

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 27, 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
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
Charles Grieco, Village Attorney
Ben Vilonen, DPW Crew Chief

Mayor Kulpa spoke about the recent loss of long-time Village resident Josephine Lorich.

Trustee Yates spoke about the recent loss of Ted Young.

ON MOTION by Mayor Kulpa, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on June 13, 2016.

Unanimously carried.

Public Hearing

A proposed amendment to Chapters 28 (Fire Prevention and Building Code Administration) and 73 (Public Order) as they relate to food trucks.

This public hearing was first held on June 13, 2016, and left open.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to re-open the public hearing at 7:34 p.m.

Unanimously carried.

Mayor Kulpa reported there was conversation at the work session; The Village Board will not be voting tonight; Looking for public input on draft regulation.

Trustee Duquin suggested this is not Village of Williamsville versus food trucks; We want to have a conversation; Do not regulate commerce; Looking at safety of residents; What does public think of safety issues?; Do not regulate private property.

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Trustee DeLano suggested the Village Board has been really good at bringing things out in the public – this is the forum; Does not appreciate rumor mill and social media.

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

1. Tom Pilat, Shabby Chic Boutique, Music on Main, WBA – We need to consider decisions on safety – Main Street parking lane is narrow; Appropriate spot is in parking lots; Notion that we are against food trucks is not true – Have at Music on Main; Does not think there should be fees – Not to make money. *[Trustee Piazza – Lloyd's is on public street 90% of time. Erie County Dept. of Health inspection probably requires more than that of a brick and mortar.]*

2. John Benz, 34 Howard Ave. – More safety concerns on Main St. than this, such as speeding, etc. This is not a safety issue.

3. Jim Tricoli, 4 Columbia Dr. – Doesn't think food trucks on Main St. or on private property is an issue. Issue is with people in the street at Music on Main; Switch music to Wednesday and have food trucks on Thursday.

4. John Benz, 34 Howard Ave. – Ask Lloyd's if Amherst regulations work for them *[Yes.]* Do they like Buffalo's better? *[Yes.]*

5. Chris Walters, Food truck owner – Would he have to pay a fee in Amherst to be in Williamsville? *[No.]* Pine Hill Coffee trucks are subject to same rules. *[Peddler's Permit would apply.]* Just starting out – Fees make margins small. *[Goal of Village Board is not to tax to death. Want vendors to be able to participate in not-for-profit events.]*

6. John, Cheesy Chick Food Truck – Apologized for his post today on social media. Didn't realize Village of Williamsville was so open. He just applied in West Seneca - \$50 fee, background check, DOH – proof of inspection, WC insurance (if you have it), fire inspection. Suggested cheat sheet on how to stay safe; Called on Thursday and got in on Friday; Suggested having a set time (i.e. before 10:00 a.m.). *[Trustee Duquin suggested adding the time frame for fire inspections – maybe within 6 months. Mayor Kulpa added we need a way to notify police and fire – we are working on that. Trustee Piazza suggested no charge for notification.]*

7. Jim Tricoli, 4 Columbia Dr. – Fee for food trucks? *[Looked at E. Aurora and Town of Amherst – Still looking at this.]* No music at Main and Garrison. It's an empty lot – Put food trucks there? *[Private property.]*

8. Janet Schlau, 32 N. Cayuga Rd. – Used to own Prosit; How does process start right now? *[Apply for Mayor's Permit at front desk, background check; Still a work in progress.]*

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9. Tea vendor (unknown) – Has a 3 wheeled electric push cart; What are safety issues? Other trucks use Main St. and park on Main – same safety issues. *[Trustee Duquin suggested parking lane is narrow for large trucks and could overhang into driving lane. Village Attorney Grieco added there is no law in place right now but peddler's permit – sensible requirement would be that you can't serve on the street side of Main St.]* They don't cook on their truck; Similar to Pine Hill Coffee. *[Mayor Kulpa stated that if they are currently vending on a public street in the Village, they would need a peddler's permit – if on private property – no permit. Trustee Yates – His concern is the propane tanks on the trucks – makes him uncomfortable.]* Biggest issue is redundancy in each municipality – why keep re-doing and pay fees again? Fire inspections are the same from place to place. *[Village of Williamsville is considering taking other inspections. Goal is not to jump through hoops but enforcement /job of fire inspections have been pushed to local level. Trustee Duquin – Food truck vendors should lobby State to have County regulation.]*

Trustee Duquin – Village Board will leave the public hearing open and go back and amend the Local Law and look for further public comment.

ON MOTION by Mayor Kulpa, seconded Trustee DeLano, it was moved at 8:15 p.m. to keep the public hearing open.

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.

Members of the audience who addressed the Board and their topic(s):

Thomas Frank, 5403 Main St. – Imagine Amherst meeting 6/29; Need to mitigate traffic on Main Street; GBNRTC; NFTA.

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

Unanimously carried.

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ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to adopt Mayor Kulpa's resolutions #1 through #4, and #6 as written, and to adopt Trustee Piazza's #1, as written.

Mayor Kulpa announced he was **TABLING** his resolution #5 regarding the appointment of a Tree Board member.

Unanimously carried.

RESOLVED, that payroll and vouchers in the amount of **\$434,032.80** covering the period from 6/8/16 to 6/21/16, are hereby approved as follows:

Payroll covering 5/30/16 – 6/12/16: \$38,933.60

Vouchers covering 6/8/16 – 6/21/16:

General Fund	\$48,002.03
Water Fund	\$0.00
Sewer Fund	\$7,931.08
Glen Park Fund	\$631.29
Trust & Agency Fund	\$12,411.73
Debt Service	\$97,265.63
Community Development	\$0.00
Capital Fund	<u>\$228,857.44</u>
	\$395,099.20

GRAND TOTAL: **\$425,032.80**

Unanimously carried.

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

To:	001-1620-4260 (Buildings-Maint. Supplies)	\$6.00
From:	001-1620-4160 (Buildings-Building Maint.)	\$6.00
To:	001-1640-2000 (Central Garage-Equipment)	\$57.00
	001-1640-4160 (Central Garage-Building Repairs/Maint.)	\$14.00
	001-1640-4161 (Central Garage-Sm. Equip. Repairs)	\$63.00
	001-1640-4260 (Central Garage-Maint. Supplies)	\$86.00

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From:	001-1640-4070 (Central Garage-Utilities)	\$220.00
To:	001-3410-2010 (Fire Protection-Equip.)	\$1122.00
From:	001-3410-4280 (Fire Protection-EMS Supplies)	\$1122.00
To:	001-3620-4100 (Safety Inspection-Professional Fees)	\$659.00
From:	001-3620-1000 (Safety Inspection-Personal Services)	\$659.00
To:	001-3620-4010 (Safety Inspection-Office Supplies)	\$28.00
From:	001-1410-4010 (Village Clerk-Office Supplies)	\$28.00
To:	001-5110-4161-0918 (Street Maint.-Repairs-2010 Ford F350 XL Pickup)	\$16.00
From:	001-5110-4161 (Street Maint.-Repairs/Equip.)	\$16.00
To:	001-7530-4230 (Village Meeting House-Maint.)	\$294.00
From:	001-7530-4070 (Village Meeting House-Utilities)	\$294.00
To:	001-8510-2000 (Community Beautification-Equip.)	\$17.00
	001-8510-4160 (Community Beautification-Repairs)	\$18.00
	001-8510-4450 (Community Beautification-Misc.)	\$34.00
From:	001-8510-4340 (Community Beautification-Plants)	\$69.00

Unanimously carried.

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

To:	009-7141-2010-0003 (Glen Park-Capital Improvements/Topographic Survey)	\$2250.00
From:	009-7141-2010-0001 (Glen Park-Capital Improvements/Security Cameras)	\$2250.00

Unanimously carried.

RESOLVED, that the following *budget transfer* is hereby made in the *General Fund* for the *2016-2017* fiscal year:

To:	001-3410-4160-3410 (Fire Protection-Truck Exp./Trailer)	\$968.00
From:	001-3410-4160 (Fire Protection-Truck Exp.)	\$968.00

Unanimously carried.

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Report – Mayor Kulpa

Mayor Kulpa reported on the following topic(s): Historic Preservation Commission wrote and obtained grant for an Intensive Level Survey on S. Cayuga Rd. with the anticipation of pursuing an historic district - Thanked HPC for its successful efforts; Upcoming events: Arts Festival, Taste of Williamsville, etc. – Always need volunteers; Contact Kelly Poules at Village Clerk's Office; Re-organization meeting is first week of July.

Report – Trustee DeLano

Trustee DeLano reported on the following topic(s): Thanked DPW for work on Wehrle Drive tree project; It would be great if residents watered newly planted trees; He is not influenced by social media.

Report – Trustee Piazza

Trustee Piazza reported on the following topic(s): Old Home Days is July 12 – 15.

Report – Trustee Duquin

Trustee Duquin reported on the following topic(s): Village Board is trying to be progressive; Some of the media coverage was disappointing; It's not Village v. food trucks – It's about having an open government; July 22 is Family Movie Night in Island Park; Music on Main.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Village Garden Walk is July 16 – It was voted best in area by Buffalo Spree Magazine; Taste of Williamsville will celebrate its 28th anniversary this year on August 7.

Staff Report(s): None.

ON MOTION by Mayor Kulpa, seconded by Trustee Duquin, it was moved to open the Executive Session at 8:31 p.m. to discuss a personnel issue related to a specific individual.

Unanimously carried.

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ON MOTION by Mayor Kulpa, seconded by Trustee DeLano, it was moved to close the Executive Session and return to the regular agenda at 9:27 p.m.

Unanimously carried.

ON MOTION by Mayor Kulpa, seconded by Trustee Yates, it was moved to adjourn the regular meeting at 9:27 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer