

**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, March 14, 2016 at 7:30 p.m.**

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

Present: Brian J. Kulpa, Mayor  
Christopher J. Duquin, Deputy Mayor/Trustee  
Daniel O. DeLano, Trustee  
John "Al" Yates, Jr., Trustee

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

Excused: 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 February 22, 2016, as submitted.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee DeLano, it was moved to approve the minutes of the special meeting held on February 27, 2016, as submitted.

Unanimously carried.

**Public Hearing**

**Proposal to modify Chapter 12-1, which would add additional requirements for obtaining a demolition permit**

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

Unanimously carried.

The Administrator read aloud the public hearing notice as published in the March 2, 2016 Amherst Bee.

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

John Benz, 34 Howard Ave. – Asked why the assessment does not stay the same after a building is demolished. [*Not only about vacant lot, but about how that impacts the adjacent properties.*]

**ON MOTION** by Mayor Kulpa, seconded Trustee Duquin, it was moved to close the public participation portion of the public hearing at 7:39 p.m.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Yates, it was moved to open the public participation portion of the meeting at 7:40 p.m.

Unanimously carried.

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

1. Cole Alexander, 287 Mill St. – Should not make a paved bike path at Amherst State Park. Should make it a gravel path. Should only make small changes – not drastic changes.

2. Amy Alexander, 287 Mill St. – Concerned as a family (about Amherst State Park); Her family has used the state park for years; It's a community park because it is not linked to anything; Concerned about what this would encourage; Meant to be a passive park for fishing, walking and hiking; Town has plans to enhance the paths to make it easier to walk on and have strollers [*Term "bike path" was coined early on. Have issues with stormwater outfalls and stone chip path is subject to washout and not passive to fauna. Village proposal is for a passive boardwalk that would be elevated, not bike intensive.*] She has plans from Town that were paid for by the Village and shows a paved path. [*Trying to create more accessibility for strollers and those with disabilities.*] Why is the Village going this way? Town and State have a stake in this. Not the Village. [*Parts are in the Village. Village hired a company to do a quick sketch. May hire for a design. Town had limited funding and asked the Village to contribute. Can obtain grants, especially related to storm sewers. Working on a co-writing a grant for improvements. Town does the build-out.*] Town park masterplan shows the plan. Said they had the funding, not that they were short on funding. Town would have to change park masterplan to modify the plan [*To some extent.*] Beautiful resource to have. Many parks are accessible, not many are passive.

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As a frequent pedestrian in the Village, it's a cut-through for everyone. Creates extensive pedestrian issue. Would like to see more sidewalks and crosswalks. Need sidewalks cohesive and finished. If drivers need to slow down and stop for pedestrians, they will stop driving down side streets. *[Need better sidewalk network and crosswalks. Will apply for additional funding under TAP grant.]* Sidewalks lead directly to Mill Middle. Some streets have no sidewalks. Kids are forced to walk in the road. When someone is hit, "we didn't have the dollars and didn't want sidewalks", as some will say, is not an excuse.

3. Mike Measer, 208 N. Ellicott St. – Does Larry Hunter of Town of Amherst Traffic & Safety Board have a say over if the Village gets a HAWK signal?

4. Carolyn Schlifke, 192 Evans St. – Will work be done on the windows at the Meeting House? Wood is in really bad shape. How does the Village plan on getting money? *[Have submitted SHPO grants but have not done well. Mayor and Trustee Duquin met with representatives and reviewed. HPC is going to prepare this year's grant. Also, we are using 3 years of CDBG funding towards the Meeting House.]* The Meeting House is a crown jewel of the Village. She is very proud of the part that she played in its restoration. Gave a copy of the history of the Meeting House to Trustee Yates.

5. Thomas Frank, 5403 Main St. – Thanked the previous speaker re Amherst State Park; State of the Village; Amherst Comprehensive Plan; Parks and trails; Imagine Amherst; GBNRTC.

6. John Benz, 34 Howard Ave. – Agrees with Cole and Amy; Leave Amherst State Park alone; Development issues; Against condos and the townhomes; Main Street needs to be left alone.

7. Joel Schreck, 56 Monroe Dr. – HAWK signal is necessary - create a better business atmosphere on both sides of Main Street - May slow down traffic.

8. Annette Herrman, business owner on Main Street – In favor of HAWK signal; Will keep both north and south sides of Main Street vibrant; Must be on all the time, not just during events.

9. Tom Pilat, owner of Shabby Chic Boutique on Main St. – Advocate of HAWK signal; Issues with parking on Main Street – people parking all day and moving cars only 6"; Parking spots are crucial; Need a second parking enforcement officer – would pay for itself. *[Good neighbor issue – WBA needs to reach out to its members.]*

**ON MOTION** by Mayor Kulpa, seconded by Trustee Yates, it was moved to close the public participation portion of the meeting at 8:30 p.m.

Unanimously carried.

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**ON MOTION** by Mayor Kulpa, seconded by Trustee Duquin, it was moved to adopt Mayor Kulpa's resolutions #1 through #11, as they appear on the agenda.

Unanimously carried.

**RESOLVED**, that payroll and vouchers in the amount of **\$186,823.00** covering the period from 01/17/16 to 03/08/16, are hereby approved as follows:

**Payroll covering 02/08/16 – 02/21/16:** \$41,041.21

**Payroll covering 02/22/16 – 03/06/16:** \$38,297.07

**Vouchers covering 02/17/16 – 03/08/16:**

General Fund	\$69,314.88
Water Fund	\$0.00
Sewer Fund	\$5,547.72
Glen Park Fund	\$2,600.36
Trust & Agency Fund	\$30,021.76
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$0.00</u>
	\$107,484.72

**GRAND TOTAL:** **\$186,823.00**

Unanimously carried.

**RESOLVED**, that the following *budget transfers* are hereby made in the *General Fund* for the *2015-2016* fiscal year:

To:	001-1110-4099 (Village Justices-Grant Expenditures)	\$1310.00
From:	001-1620-2000 (Building-Equipment)	\$1310.00
To:	001-1110-4110 (Village Justices-Service Contracts)	\$23.00
From:	001-1110-4010 (Village Justices-Office Supplies)	\$23.00
To:	001-1410-4450 (Village Clerk-Misc.)	\$242.00
From:	001-1410-4620 (Village Clerk-Lease Copy Machine)	\$242.00

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To:	001-1620-4260 (Buildings-Maint. Supplies)	\$59.00
From:	001-1620-4230 (Buildings-Building Maint.)	\$59.00
To:	001-1620-4260 (Buildings-Maint. Supplies)	\$188.00
From:	001-1620-4230 (Buildings-Building Maint.)	\$188.00
To:	001-1640-4161 (Central Garage-Small Equip. Repairs)	\$245.00
	001-1640-4260 (Central Garage-Maint. Supplies)	\$162.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$407.00
To:	001-1640-4161 (Central Garage-Small Equip. Repairs)	\$162.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$162.00
To:	001-3310-1000 (Traffic Control-Personal Services)	\$165.00
	001-5110-1000 (Street Maint.-Personal Services)	\$2458.00
From:	001-8163-1000 (Trash Pickup-Personal Services)	\$2623.00
To:	001-3410-4160-3401 (Fire Protection-Truck Expense/Engine 1)	\$88.00
	001-3410-4160-3402 (Fire Protection-Truck Expense/Engine 2)	\$118.00
	001-3410-4160-3404 (Fire Protection-Truck Expense/Truck 4)	\$81.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$287.00
To:	001-3410-4160-3401 (Fire Protection-Truck Expense/Engine 1)	\$533.00
	001-3410-4160-3402 (Fire Protection-Truck Expense/Engine 2)	\$888.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$1421.00
To:	001-3410-4160-3404 (Fire Protection-Truck Expense/Truck 4)	\$400.00
	001-3410-4160-3407 (Fire Protection-Truck Expense/Rescue 7)	\$10.00
	001-3410-2020 (Fire Protection-Expendable Equipment)	\$176.00
From:	001-3410-4160 (Fire Protection-Truck Expense)	\$580.00
	001-3410-4160 (Fire Protection-Truck Expense)	\$176.00
To:	001-3620-1000 (Safety Inspection-Personal Services)	\$34,885.00
	001-3620-2000 (Safety Inspection-Equipment)	\$256.00
	001-3620-4041 (Safety Inspection-Mileage Reimbursement)	\$262.00
	001-3620-4100 (Safety Inspection-Professional Fees)	\$8929.00
	001-3620-4450 (Safety Inspection-Misc.)	\$1534.00
	001-3620-4490 (Safety Inspection-General Code Updates)	\$382.00
	001-3620-4630 (Safety Inspection-Uniform Expenses)	\$145.00
	001-3620-4010 (Safety Inspection-Office Supplies)	\$82.00
From:	001-1990-4000 (Contingency)	\$46,475.00
To:	001-5010-4010 (Street Administration-Office Supplies)	\$54.00
	001-5010-4111 (Street Administration-Internet Access)	\$92.00
From:	001-5010-2000 (Street Administration-Equipment)	\$146.00
To:	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$1421.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar Dump)	\$1332.00

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	001-5110-4161-0908 (Street Maint.-Repairs/2011 Chevy Silverado)	\$926.00
	001-5110-4161-0914 (Street Maint.-Repairs/2001 Trackless Plow)	\$81.00
	001-5110-4161-0925 (Street Maint.-Repairs/2013 Mini-Excavator)	\$249.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$4009.00
To:	001-5110-4161-0903 (Street Maint.-2015 Dump Truck)	\$33.00
	001-5110-4161-0906 (Street Maint.-Repairs/2007 Int'l Dump)	\$159.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar Dump)	\$44.00
	001-5110-4161-0908 (Street Maint.-Repairs/2011 Chevy Silverado)	\$62.00
	001-5110-4161-0913 (Street Maint.-Repairs/1993 GMC Sewer Jet)	\$114.00
	001-5110-4161-0916 (Street Maint.-Repairs/2012 Chevy 2500 HD)	\$63.00
	001-5110-4161-0918 (Street Maint.-Repairs/2010 Ford F350XL)	\$11.00
	001-5110-4161-0919 (Street Maint.-Repairs/2007 Chevy 4x4)	\$341.00
	001-5110-4161-0925 (Street Maint.-Repairs/2013 Mini-Excavator)	\$189.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$1016.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$2681.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$2681.00
To:	001-5110-4000 (Street Maint.-Seasonal Help)	\$1976.00
From:	001-5110-1000 (Street Maint.-Personal Services)	\$1976.00
To:	001-5110-4605 (Street Maint.-Safety Clothing/Accessories)	\$353.00
From:	001-5110-4600 (Street Maint.-Clothing Allowance)	\$353.00
To:	001-5110-1000 (Street Maint.-Personal Services)	\$2856.00
	001-7310-1000 (Youth Programs-Personal Services)	\$175.00
From:	001-8163-1000 (Trash Pickup-Personal Services)	\$3031.00
To:	001-5142-4450 (Snow Removal-Miscellaneous)	\$10.00
From:	001-5142-4290 (Snow Removal-Salt)	\$10.00
To:	001-6989-4010 (Other Economic Opportunity & Development-Office Supplies)	\$31.00
	001-6989-4040 (Other Economic Opportunity & Development-Education/Travel)	\$414.00
From:	001-6410-4925 (Publicity-Marketing)	\$445.00
To:	001-7110-2020 (Parks-Park Equipment)	\$3451.00
	001-7110-4161 (Parks-Repairs/Lights)	\$252.00
	001-7110-4450 (Parks-Misc.)	\$5468.00
	001-7110-4660 (Parks-Tree Maint. & Replacement)	\$1867.00
From:	001-7110-2040 (Parks-Capital Reserve)	\$10,500.00
	001-7110-4430 (Park-Sanitary Waste Disposal)	\$538.00
To:	001-7310-1001 (Youth Programs-Personal Service-OT)	\$35.00
From:	001-7540-1000 (Williamsville Water Mill-Personal Services/OT)	\$35.00
To:	001-7310-4173 (Youth Programs-Winterfest)	\$1009.00
From:	001-7620-4180 (Adult Recreation-Senior Citizens Program)	\$1009.00

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To:	001-7530-4230 (Village Meeting House-Maint.)	\$895.00
	001-7530-4450 (Village Meeting House-Misc.)	\$93.00
From:	001-7530-2000 (Village Meeting House-Equipment)	\$988.00
To:	001-7530-4451 (Village Meeting House- Meeting House Committee)	\$51.00
From:	001-7530-2040 (Village Meeting House-Capital Reserve/Meeting House)	\$51.00
To:	001-8161-4000 (Recycling-Recycling Containers)	\$246.00
From:	001-8160-4330 (Refuse & Garbage Collection-Dump Fees)	\$246.00
To:	001-8510-4160 (Community Beautification-Repairs)	\$95.00
From:	001-8510-4340 (Community Beautification-Plants)	\$5.00
	001-8510-2000 (Community Beautification-Equipment)	\$90.00
To:	001-8560-4450 (Shade Trees-Misc.)	\$2.00
From:	001-8560-4340 (Shade Trees-Trees/Removal)	\$2.00
To:	001-8560-4160 (Shade Trees-Repairs)	\$49.00
	001-8560-4360 (Shade Trees-Tree Replacement/ Regular)	\$144.00
From:	001-8560-4340 (Shade Trees-Trees/Removal)	\$193.00

Unanimously carried.

**RESOLVED**, that the following *budget transfers* are hereby made in the *Sewer Fund* for the *2015-2016* fiscal year:

To:	007-8120-2000 (Sanitary Sewer-Equipment)	\$1190.00
From:	007-8120-4161 (Sanitary Sewer-Repairs/Lines)	\$690.00
	007-8120-4260 (Sanitary Sewers-Maint. Supplies)	\$500.00
To:	007-8120-1001 (Sanitary Sewer-Personal Services/OT)	\$104.00
From:	007-8120-1000 (Sanitary Sewer-Repairs/Personal Services)	\$104.00

Unanimously carried.

**RESOLVED**, that the following *budget transfers* are hereby made in the *Glen Park Fund* for the *2015-2016* fiscal year:

To:	009-7141-4109 (Glen Park-Insurance)	\$118.00
	009-7141-4351 (Glen Park-Park Supplies)	\$318.00
	009-7141-4450 (Glen Park-Misc.)	\$75.00
	009-7141-4352 (Glen Park-Park Maint.)	\$623.00

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From:	009-7141-2010 (Glen Park-Capital Improvements)	\$270.00
	009-9010-8000 (NYS Retirement)	\$639.00
	009-9040-8000 (Workers Compensation)	\$225.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *General Fund* for the **2015-2016** fiscal year to account for the use of Garden Walk donations to cover over budget expenses for the 2015 Garden Walk:

Increase:	001-0001-2705 (Gifts & Donations)	\$80.00
Increase:	001-7550-4530 (Celebrations-Garden Walk)	\$80.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *General Fund* for the **2015-2016** fiscal year to account for JCAP Grant received for building signage:

Increase:	001-0001-3090 (State Aid Grants)	\$1500.00
Increase:	001-1110-4099 (Village Justices-Grant Expenditures)	\$1500.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *General Fund* for the **2015-2016** fiscal year to account for additional rent received on the Mill Property to increase budgets for additional costs of expenses on Mill property:

Increase:	001-0001-2411 (Lease on Mill Properties)	\$353.00
Increase:	001-7540-4070 (Williamsville Water Mill-Utilities)	\$72.00
	001-7540-4230 (Williamsville Water Mill-Building Maintenance)	\$281.00

Unanimously carried.

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**RESOLVED**, that the following *budget amendment* is hereby made in the *General Fund* for the *2015-2016* fiscal year to account for assigned funds for trees to be used to cover over-budget expenses in the Shade Trees Department:

Increase:	001-0001-0599 (Appropriated Surplus)	\$8970.00
Increase:	001-8560-4160 (Shade Trees-Repairs)	\$4303.00
	001-8560-4280 (Shade Trees-Equip. Rental)	\$1034.00
	001-8560-4360 (Shade Trees-Trees/Replacement-Regular)	\$3633.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *General Fund* for the *2015-2016* fiscal year to account for additional revenue and expenses related to the Mill:

Increase:	001-0001-2411 (Lease on Mill-Mill Properties)	\$98.00
Increase:	001-7540-4110 (Williamsville Water Mill-Service Contracts)	\$98.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *Glen Park Fund* for the *2015-2016* fiscal year to account for the use of fund balance to cover over-budget expenses:

Increase:	009-0009-0599 (Appropriated Surplus)	\$5500.00
Increase:	009-7141-4102 (Glen Park-Landscaping)	\$5142.00
	009-7141-4352 (Glen Park-Park Maint.)	\$358.00

Unanimously carried.

