

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 22, 2019 at 7:00 p.m.

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

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

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer
Hazel J. Pasco, Deputy Treasurer
Riane Lafferty, Village Attorney
Keaton DePriest, Director of Community Development
Ben Vilonen, DPW Crew Chief

Excused: John "Al" Yates, Jr., Trustee
Charles Grieco, Village Attorney

Proclamation – The Board of Trustees presented a proclamation to Fire Chief Michael A. Measer in honor of his long-time service as a member of the Williamsville Fire Dept. and his 5-year tenure as Fire Chief.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, it was moved to approve the minutes of the regular meeting held on April 8, 2019, as amended.

Motion carried. 4 – 0.

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

Motion carried. 4 – 0.

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

1. Karen Peissing, 30 Wellington Ct. – Concerned with lack of construction fencing at Natale property along Lehigh Trail. [*Mayor DeLano – they have been cited by the fire inspector. Trustee Etu – Natale has been non-responsive. Demo contractor pulled off the job because they have not been paid. Deputy Mayor Piazza – The Board is very upset with this.*]

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2. Robert Stanley, 100 Evans St. – Encountered at his home a sewer problem. Talked to Erie County and the Town of Amherst. They told him that because he is in the Village there is nothing they can do. [*Mayor DeLano – We are working on getting out of the sewer business.*]
3. Dan Rider, 38 Garden Parkway – The Williams Apartments on S. Long St. have weeds populating the public sidewalks. Adopt modification to the code regarding doing business in the Village, re public safety, housekeeping, etc. [*Mayor DeLano – it is indicated by contract or code.*] He wants more teeth in the code. He would be happy to be on a committee.
4. Carrie Ansell, 106 Milton St. – Witnessing trespassers on Natale’s property. Asked if she should call Amherst Police or Natale. [*Call APD’s non-emergency number.*]
5. Deb Steinbruckner, 86 Milton St. – Has an issue with speeding motorists on Main St. Speed enforcement is needed. Her car was totaled last Thursday at 6:30 p.m. Asked that a speed trailer be placed on Main St.
6. Thomas Frank, 5403 Main St. – Pool/erosion; LWRP; 30-year plan for transportation and infrastructure maintenance; dead trees falling; creating a diversion; Old Home Days – no vehicles/park not intended for carnival ride technology – put it on Main Street; Town NYSERTA Grant; CFA primary goal – make creek accessible to public. [*WAC walk-thru on 5/8/19 at 10:00 am.*]

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

Motion carried. 4 – 0.

Report – Mayor DeLano

Mayor DeLano reported on the following topic(s): Main Street striping – NYSDOT hopes to have it done by the end of May. DPW is working on final phase of Main Street trees.

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

RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the *2018-2019* fiscal year:

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To:	001-1010-4010 (Village Justices – Office Supplies)	\$149.00
From:	001-1110-4040 (Village Justices – Education Expense/Travel)	\$149.00
To:	001-1410-4600 (Village Clerk – Computer Support)	\$187.00
	001-1410-4630 (Village Clerk – Grant Writer)	\$45.00
From:	001-1410-4055 (Village Clerk – Tax Collection/Lock Box)	\$232.00
To:	001-1620-4230 (Buildings – Building Maint.)	\$788.00
	001-1620-4240 (Buildings – Paint/Carpet/Etc.)	\$193.00
From:	000-1620-4160 (Buildings – Building Repairs)	\$788.00
	001-1620-4260 (Buildings – Maint. Supplies)	\$193.00
To:	001-1640-4161 (Central Garage – Small Equipment Repairs)	\$424.00
	001-1640-4260 (Central Garage – Maintenance Supplies)	\$138.00
From:	001-1640-4440 (Central Garage – Parts)	\$562.00
To:	001-3410-4160-3401 (Fire Protection – Truck Expense/Engine 1)	\$157.00
	001-3410-4160-3402 (Fire Protection – Truck Expense/Engine 2)	\$157.00
	001-3410-4160-3404 (Fire Protection – Truck Expense/Rescue 4)	\$386.00
	001-3410-4160-3409 (Fire Protection – Truck Expense/Chief’s Vehicle)	\$60.00
	001-3410-4160 (Fire Protection – Truck Expense)	\$2,600.00
	001-3410-2050 (Fire Protection – Turnout Gear)	\$4,010.00
	001-3410-2020 (Fire Protection – Expendable Equipment)	\$545.00
	001-3410-4010 (Fire Protection – Office Supplies)	\$173.00
From:	001-3410-4161 (Fire Protection – Small Engine Repair)	\$2,600.00
	001-3410-4160 (Fire Protection – Truck Equipment Expense)	\$760.00
	001-3410-4040 (Fire Protection – Education Expense/Travel)	\$3,200.00
	001-3410-2030 (Fire Protection – Radio Equipment)	\$810.00
	001-3410-2030 (Fire Protection – Radio Equipment)	\$545.00
	001-3410-2070 (Fire Protection – Office Equipment)	\$173.00
To:	001-3620-4450 (Safety Inspection – Misc.)	\$207.00
From:	001-3620-1000 (Safety Inspection – Personal Services)	\$207.00
To:	001-5110-4161-0903 (Street Maintenance – Repairs/2015 Dump Truck)	\$267.00
	001-5110-4161-0912 (Street Maintenance – Repairs/2012 CAT 924K HI-Lift)	\$81.00
	001-5110-4161-0914 (Street Maintenance – Repairs/2001 Trackless Sidewalk Plow)	\$512.00
	001-5110-4000 (Street Maintenance – Seasonal Help)	\$213.00
From:	001-5110-4161 (Street Maintenance – Repairs/Equipment)	\$860.00
	001-5110-1000 (Street Maintenance – Personal Services)	\$213.00
To:	001-7530-4070 (Village Meeting House – Utilities)	\$51.00
	001-7530-4230 (Village Meeting House – Maintenance)	\$132.00
From:	001-7530-4990 (Village Meeting House – Repairs)	\$183.00
To:	001-8161-4990 (Recycling – Recycling Contract)	\$1,369.00
From:	001-8160-4330 (Recycling & Garbage Contract – Dump Fees)	\$1,369.00
To:	001-8510-4450 (Community Beautification – Misc.)	\$15.00

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From: 001-8510-4340 (Community Beautification – Plants) \$15.00

Motion carried. 4 – 0.

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

RESOLVED, that the following *budget transfer* is hereby made in the *Sewer Fund* for the **2018-2019** fiscal year:

To: 007-8120-1001 (Sanitary Sewers – Professional Services/OT) \$215.00
From: 007-8120-1000 (Sanitary Sewers – Personal Services) \$215.00

Motion carried. 4 – 0.

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

RESOLVED, that the following *budget amendment* is hereby made in the *Glen Park Fund* for the **2018-2019** fiscal year to account for sale from Glen Park engraved pavers to residents to cover cost of engraving services from Wagner Monuments (revenue earned is over budgeted amount):

Increase: 009-0009-2773 (Revenue – Memorials/Pavers/Benches/Trees) \$391.00
Increase: 009-7141-4490 (Glen Park Appropriations – Memorials/Pavers/Benches/Trees) \$391.00

Motion carried. 4 – 0.

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

RESOLVED, that payroll and vouchers in the amount of \$115,536.13 covering the period from 4/3/19 – 4/16/19 are hereby approved as follows:

Payroll covering 4/1/19 – 4/14/19: \$39,396.74

Vouchers covering 4/3/19 – 4/16/19:

General Fund	\$43,461.98
Water Fund	\$0.00
Sewer Fund	\$12,291.53

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Glen Park Fund	\$233.71
Trust & Agency Fund	\$13,752.17
Debt Service	\$0.00
Community Development	\$0.00
Capital Fund	<u>\$6,400.00</u>
	\$76,139.39

GRAND TOTAL: **\$115,536.13**

Motion carried. 4 – 0.

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

WHEREAS, the *Tentative Budget* for the **2019-2020** 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 for the Village of Williamsville for the **2019-2020** fiscal year, as follows:

- General Fund equalization \$4.2020 per \$1,000 of assessed value at 100%
- Water Fund \$1.87 surcharge
- Sewer Fund \$0.5211 per \$1,000 of assessed value
\$5.9312 per 1,000 gallons of water consumed
- Glen Park Fund
- Debt Service Fund

Motion carried. 4 – 0.

Mayor DeLano thanked everyone for their hard work on the budget. We are concentrating on the parks.

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

RESOLVED, that the following persons are hereby appointed Election Inspectors for the 2019 Village of Williamsville Election to be held on Tuesday, June 18, 2019 at a rate of \$120.00 each for the day, to be paid by the Village of Williamsville:

District #1: Village Hall – Auditorium, 5565 Main St., Williamsville, New York 14221

- Inspectors:
1. Al Reinhardt, 157 Columbia Dr., Williamsville
 2. Patricia Reinhardt, 157 Columbia Dr., Williamsville
 3. Nancy Vanderlinde, 374 Cadman Dr., Williamsville
 4. Joan Jennings Scalfani, 68 Hirschfield Dr., Williamsville

BE IT FURTHER RESOLVED, that the following persons are hereby appointed as Alternate Election Inspectors:

1. Carol Mayo, 106 Churchcroft Ln., Williamsville
2. Donald Siwek, 7 Cadman Dr., Williamsville

AND, BE IT FURTHER RESOLVED, that *Al Reinhardt, 157 Columbia Dr.*, is hereby appointed *Chairperson of the Election Inspectors*.

Motion carried. 4 – 0.

ON MOTION by Mayor DeLano, seconded by Deputy Mayor Piazza, the following motion was adopted, as amended:

RESOLVED, that light duty for David Klein is hereby approved for the period 4/08/19 through 5/08/19.

Motion carried. 4 – 0.

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

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

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

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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, June 1, 2019, including celebration activities and recognition.

Motion carried. 4 – 0.

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

RESOLVED, that the Administrator is hereby authorized to publish legal notice of a public hearing to be held at Village Hall, 5565 Main St., Williamsville, New York, on May 28, 2019 at 7:30 p.m., for the purpose of hearing all persons interested in commenting on a proposed amendment to Chapter 8-6 (Animals) of the Village Code regarding the feeding of wildlife and community cats.

Motion carried. 4 - 0.

Report – Trustee Etu

Trustee Etu reported on the following topic(s): Village to take DEC’s pledge to become a Climate Smart Community; Environmental Committee along with UB to take this on. Earth Day will be celebrated in the Village on June 1st. Parks Committee meets 4/24/19 at 6:00 p.m. – Sub-committee meeting to work on guidelines. Flynn Battaglia will be present. Parks Survey is on line and will be mailed through June 1st.

Trustee Rogers – has issue with the cost of mailing. Trustee Etu stated it is not a question of cost. So far we have received 190 responses. Reported that due to necessary repairs that must be done to the S. Long Park playground equipment, the playground equipment has been shut down until DPW addresses the repairs and the Code Enforcement Officer inspects it.

Mayor Delano thanked the Parks Committee for the outstanding work they are doing. They are working on a Parks Master Plan.

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

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 48th anniversary of *Earth Day*;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Williamsville Board of Trustees hereby proclaims *Earth Day* to be celebrated in the Village of Williamsville on Saturday, June 1, 2019, with a variety of educational, earth-focused activities for the community.

Motion carried. 4 – 0.

Report – Trustee Rogers

Trustee Rogers reported on the following topic(s): Meeting House is getting a new garden. Thanked the DPW Crew Chief Vilonen and his crew for their assistance with this project. Glen Park Joint Board – Noll Nature Building's roof is in bad shape. Secured some cost estimates. Currently in talks with the Town. \$150,000 for a metal roof and \$45,000 for a shingled roof. There is some talk about turning it into an open-air shelter. Sign Code – Voting on a new sign code tonight. It is more user-friendly. Existing pole signs will be grandfathered until change of property ownership.

Trustee Etu - Signs will be more attractive.

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

WHEREAS, the Village Board has proposed to update its regulation of signs within the Village by replacing the current Chapter 84 of the Village Code with a new Chapter 84; and

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WHEREAS, the Village Board has reviewed the proposed new regulations as incorporated into proposed new Chapter 84 of the Village Code, considered the potential for such regulations to result in any significant adverse environmental impacts as required by the State Environmental Quality Review Act (“SEQRA”) and concluded that no such adverse impacts are expected to occur, for the reasons set forth in Part 3 of the Environmental Assessment Form completed on April 22, 2019, incorporated by reference herein; and

WHEREAS, the Village Board conducted a series of public hearings on the proposed new Chapter 84 (Signs), at which all interested persons were given an opportunity to be heard, beginning on August 27, 2018, and continuing at every regular Village Board meeting until March 25, 2019, when the Village Board voted to close the public hearing;

NOW, THEREFORE, BE IT RESOLVED, that a Negative Declaration with respect to the adoption of Local Law No. 3 of 2019 is hereby adopted pursuant to 6 NYCRR 617.7; and

BE IT FURTHER RESOLVED, that the proposed amendment to Chapter 84 of the Village Code, Signs, is hereby adopted as **Local Law 3 of 2019**.

On the question:

Mayor DeLano -Trustee Rogers did a great job spearheading this committee.

Motion carried. 4 – 0.

Trustee Rogers stated her resolution #2 pertains to the area that both Parks Committee and the Village Board agree on for a future dog park.

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

RESOLVED, the Village Board and the Parks Committee hereby dedicate approximately 38,000 square feet at the triangular wooded area on the Lehigh Memory Trail, located approximately 850’ South East on Lehigh Memorial Trail from the intersection of Lehigh Memorial Trail with South Long Road; and approximately 1,900’ North West on Lehigh Memorial Trail from the intersection of Lehigh Memorial Trail and S. Cayuga Road approximately centered at latitude and longitude, 42 degrees 57 minutes 24 seconds N and 78 degrees 44 minutes 47 seconds W, as the future site for an off-leash dog area (aka dog park.)

Motion carried. 4 – 0.

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Trustee Etu - This is just earmarking a space. The responses received so far from the survey for a dog park have been resoundingly positive.

Trustee Rogers - A group of resident volunteers will form a 5013c or will use an existing 501c3 to raise the necessary funds.

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

RESOLVED, that *Spencer McIntyre of 312 Evans St., Williamsville*, is hereby appointed to the *Glen Park Joint Board* as a Village appointee through **June 30, 2020**, effective immediately.

Motion carried. 4 – 0.

Report – Deputy Mayor Piazza

Deputy Mayor Piazza reported on the following topic(s): He is going to the NYCOM Conference at beginning of May in Cooperstown. It is a good businesslike and meaningful meeting. AUC is dissolving. Three school districts will join SMEC. Town and Village to join EC Energy Aggregation.

Deputy Mayor Piazza had no resolutions on the agenda.

Staff Report(s)

DPW Crew Chief Vilonen reported on the following topic(s) – Busy time of year. Asked residents to bag yard and garden waste every other week for brush pickup. S. Long St. zombie house has been demolished. S. Long Street infrastructure work is to commence tomorrow. Garrison/S. Union Road work will also commence tomorrow. Last year's paving work is done. S. Long Park playground equipment has cracked/broken brackets. DPW is welding them. Parks – looking forward to a walk-through. Cadman Drive – Working on 4" cold patch in place. Sidewalks are not being installed on Cadman Drive or Garrison Rd. or Brookside Dr. – Replacing street lighting with new. Running conduit in the next few days.

Community Development Director DePriest reported on the following topic(s): Regarding the Parks Survey, if a resident has no access to a computer, hard copies are available at Village Hall. Email addresses will control dual submission. The survey will be mailed this week.

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

Motion carried. 4 – 0.

Judith A. Kindron
Administrator/Clerk-Treasurer