

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 25, 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
Basil J. Piazza, 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
Evan Bussiere, Acting Village Attorney

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to approve the minutes of the regular meeting held on April 11, 2016.

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.

1. Thomas Frank, 5403 Main St. – Buffalo Niagara Riverkeepers in Amherst State Park; Amherst Comprehensive Plan; \$90 million for state park projects; Sewer issues; GBNRTC meeting on 4/28 at 5:00 p.m.

2. Tom Pilat, Shabby Chic Boutique, 5544 Main St. – Thanked Village Board for opportunity to participate; Parking spaces at the Mill should be time-limited so all can use; Does not think it is a good idea to have food trucks on Main St. – safety issue - speaking on behalf of himself, not the WBA [*Mayor would like an official statement on food trucks from the business association. Village Board feels there is a safety issue with food trucks on Main Street.*] Are there public restrooms in the Village and are they going to be transgender? [*Yes, in the parks. Bathrooms are pre-existing and difficult to retrofit. Port-a Johns are non-discriminatory.*]

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

Unanimously carried.

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Report – Mayor Kulpa

Mayor Kulpa reported on the following topic(s): Hopeful will see investment from the state and Senator Ranzenhoffer on S. Long and at Village Hall; Working on this year's Consolidated Fund Application; Met with Amherst Disabilities Committee – many village businesses on Main Street are inaccessible - Have offered assistance in relation to Glen Park and Amherst State Park; Amherst is working toward a comprehensive re-zoning.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, moved to adopt Mayor Kulpa's resolutions #1 through #5, as written.

Unanimously carried.

RESOLVED, that payroll and vouchers in the amount of **\$118,951.85** covering the period from 4/6/16 to 4/19/16, are hereby approved as follows:

Payroll covering 4/4/16 – 4/17/16: \$39,379.49

Vouchers covering 4/6/16 – 04/19/16:

General Fund	\$52,561.02
Water Fund	\$0.00
Sewer Fund	\$1,587.84
Glen Park Fund	\$307.19
Trust & Agency Fund	\$15,116.31
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$10,000.00</u>
	\$79,572.36

GRAND TOTAL: **\$118,951.85**

Unanimously carried.

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

To:	001-1620-4231 (Buildings-Maint./HVAC)	\$490.00
	001-1620-4240 (Buildings-Paint/Carpet/Etc.)	\$197.00
	001-1620-4260 (Buildings-Maint./Supplies)	\$161.00

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From:	001-1620-4230 (Buildings-Building/Maint.)	\$300.00
	001-1620-4160 (Buildings-Building Repairs)	\$548.00
To:	001-1640-2000 (Central Garage-Equipment)	\$32.00
	001-1640-4161 (Central Garage-Sm. Equipment Repair)	\$306.00
	001-1640-4260 (Central Garage-Maint. Supplies)	\$190.00
From:	001-1640-4160 (Central Garage-Building Repairs & Maint.)	\$528.00
To:	001-5110-4000 (Street Maintenance-Seasonal Help)	\$3383.00
From:	001-5110-1000 (Street Maintenance-Personal Services)	\$3383.00
To:	001-5110-4161-0902 (Street Maint.-Repairs/2002 Int'l Dump)	\$58.00
	001-5110-4161-0905 (Street Maint.-Repairs/2007 Int'l Dump)	\$51.00
	001-5110-4161-0907 (Street Maint.-Repairs/1992 Autocar Dump)	\$33.00
	001-5110-4161-0908 (Street Maint.-Repairs/2011 Chevy Silverado)	\$301.00
	001-5110-4161-0912 (Street Maint.-Repairs/2012 CAT Hi-Lift)	\$26.00
	001-5110-4161-0913 (Street Maint.-Repairs/1993 GMC Sewer Jet)	\$165.00
	001-5110-4161-0918 (Street Maint.-Repairs/2010 Ford Pickup)	\$26.00
	001-5110-4161-0919 (Street Maint.-Repairs/2007 Chevy 4x4)	\$10.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$670.00
To:	001-5182-4270 (Street Lighting-Repair/Lights)	\$124.00
From:	001-5182-4110 (Street Lighting-Contract for Lighting)	\$124.00
To:	001-6989-4040 (Other Educational Opp. & Devel.-Education Exp./Travel)	\$47.00
From:	001-6410-4111 (Publicity-Website)	\$47.00
To:	001-7310-4174 (Youth Programs-Easter Egg Hunt)	\$184.00
From:	001-7310-4171 (Youth Programs-Halloween Parade)	\$25.00
	001-7310-4173 (Youth Programs-Winterfest)	\$90.00
	001-7310-4175 (Youth Programs-Movies in the park)	\$9.00
	001-7310-4179 (Youth Programs-Movies at the Meeting House)	\$60.00
To:	001-7530-4230 (Village Meeting House-Maint.)	\$375.00
From:	001-7530-4070 (Village Meeting House-Utilities)	\$375.00
To:	001-3310-1000 (Traffic Control-Personal Services)	\$1928.00
	001-5110-1000 (Street Maint.-Personal Services)	\$3638.00
	001-7530-1000 (Village Meeting House-Personal Services)	\$442.00
	001-8560-1000 (Shade Trees-Personal Services)	\$2784.00
From:	001-5142-1000 (Snow Removal-Personal Services)	\$3000.00
	001-7110-1000 (Parks-Personal Services)	\$2792.00
	001-8163-1000 (Trash Pickup-Personal Services)	\$3000.00

Unanimously carried.

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

To:	007-8120-1001 (Sewer-Personal Services/OT)	\$60.00
From:	007-8120-1000 (Sewer-Personal Services)	\$60.00

Unanimously carried.

RESOLVED, that the following *budget amendment* is hereby made in the *General Fund* for the *2015-2016* fiscal year to account for revenue received on the lease of Mill property being used to cover expenses related to the property:

Increase:	001-0001-2411 (Lease on Mill Property)	\$117.00
Increase:	001-7540-4230 (Williamsville Water Mill-Building Maint.)	\$117.00

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 additional fund balance needed to increase several budget lines:

Increase:	009-0009-0599 (Appropriated Fund Balance)	\$8607.00
Increase:	009-7141-1000 (Glen Park –Personal Services)	\$1151.00
	009-7141-2010 (Glen Park –Capital Improvements)	\$5849.00
	009-7141-4163 (Glen Park –Lighting Fixtures)	\$12.00
	009-7141-4352 (Glen Park –Park Maint.)	\$1337.00
	009-7141-4430 (Glen Park –Sanitary Waste Disposal)	\$250.00
	009-7141-4450 (Glen Park –Misc.)	\$8.00

Unanimously carried.

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

WHEREAS, the tentative *General Fund Budget for the 2016-2017* 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 **2016-2017** fiscal year; and

BE IT FURTHER RESOLVED, that the General Fund tax rate effective June 1, 2016, is \$4.3960 per \$1,000 of assessed value at 100% equalization.

Unanimously carried.

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

WHEREAS, the tentative **Water Fund Budget for the 2016-2017** 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 **2016-2017** fiscal year.

Unanimously carried.

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

WHEREAS, the tentative **Sewer Fund Budget for the 2016-2017** 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 **2016-2017** fiscal year; and

BE IT FURTHER RESOLVED, that the **Sewer Rent Rates for the 2016-2017** fiscal year are hereby set as follows:

\$1.0472 per \$1000 of assessed value
\$4.3437 per 1,000 gallons of water consumed

Unanimously carried.

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

WHEREAS, the tentative *Glen Park Fund Budget for the 2016-2017* 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 *2016-2017* fiscal year.

Unanimously carried.

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

WHEREAS, the tentative *Debt Service Fund Budget for the 2016-2017* 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 *2016-2017* fiscal year.

Unanimously carried.

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

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;

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

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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.

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

WHEREAS, the Town of Amherst and the Village of Williamsville pride themselves on the recreational opportunities that they offer to residents; and

WHEREAS, the Village of Williamsville desires to cooperate with the Town of Amherst in scheduling recreational opportunities at unique times, to ensure the greatest possible attendance and participation of Village and Town residents;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville joins the Town of Amherst to form an ad hoc Scheduling Committee; and

BE IT FURTHER RESOLVED, that this Scheduling Committee shall include Director of Community Development Charles Specht, Secretary to the Mayor Kelly Poules, and Chair of the Arts and Culture Committee Sharon Rich; and

BE IT FURTHER RESOLVED, that separate certified copies of this resolution shall be sent or hand-delivered within ten (10) days to Town of Amherst Supervisor Barry Weinstein, and Councilmembers Deborah Bruch Bucki, Ramona Popowich, Steven Sanders and Francina Spoth.

Unanimously carried.

Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): Tree planting is 5/14 at 9am – meet in Fire Hall; Tree removal due to the Emerald Ash Borer.

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

WHEREAS, the Village of Williamsville Tree Board's mission is to advise and support matters that impact the beauty, biological integrity and environmental quality of the community through its stewardship of the Village urban forest; and

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WHEREAS, *Arbor Day* is celebrated during this time; and

WHEREAS, we recognize that in order to provide a high quality of life in Williamsville, each one of us must be good stewards of our air, water, land, flora and fauna; and

WHEREAS, we recognize that actions to protect and preserve trees through education, partnership and positive action should be encouraged;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville Board of Trustees hereby proclaims that *Arbor Day* shall be celebrated in the Village of Williamsville on Saturday, May 21, 2016, including celebration activities and recognition.

Unanimously carried.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): The play, *The Dining Room*, at the Meeting House last weekend; AUC.

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

WHEREAS, the Village of Williamsville Environmental Advisory Commission's mission is to advise and support matters that impact the beauty, biological integrity and environmental quality of the community; and

WHEREAS, we recognize that in order to provide a high quality of life in Williamsville, each one of us must be good stewards of our air, water, land, flora and fauna; and

WHEREAS, we recognize that actions to protect and preserve the environment through education, partnership and positive action should be encouraged; and

WHEREAS, the Village of Williamsville wishes to recognize the 46th anniversary of *Earth Day*;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of Trustees hereby proclaims *Earth Day* to be celebrated in the Village of Williamsville on

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Saturday, May 21, 2016, with a variety of educational, earth-focused activities for the community.

Unanimously carried.

Report – Trustee Duquin

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

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

WHEREAS, the Village of Williamsville and the Town of Amherst currently participate in a cooperative agreement for the collection and disposal of garbage and recyclable materials; and

WHEREAS, the Town of Amherst is currently working on a Request for Proposals (RFP) for a new contract for the collection and disposal of garbage and recyclable materials for the period of January 2017 through December 2021; and

WHEREAS, the Village of Williamsville wishes to continue in the cooperative spirit of sharing services for the benefit of our residents;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville hereby respectfully requests that the Town of Amherst include the Village of Williamsville in its current RFP for the collection and disposal of garbage and recyclables.

Unanimously carried.

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

RESOLVED, that Kevin Cavallaro, residing at 256 Mapleview Rd., Cheektowaga, NY, is hereby appointed as a member of the Williamsville Fire Department, effective May 1, 2016.

Unanimously carried.

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Report – Trustee Yates

Trustee Yates reported on the following topic(s): Lancaster Players play at the Meeting House; Thursday Night Live and other programing at the Meeting House.

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

RESOLVED, that the Administrator is hereby authorized to call for a public hearing to be held on May 23, 2016 at 7:30 p.m. at Williamsville Village Hall, 5565 Main Street, Williamsville, New York, for the purpose of hearing all persons interested in commenting on a proposal to amend Chapter 78 (Sewer Rents) of the Village Code as it relates to the collection of sanitary sewer charges for operation and maintenance.

Unanimously carried.

Staff Report(s): None

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to open the Executive Session at 8:29 p.m. to discuss a contractual matter.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to close the Executive Session and return to the regular agenda at 8:49 p.m.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to adjourn the regular meeting at 8:50 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer