protection-Truck Exp./Car-9)	\$1754.00
From:	001-3410-4160 (Fire Protection-Truck Exp.)	\$1754.00

Unanimously carried.

****Mayor Kulpa announced he was tabling his resolution #8 regarding the designation of 5727 Main Street as a Historical Landmark.***

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

RESOLVED, that *Katie Maddigan of 10 Pierpont Ave., Williamsville, NY 14221*, is hereby appointed as a member of the *Williamsville Fire Dept.*, effective July 1, 2015.

Unanimously carried.

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Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): Speed zone in front of Williamsville South High School has been approved and will also be used for evening events, which qualifies it for a flashing beacon; Sts. Peter and Paul has also requested one. Tree Board will be inoculating some ash trees and removing some (approx. 20-25%).

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

WHEREAS, the E. Spring St. green infrastructure project was advertised on May 13, 2015; and

WHEREAS, bids were opened at 11:00am on Wednesday, June 10, 2015, with four (4) bids being received; and

WHEREAS, all bids were reviewed by DiDonato Engineering, and a recommendation was made to award the contract to Yarussi Construction, who was the low bidder on the project;

NOW, THEREFORE, BE IT RESOLVED, that the construction contract for the E. Spring St. green infrastructure project is hereby awarded to Yarussi Construction for their low bid of \$2,265,040.58; and

BE IT FURTHER RESOLVED, that the Village also wishes to accept bid alternate No. 2 for electrical service in the amount of \$14,230.00, and bid alternate No. 3 for lighted bollards in the amount of \$72,000.00; and

BE IT FURTHER RESOLVED, that the Village reserves the right to negotiation with the contractor for the number of lighted bollards and cost thereof in bid alternate No. 3.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Congratulated Mayor Kulpa, Trustees DeLano and Yates and Judge Voelkl on their re-election; Recycle – Saves the Village and taxpayers money.

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

RESOLVED, that *Charles Akers of 170 S. Cayuga Rd., Williamsville*, is hereby appointed to the *Historic Preservation Commission* until the end of the *2018* official Village year, to fill the unexpired term of Jonathan Duval.

Unanimously carried.

Report – Trustee Duquin

Trustee Duquin reported on the following topic(s): Congratulated board members on re-election; July 17 – Family Movie Night in Island Park - Will also have 2 movies in August.

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

WHEREAS, the initial proposal from DiDonato Engineering for the E. Spring St. green infrastructure project was approved on September 29, 2014 for design services only, and did not include construction inspection; and

WHEREAS, since that time, an additional grant has been received for this project from the NYS DEC through their Water Quality Improvement Project Program (WQIP) in the amount of \$1,902,180.00;

NOW THEREFORE, BE IT RESOLVED, that the revised proposal from DiDonato Engineering dated May 6, 2015, specifying the breakdown between the various granting agencies involved in this project, and including construction inspection, is hereby approved in the amount of \$490,000.00.

Unanimously carried.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Happy to be serving the Village for another 4 years.

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

WHEREAS, 2014 Community Development Block Grant (CDBG) funds were initially designated for use on the “red house” on the Williamsville Water Mill property, and it was intended to move a portion of that building to the front of the same property, located at 56 E. Spring St.; and

WHEREAS, after receiving input from various stakeholders related to the Mill property, the Village no longer wishes to move that building at this point in time;

NOW, THEREFORE, BE IT RESOLVED, that the 2014 CDBG funding of approximately \$34,615.00 be reallocated to the restoration of the Williamsville Water Mill, located on the same parcel of land.

Unanimously carried.

Staff Report(s) – None.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to open the Executive Session at 8:26 p.m. to discuss 2 legal issues regarding threatened litigation.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to close the Executive Session at 8:43 p.m. and return to the regular agenda.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to adjourn the regular meeting at 8:43 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer