

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

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

Present: Daniel O. DeLano, Jr., Mayor
Basil J. Piazza, Deputy Mayor
Deborah L. Rogers, Trustee
Matthew J. Etu, Trustee
John "Al" Yates, Jr., Trustee

Also present: Lynda L. Juul, Administrator/Clerk-Treasurer
Judith A. Kindron, Deputy Treasurer
Charles Grieco, Village Attorney

Excused: Maggie Winship, Community Development Director
Ben Vilonen, DPW Crew Chief

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to approve the minutes of the regular meeting held on May 14, 2018, as submitted.

Unanimously carried.

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

Unanimously carried.

Member(s) of the audience who spoke and their topic(s):

1. Fran Noonan, 46 Park Dr. – Iskalo property at 24 Garrison Rd. has had the grass cut and the garbage has been cleaned up. Nothing has been done to the paint or roof. Asked if anyone contacted Iskalo about their intentions with the property. A worker told Mr. Noonan they were planning on renting it but it needs a lot of work. If they apply for a rezoning and Village Board denies it, asked if they can appeal. *[Village Attorney Grieco – If they want to use the property in a way it is not zoned for, they can request rezoning and could sue, or could apply for a use variance to the Zoning Board of Appeals. Both are very hard to obtain. If they don't like the ZBA decision, they can sue.]*
2. Larry Benton, 31 Monroe Dr. – Two years ago brought up subject of Airbnb. Where are we with the subject? *[Village Attorney Grieco – Zoning code has not been changed. If person lives in house and rents out occasionally, not an issue. If not using as owner's lodging, is not allowed. Can then issue violation notice.]* Mr. Brenton wants an

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

interpretation of the code and a consensus of the opinion of the Village Board. Does not like changes of this nature. Mr. Kulpa agreed that this is a violation of the code. *[Trustee Rogers – Not everyone who uses an Airbanb is not someone you wouldn't want in your neighborhood. Does not have an issue with someone who occasionally rent out a room. Bigger issue is enforcement and how this would be monitored.]* Mr. Brenton said we should make sure that owner is paying sales tax, question immediate neighbor disagrees with Trustee Rogers. Location of cinder stone on bridge on Ellicott Bridge – situation was never addressed. Opened in 1984. Stone is defaced from the salt. Preserve with NYSDOT project. Concerned about inscription “erected in 1884”. Should protect for posterity. Manhole level on Main Street.

3. Thomas Frank, 5403 Main St. – Joint meeting between Village and Town; S. Union Rd. project; GBNRC meeting this Wednesday, 6/4; Toxic traffic on Main Street; Village is transportation vortex of NYS; Removal of toll barrier; Access and ingress on Youngs Rd.; Public/private sector partnership; CFA deadline is in July.

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

Unanimously carried.

Report – Mayor DeLano

Mayor DeLano reported on the following topic(s): Main Street construction schedule starts June 4th and ends October 31st. Schedule will be on the Village's website. The project will be completed this season. Milling and paving will be done at night.

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

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2017-2018* fiscal year:

To:	001-1010-4040 (Board of Trustees – Education Exp./Travel)	\$192.00
	001-1210-4010 (Mayor – Office Supplies)	\$13.00
	001-3310-4041 (Traffic Control – Mileage Reimbursement)	\$36.00
From:	001-1210-4040 (Mayor – Education Exp./Travel)	\$241.00
To:	001-1410-4010 (Village Clerk – Office Supplies)	\$97.00
	001-1410-4040 (Village Clerk – Education Exp./Travel)	\$24.00
	001-1410-4111 (Village Clerk – Internet Access/Web Site)	\$2.00
From:	001-1410-4055 (Village clerk – Tax Collection Lockbox)	\$123.00

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

To:	001-3620-4010 (Safety Inspection – Office Supplies)	\$37.00
From:	001-3620-4041 (Safety Inspection – Mileage Reimbursement)	\$37.00
To:	001-5110-4161-0904 (Street Maintenance – Repairs/2005 Freightliner)	\$1,624.00
From:	001-5110-4161 (Street Maintenance – Repairs/Equip.)	\$645.00
	001-5110-4161-0902 (Street Maintenance – Repairs/2002 Int’l Dump)	\$756.00
	001-5110-4250 (Street Maintenance – Gas & Oil)	\$223.00
To:	001-7110-2010 (Parks – Capital Equip.)	\$1,113.00
From:	001-7110-2020 (Parks – Park Equip.)	\$1,113.00
To:	001-7530-4230 (Village Meeting House – Maint.)	\$15.00
From:	001-7530-4990 (Village Meeting House – Repairs)	\$15.00
To:	001-8510-4160 (Community Beautification – Repairs)	\$176.00
	001-8560-4340 (Shade Trees – Trees/Removal)	\$160.00
From:	001-8510-4340 (Community Beautification – Plants)	\$336.00
To:	001-1620-1000 (Buildings – Personal Services)	\$988.00
	001-5110-1000 (Street Maint. – Personal Services)	\$494.00
	001-5142-1000 (Snow Removal – Personal Services)	\$312.00
	001-8560-1000 (Shade Trees – Personal Services)	\$494.00
From:	001-1640-1000 (Central Garage – Personal Services)	\$2,288.00
To:	001-1620-1001 (Buildings – Personal Services/OT)	\$137.00
From:	001-1640-1001 (Central Garage – Personal Services O/T)	\$137.00

Unanimously carried.

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

RESOLVED, that the following *budget transfers* are hereby made in the *Sewer Fund* for the *2017-2018* fiscal year:

To:	007-1950-4100 (Refund of Village Taxes)	\$777.00
From:	007-1910-4000 (Insurance)	\$777.00
To:	007-8120-4450 (Sanitary Sewers – Misc.)	\$100.00
From:	007-8120-4260 (Sanitary Sewers – Maint. Supplies)	\$100.00

Unanimously carried.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

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

RESOLVED, that the following *budget transfers* are hereby made in the *Glen Park Fund* for the *2017-2018* fiscal year:

To:	009-7141-2000 (Glen Park – Equip.)	\$6,759.00
	009-7141-4109 (Glen Park – Insurance)	\$63.00
From:	009-7141-2010 (Glen Park – Capital Improvements)	\$5,909.00
	009-7141-4163 (Glen Park – Lighting Fixtures)	\$100.00
	009-7141-4351 (Glen Park – Park Supplies)	\$350.00
	009-7141-4352 (Glen Park – Park Maint.)	\$309.00
	009-7141-4070 (Glen Park – Utilities)	\$154.00

Unanimously carried.

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

RESOLVED, that the following *budget amendment* is hereby made in the *Sewer Fund* for the *2017-2018* fiscal year to account for payment from Bevilacqua Development on 8/11/17 to be applied towards the cost of the flow meter for Main/Hirschfield project:

Increase:	007-0007-2770 (Misc. Revenue)	\$4,000.00
Increase:	007-8120-2000 (Sanitary Sewers-Equipment)	\$4,000.00

Unanimously carried.

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

RESOLVED, that payroll and vouchers in the amount of \$418,153.24 covering the period from 5/9/18 to 5/22/18 are hereby approved as follows:

Payroll covering 4/30/18 – 5/13/18: \$38,592.10

Vouchers covering 5/9/18 – 5/22/18:

General Fund	\$26,481.82
Water Fund	\$0.00
Sewer Fund	\$20,262.30

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

Glen Park Fund	\$12,817.50
Trust & Agency Fund	\$984.30
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$319,015.22</u>
	\$379,561.14

GRAND TOTAL: **\$418,153.24**

Unanimously carried.

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

RESOLVED, that Mark Kutner is hereby approved for transitional duty for a period of 30 days, effective June 8, 2018.

Unanimously carried.

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

RESOLVED, that *James Huber of 41 Milton St., Williamsville*, is hereby appointed to the *Community Plan Update Committee*.

Unanimously carried.

Report – Trustee Rogers

Trustee Rogers reported on the following topic(s): Thanked Forest Elementary School for artwork coming to Village Hall; Meeting House window restoration project.

Trustee Rogers had no items on the agenda.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

Report – Deputy Mayor Piazza

Deputy Mayor Piazza reported on the following topic(s): No report.

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

RESOLVED, that the Mayor is hereby authorized to sign the Agreement with Deering Landscape Contractors Inc. for property maintenance services.

Unanimously carried.

Report – Trustee Yates

Trustee Yates reported on the following topic(s): Thanked all involved in the Memorial Day Parade. Thanked those in the Village and Town of Amherst for assistance with the Farmers Market.

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

WHEREAS, the Village of Williamsville wishes to apply for a Downtown Revitalization Initiative (DRI) grant for the revitalization of various areas throughout the Village; and

WHEREAS, such funding is available through New York State;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized and directed to sign any paperwork related to such grant application.

Unanimously carried.

Report – Trustee Etu

Trustee Etu reported on the following topic(s): Earth Day and Arbor Day event; Beautification Committee Planting Day is June 2nd.

Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village Hall, 5565 Main Street, Williamsville, New York, on Tuesday, May 29, 2018 at 7:30 p.m.

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

RESOLVED, that the proposed amendment to Chapter 103 (Vehicles and Traffic) of the Village Code, which would reduce the speed limit on Milton Street, between Los Robles and S. Long Park, from 30 mph to 25 mph, is hereby adopted as **Local Law 7 of 2018**.

Unanimously carried.

Staff Report(s)

Village Attorney Grieco reported on the following topic: The Village is going to court tomorrow regarding the property at 96 S. Long St.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved at 8:20 p.m. to open the Executive Session portion of the agenda to discuss pending litigation, threatened litigation and a personnel matter related to a specific individual.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Yates, it was moved at 9:51 p.m. to close the Executive Session portion of the agenda.

Unanimously carried.

ON MOTION by Mayor DeLano, seconded by Trustee Etu, it was moved to adjourn the meeting at 9:52 p.m.

Unanimously carried.

Lynda L. Juul
Administrator/Clerk-Treasurer