

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 28, 2016 at 7:30 p.m.

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

Present: Brian J. Kulpa, Mayor
Christopher J. Duquin, Deputy Mayor/Trustee (via Skype)
Basil J. Piazza, Trustee
Daniel O. DeLano, Trustee
John “Al” Yates, Jr., Trustee

Also present: Judith A. Kindron, Deputy Treasurer
Deborah A. Habes. Deputy Clerk
Charles Specht, Director of Community Development
Ben Vilonen, DPW Crew Chief
Charles D. Grieco, Village Attorney

Excused: Lynda L. Juul, Administrator/Clerk-Treasurer

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to approve the minutes of the regular meeting held on March 14, 2016, 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.

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

1. Amy Alexander, 287 Mill St. – Regarding Amherst State Park - Concerned about how the plan came about and where it is headed; Recent media reports continue to label the paths as “bike paths”. Paths are getting park users off the ground. She realizes that park pathways need to be accessible for all and agrees that accessibility is a problem there.

[Kulpa - We hope to start the design process soon. There are erosion issues there – outfalls are numerous. The park land is subject to surcharges. The natural paths have become eroded in that area. There are lots of invasive species growing there. We have talked to the DEC. They want to get people up off the ground, do a boardwalk, which would stop erosion from foot traffic. Stormwater would be able to shed and plants thrive again. Asphalt does not make sense. Stone dust is OK but needs to be kept away from the tree roots. Duquin – Takes responsibility for connection of park to Canalside. It’s not about bikes in the park – we have been working hard with Town of Amherst. We thought this was not part of the State Park – but it is. We are with the Town re

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addressing the stormwater issues , and are helping them find funding – we don't want people "whizzing by" on a paved "bike path". Invited Amy to join in on solving the problem.] If boardwalk idea expands greatly, wouldn't they have to re-do the Park Master Plan? [Kulpa – Village can leverage a grant here – we have to fix 2 outfalls. We will follow the State's prescription. Village needs it done through getting state funding. We will be creating a Stormwater Task Force to study the problem.] Will there be a meeting for public comment? [Yes. The Village will be hiring for an overlay on top of the Town's project.] Would like public comment to be part of the process. Thinks most people would not like a boardwalk. [Kulpa – When design work starts, there will be meetings, and meetings are open to the public, but we haven't started yet. We are in the rough engineering design process at this point. We will listen to all people – we are not at a point of hiring yet.] She wants to be involved in the process.

2. Cole Alexander, 287 Mill St. – His family uses the Amherst State Park. They like to see the deer and find deer antlers (Cole showed the audience some deer antlers he has found in the park.)

3. Thomas Frank, 5403 Main St. – Congress on New Urbanism; Riverkeepers; Stormwater Task Force; Ellicott Creek.

4. Amy Alexander, 287 Mill St. – Will there be standing pedestrian crossing signs installed at any of the intersections listed on the Crosswalk Listing? *[Yes, at Mill and Glen, Garrison and Scott. There will be no standing sign installed at Evans and Eagle because that is a county road.]* Will all those in the list be striped? *[Yes. We can do it ourselves now because we have the machine.]*

5. Paul Wolfe, Chairman of the Open Government Committee – He is an advocate of open and transparent government. This is his first time attending a Village Board meeting and he is very impressed with how the Village Board conducts their meetings. He liked how they pass the microphone around to the audience and that people can speak freely. He originally proposed the idea of an Open Government Committee to many of the area's municipalities, but the Town of Amherst and the Village of Williamsville were the only ones who took him up on it and created their own such committees.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, 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): Stormwater Task Force; Natale Builders – Initial plans for residential development in the S. Long Street area; HPC,

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Parks Committee, Planning Board, Traffic & Safety, Environmental Advisory Committee will be involved in the review of this project; the area was previously zoned C-3 and was down zoned to R3M last year. A former industrial yard will turn into new residential use. Darling Inc. has sold the property and is relocating outside the Village. He is excited with the prospect of what this new residential development will mean to the Village.

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

RESOLVED, that payroll and vouchers in the amount of **\$250,475.73** covering the period from 03/9/16 to 03/22/16, are hereby approved as follows:

Payroll covering 03/7/16 – 03/20/16: \$39,511.95

Vouchers covering 03/9/16 – 03/22/16:

General Fund	\$153,458.75
Water Fund	\$0.00
Sewer Fund	\$316.32
Glen Park Fund	\$6,065.76
Trust & Agency Fund	\$15,224.00
Debt Service	\$11,275.00
Community Development	\$0.00
Capital Fund	<u>\$24,623.95</u>
	\$210,963.78

GRAND TOTAL: **\$250,475.73**

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 *2015-2016* fiscal year:

To:	001-1620-4240 (Buildings-Paint/Carpet/Etc.)	\$117.00
From:	001-1620-4230 (Buildings-Building Maint.)	\$117.00
To:	001-1640-4260 (Central Garage-Maint. Supplies)	\$268.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$268.00

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To:	001-3310-1000 (Traffic Control-Personal Services)	\$1560.00
	001-5110-1000 (Street Maint.-Personal Services)	\$1411.00
	001-7530-1000 (Village Meeting House-Personal Services)	\$76.00
From:	001-5142-1000 (Snow Removal-Personal Services)	\$3047.00
To:	001-5110-4161-0902 (Street Maint.-Repairs/2002 Int'l Dump)	\$99.00
	001-5110-4161-0903 (Street Maint.-Repairs/2015 Dump Truck)	\$40.00
	001-5110-4161-0904 (Street Maint.-Repairs/2005 Freightliner)	\$273.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Int'l Dump)	\$56.00
	001-5110-4161-0912 (Street Maint.-Repairs/2012 CAT Hi-Lift)	\$22.00
	001-5110-4161-0913 (Street Maint.-Repairs/1993 GMC Sewer Jet)	\$50.00
	001-5110-4161-0915 (Street Maint.-Repairs/2013 RAVO Sweeper)	\$109.00
	001-5110-4161-0918 (Street Maint.-Repairs/2010 Ford F350XL)	\$170.00
	001-5110-4161-0925 (Street Maint.-Repairs/2013 Mini-Excavator)	\$35.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$854.00
To:	001-5182-4270 (Street Lighting-Repair/Lights)	\$5921.00
From:	001-5182-4110 (Street Lighting-contract for Lighting)	\$5921.00
To:	001-7310-4174 (Youth Programs-Easter Egg Hunt)	\$62.00
From:	001-7310-4171 (Youth Programs-Halloween Parade)	\$62.00
To:	001-7310-4172 (Youth Programs-Holiday Tree Lighting)	\$1009.00
From:	001-7310-4173 (Youth Programs-Winterfest)	\$1009.00
To:	001-8560-4350 (Shade Trees-Trees/Maint.)	\$153.00
From:	001-8560-4340 (Shade Trees-Trees/Removal)	\$153.00

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 *2015-2016* fiscal year to account for an increase in Fire Protection Service from the Town of Amherst to offset an increase in the Share-Fire District expense to Hutchison Hose Company:

Increase:	001-0001-2262 (Fire Protection Service-Other Government)	\$10,641.00
Increase:	001-3410-4220 (Fire Protection-Share Fire District)	\$10,641.00

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 amendment* is hereby made in the *General Fund* for the *2015-2016* fiscal year to account for additional lease payment received on the Mill property to cover additional expenses:

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

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 *2015-2016* fiscal year to account for payment on 8/31/15 from Glen Park Tavern/Creekview Restaurant for cleanup service at Island Park after Oktoberfest:

Increase:	001-0001-2590 (Permits-Park/Other)	\$250.00
Increase:	001-8163-4330 (Trash Pickup-Dumpsters)	\$250.00

Unanimously carried.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice for sealed bids for the replacement of two concrete areas at the Williamsville Fire Department; and

BE IT FURTHER RESOLVED, that such bids will be received at the Village Clerk's Office, 5565 Main Street, Williamsville, New York, until 2:00pm on April 27, 2016, at which time they will be publicly opened and read aloud.

Unanimously carried.

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

RESOLVED, that the proposal to modify Section 12-1, Chapter 12 (Buildings, Demolition of; Blasting), which would add additional requirements for obtaining a demolition permit, is hereby adopted as **Local Law 3 of 2016**.

On the question:

Mayor Kulpa - This is a common problem across Western New York, when developers allow properties that are demolished to sit vacant for oftentimes years at a time. The vacant lots are left to become unsightly, undeveloped holes in the fabric of the community. They need to become active, green and of value to the community.

Trustee Duquin – Developers owe it to the community by being active and accountable with these vacant lots. He mentioned Iskalo Development, owner of the long vacant lot at the corner of Main and Garrison and how the property has been let go. It is an expanse of unsightly, broken blacktop in the heart of the Village.

Mayor Kulpa – This local law was developed in consultation with area developers.

Trustee DeLano – Thanked the new Building Inspector, Steve Bremer, for his help in creating this local law. Trustee DeLano stated he is appalled at this vacant property's long standing unsightliness. He is fully in favor of this new local law.

Unanimously carried.

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

WHEREAS, stormwater infiltration and runoff is a significant problem affecting municipalities throughout Western New York; and

WHEREAS, the Village of Williamsville is committed to creating a Sustainability Plan Task Force to deal with the problems of stormwater runoff; and

WHEREAS, the Sustainability Plan Task Force will be comprised of five local residents who will volunteer their time to study the issues of stormwater runoff and infiltration and how best to mitigate those issues; and

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WHEREAS, the Sustainability Plan Task Force will create a Sustainability Plan to address any issues that are discovered by the research of the Task Force;

NOW, THEREFORE, BE IT RESOLVED, THAT:

(1) The Village Board shall appoint a Sustainability Plan Task Force. The Task Force shall consist of five (5) members, including the liaison, and shall be chaired by an individual designated by the Mayor. The Task Force shall meet regularly at such times as the Board decides.

(2) The Task Force shall develop and publish a Sustainability Plan. The Plan will detail, including specific actions and timelines, the steps that the Village will take to improve stormwater collection and sustainability practices. The Plan shall be formulated with the input of senior policy, legal, and technology leadership in the Village; stormwater and environmental experts; and the general public.

On the question:

Mayor Kulpa – Several Tree Board members saw issues beyond the scope of the Tree Board and we are now shifting them and their interests and expertise to this new Task Force. A charter will be created soon.

Unanimously carried.

Report – Trustee Duquin

Trustee Duquin reported on the following topic(s): (Via Skype) He is happy to have the opportunity to Skype in to the meeting tonight and thanked Charlie and Al for their help in the setup. Thanked all for the open government atmosphere; Natale Developers came to the Planning Board recently to informally share preliminary plans for the new residential development in the S. Long Street area. They are not at the formal review process yet. They will be moving through all the required reviews as their building and site plans formalize and they apply for the appropriate building permits. He stated he looks forward to working with them.

Trustee Duquin had no resolutions on the agenda.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Upcoming Lancaster Players' production of *The Dining Room* by A. Gurney at the Meeting House in April; Meeting House Live! free entertainment is slated for Thursday evenings in April and May at the

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Meeting House leading up to Music on Main. Check the Village website and Facebook for schedules.

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

RESOLVED, that the Mayor is hereby authorized to sign the letter of agreement between Momentum Public Affairs and the Village of Williamsville, for provision of public relations and public affairs consulting services for the Village of Williamsville on a monthly retainer basis, in the total amount of \$5,000, subject to review by the Village Attorney.

On the question:

Mayor Kulpa – Referred to a Main Street study that found that our Main Street corridor was lacking a robust retail mix. A Buffalo State College urban planning class is currently doing a research and survey study on this topic and soon will be sharing their findings with us.

Trustee Duquin – We will put this market study to work by inviting our area’s locally-owned retailers and those in cities outside our region to fill in the retail gaps in our Main Street.

Unanimously carried.

Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): No report.

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

WHEREAS, on March 13, 2006, a local law adding Section 103-22 to Chapter 103 of the Village Code, which designates Crosswalk Intersection, was adopted; and

WHEREAS, such local law requires the Village to maintain a schedule of Designated Crosswalk Intersections in the Office of the Village Clerk;

NOW, THEREFORE, BE IT RESOLVED, that the following intersections be added to the official Village crosswalk listing: Evans St. at Essjay Rd. (south side), Garrison Rd. at Scott Dr. (south side), Mill St. at Glen Ave. (south side); and

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BE IT FURTHER RESOLVED, that Schedule A annexed hereto shall be maintained in the office of the Village Clerk as the Schedule of Designated Crosswalk Intersections.

SCHEDULE A

Approved March 28, 2016

§103-22. Crosswalks

The following describe and identify Village crosswalk locations.

<u>Name of Street on which Crosswalk is Located</u>	<u>Intersecting Street</u>	<u>Compass Direction/Leg</u>
Academy Street	Eagle Street	North
Academy Street	Main Street	North
Academy Street	School Street	North
Belmont Street	Mill Street	East
Belmont Street	North Ellicott Street	West
California Drive	Main Street	South
Chalmers Street	Evans Street	West
Chalmers Street	Mill Street	East
Eagle Street	Academy Street	West
Eagle Street	Evans Street	East & West
Eagle Street	Mill Street	East
Eagle Street	North Ellicott Street	East & West
Edward Street	Mill Street	East
Essjay Road	Evans Street	East
Evans Street	Essjay Road	South
Farber Lane	Main Street	North
Garrison Road	Scott Drive	South
Glen Avenue	Howard Avenue	West
Glen Avenue	North Cayuga Road	West
Glen Avenue	Glen Park* East of Creek (East of Parking Lot)	
Glen Avenue	Glen Park* West of Creek (At Pathway from Park)	
Glen Avenue	Mill Street	West
Grove Street	Main Street	North
Highland Drive	Main Street	South
Hirschfield Drive	Main Street	South
Los Robles Street	Main Street	South
Mill Street	Glen Avenue	South
North Cayuga Road	Glen Avenue	North
North Cayuga Road	Main Street	North

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North Ellicott Street	Belmont Street	North
North Ellicott Street	Eagle Street	North & South
North Ellicott Street	Main Street	North
North Long Street	Main Street	North
Oakgrove Drive	Main Street	South
Park Drive	Garrison Road	West
Park Drive	Main Street	South
Park Drive	Oakgrove Drive	East
Park Drive	South Ellicott Street	East & West
Pfohl Place	Main Street	South
Reist Street	Glen Avenue	South
Reist Street	Main Street	North
Rinewalt Street	Main Street	North
Rock Street	Main Street	North
Rock Street	Spring Street	South
School Street	Academy Street	East
South Cayuga Road	Main Street	South
South Ellicott Street	Park Drive	North & South
South Ellicott Street	Main Street	South
South Long Street	Main Street	South
Spring Street	Main Street	North
Spring Street	Rock Street	West
Stanton Street	Mill Street	East

*Glen Park is not a street but is intersected by Glen Avenue.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Recommended the play *The Dining Room* which is by Buffalo-born contemporary playwright, A.R. Gurney; Had high praise for the newly appointed member of the fire department, Alissa Nizinski, who is an outstanding graduate of Williamsville South. She exemplifies the high standards of our fire department.

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

RESOLVED, that *Alissa Nizinski of 5750 Main Street, Williamsville*, is hereby appointed as an active member of the Williamsville Fire Department, effective April 1, 2016.

Unanimously carried.

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Staff Report(s): None

There was no Executive Session.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 8:35 p.m.

Unanimously carried.

Judith Kindron
Deputy Treasurer