**RESOLVED**, that the following *budget amendment* is hereby made in the *Glen Park Fund* for the *2015-2016* fiscal year to account for an increase in revenue/expense on pavers due to increased sales over budgeted amount:

Increase:	009-0009-2773 (Memorials-Pavers/Benches/Trees)	\$25.00
Increase:	009-7141-4490 (Glen Park-Landscaping)	\$25.00

Unanimously carried.

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

**RESOLVED**, that the Village Administrator is hereby authorized to publish legal notice of a public hearing to be held by the Board of Trustees at 7:30 P.M. on Monday, April 11, 2016, in Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in expressing an opinion on the proposed **2016-2017** Village of Williamsville budget, which includes the following:

- General Fund
- Water Fund
- Sewer Fund
- Glen Park Activities Fund
- Debt Service Fund

Unanimously carried.

**ON MOTION** by Trustee Duquin, seconded by Trustee Yates, it was moved to adopt the following resolution:

**RESOLVED**, that *Elizabeth A. Holden of 47 N. Long St., Williamsville*, is hereby appointed as an *Alternate Member of the Planning and Architectural Review Board* until the end of the **2015-2016** official Village year.

Unanimously carried.

**ON MOTION** by Trustee Duquin, seconded by Trustee DeLano, it was moved to adopt the following resolution:

**RESOLVED**, that *John Benz of 34 Howard Ave., Williamsville*, is hereby appointed to the *Glen Park Joint Board* until **June 30, 2016**, to fill the unexpired term of George Gates.

Unanimously carried.

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**ON MOTION** by Trustee Duquin, seconded by Trustee DeLano, it was moved to adopt the following resolution:

**RESOLVED**, that the proposed modification to Chapter 112-16 (Zoning, Mixed Use District Design Standards) which would eliminate the maximum height of 65 feet east of Park Drive and Academy Street, and make the maximum height for the entire district 50 feet, is hereby adopted as **Local Law 2 of 2016**.

Unanimously carried.

**Report – Mayor Kulpa**

*Mayor Kulpa reported on the following topic(s):* Looking at S. Long area – Village has been approached about our public works yard. Will be speaking with an interested developer in executive session. Want to make this a public topic. Spring St. Project has started up – all businesses are open, parking lots are accessible. Deliveries can be made.

**Report – Trustee Yates**

*Trustee Yates reported on the following topic(s):* Building interest at the Meeting House. Hopeful to get some grant funding this year. Thanked Carolyn Schlifke for all her work over the years.

**Report – Trustee DeLano**

*Trustee DeLano reported on the following topic(s):* Adding crosswalks – Mill & Glen, Garrison & Scott, Glen Ave. & Howard Ave., and Evens & Essjay; Overnight parking ban has been lifted; Be mindful of one-way streets; Tree planting is Saturday, May 7<sup>th</sup>; Planting trees on Wehrle Drive; Tree Survey is complete; Passing of Keith Emerson - Village connection with Moog Factory (Jell-O) 1968-1972; Photo of Keith Emerson and Dr. Moog in the factory.

**Report – Trustee Duquin**

*Trustee Duquin reported on the following topic(s):* Movie at Meeting House last weekend; Egg Hunt coming up; Number of people came out in favor of HAWK signal – Doesn't understand why chairman of Amherst Traffic & Safety Board is against this.

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**Staff Report(s):**

*Community Development Director Charlie Specht reported on the following topic(s):*  
This week is Sunshine Week (celebration of open government and freedom of the press).

**ON MOTION** by Mayor Kulpa, seconded by Trustee Yates, it was moved to leave the regular meeting and to open the Executive Session at 8:51p.m. to discuss the sale of property, a personnel matter and a law suit/attorney issue.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Yates, it was moved to close the Executive Session at 10:00 p.m. and return to the regular meeting.

Unanimously carried.

**ON MOTION** by Mayor Kulpa, seconded by Trustee Yates, it was moved to adjourn the regular meeting at 10:00 p.m.

Unanimously carried.

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Judith Kindron  
Deputy Treasurer