

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, July 27, 2020 at 7:30 p.m.

The Village Board meeting was opened at 7:35 p.m. by Mayor Rogers

Trustee Murphy led the Pledge of Allegiance at 7:35pm.

Present: Deborah L. Rogers, Mayor
Basil J. Piazza, Deputy Mayor
Matthew J. Etu, Trustee
John Murphy, Trustee

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

Absent: John "Al" Yates, Jr., Trustee

ON MOTION by Mayor Rogers, seconded by Deputy Mayor Piazza, it was moved to approve the minutes of the regular meeting held on July 13, 2020, as submitted.

Motion carried 4-0

ON MOTION by Mayor Rogers, seconded by Trustee Etu, it was moved at 7:36 p.m. to open the public participation portion of the meeting.

Motion carried 4-0

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

- 1) Team Hunt-75 Evans St. – Deer crossing sign? Must she contact County? Mother & 3 fawns [*Attorney Grieco –any signage must be approved by County*]. [*DPW Crew Chief Vilonen –He will contact Erie County Highway and run that by them*].

ON MOTION by Mayor Rogers, seconded by Deputy Mayor Piazza, it was moved at 7:39 p.m. to close the public participation.

Motion carried 4-0

Report – Mayor Rogers

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

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RESOLVED, that the following *budget transfers* are hereby made in the *General Fund* for the 2019-2020 fiscal year.

To:	001-1410-4030-0000 (Village Clerk/Printing & Advertising)	\$1715.00
	001-1410-4110-0000 (Village Clerk/Service Contracts)	\$115.00
	001-1410-4111-0000 (Village Clerk/Internet Access/Website)	\$462.00
	001-1410-4120-0000 (Village Clerk/Bond & Note Expense)	\$9313.00
	001-1410-4600-0000 (Village Clerk/Computer Support)	\$488.00
	001-1420-4100-0000 (Law/Attorney/Professional Fees)	\$3201.00
	001-1420-4620-0000 (Law/Attorney/Opinions)	\$39085.00
	001-1620-4160-0000 (Buildings/Building Maintenance)	\$115.00
From:	001-1010-4040-0000 (Board of Trustees/Education Exp/Travel)	\$2697.00
	001-1110-4190-0000 (Village Justices/Stenographer)	\$565.00
	001-1210-4040-0000 (Mayor/Education Exp./Travel)	\$780.00
	001-1410-2010-0000 (Village Clerk/Computer Software)	\$700.00
	001-1410-4020-0000 (Village Clerk/Postage)	\$900.00
	001-1410-4055-0000 (Village Clerk/Tax Collection-Lockbox)	\$400.00
	001-1440-4160-0000 (Engineer/Professional Fees)	\$2374.00
	001-1620-4160-0000 (Buildings/Building Repairs)	\$1608.00
	001-1620-4230-0000 (Buildings/Building Maintenance)	\$1104.00
	001-1620-4231-0000 (Buildings/Maintenance HVAC)	\$6800.00
	001-1990-4000-0000 (Contingency)	\$36,566.00
To:	001-1410-2000-0000 (Village Clerk/Equipment)	\$357.00
From:	001-1110-2000-0000 (Village Justices/Equipment)	\$300.00
	001-1110-4010-0000 (Village Justices/Office Supplies)	\$57.00
To:	001-1640-2000-0000 (Central Garage/Equipment)	\$794.00
	001-1640-4160-0000 (Central Garage/Building Repairs & Maintenance)	\$500.00
	001-1640-4161-0000 (Central Garage/Small Equipment Repairs)	\$748.00
	001-1640-4260-0000 (Central Garage/Maintenance Supplies)	\$1497.00
	001-1640-4440-0000 (Central Garage/Parts)	\$238.00
	001-1640-4450-0000 (Central Garage/Miscellaneous)	\$120.00
From:	001-1640-4070-0000 (Central Garage/Utilities)	\$1500.00
	001-1640-4071-0000 (Central Garage/Sewer Charges)	\$260.00
	001-1640-4110-0000 (Central Garage/Service Contracts)	\$190.00
	001-3310-2000-0000 (Traffic Control/Equipment)	\$386.00
	001-8160-4330-0000 (Refuse & Garbage Collection/Dump Fees)	\$1561.00
To:	001-1640-1000-0000 (Central Garage/Personal Services)	\$31,761.00
From:	001-5110-1000-0000 (Street Maintenance/Personal Services)	\$9,000.00
	001-5142-1000-0000 (Snow Removal/Personal Services)	\$12,761.00
	001-8163-1000-0000 (Trash Pickup/Personal Services)	\$7,500.00
	001-8510-1000-0000 (Community Beautification/Personal Services)	\$2,500.00

Motion carried 4-0

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

RESOLVED, that the following *budget transfers* are hereby made in the *Sewer Fund* for the 2019-2020 fiscal year.

To:	007-8120-1001-0000 (Sanitary Sewers/Personal Services-Overtime)	\$219.00
From:	007-8120-1000-0000 (Sanitary Sewers/Personal Services)	\$219.00

Motion carried 4-0

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

RESOLVED, that payroll and vouchers in the amount of \$174,394.66 covering the period from 7/06/2020 – 7/21/2020 are hereby approved as follows:

Payroll covering- 7/06/2020 – 7/19/2020: \$41,569.86

Vouchers covering- 7/08/2020 – 7/21/2020:

General Fund	\$39,544.39
Water Fund	\$0.00
Sewer Fund	\$67.48
Glen Park Fund	\$67.77
Trust & Agency Fund	\$14,039.53
Debt Service	\$75,115.63
Community Development	\$0.00
Capital Fund	<u>\$3,990.00</u>
	\$132,824.80

GRAND TOTAL: \$174,394.66

Motion carried 4-0

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

RESOLVED, that the following Fire Department equipment is hereby declared surplus, to be sold via sealed bid:

Asset #	Description	Date Acquired	Original Cost	Book Val
580	2008 Ford Expedition Rescue 4	07/26/2007	\$28,898.00	\$0.00
581	Warning Lights on #580 Pumper (Engine 1)	08/10/2007	\$ 7,270.00	\$0.00
582	Gold Leaf Strip & Bug Deflector	08/14/2007	\$ 1,399.00	\$0.00
583	Painting of R-4	08/06/2007	\$ 3,100.00	\$0.00
584	Equipment Organizer	08/28/2007	\$ 2,200.00	\$0.00

BE IT FURTHER RESOLVED, that the Administrator is hereby authorized to advertise for the sale of Rescue 4 with accessories as listed above.

Motion carried 4-0

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

RESOLVED, that the Administrator is hereby authorized to advertise for sealed bids for the replacement of Fire Department Rescue 4 with a 2020 Ford Expedition Max 4dr 4x4 XL (SSV) as per Fire Department Specs or equivalent; and

BE IT FURTHER RESOLVED, that sealed bids will be opened in the office of the Administrator, 5565 Main Street, Williamsville, NY at 2:00 pm on Wednesday, August 19, 2020.

Motion carried 4-0

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

WHEREAS, the DPW Roof Replacement Project, was duly advertised, and bids for the project were opened at 10:00 a.m. on Wednesday, July 22, 2020; and

WHEREAS, FIVE (5) bids were received for the project;

NOW, THEREFORE, BE IT RESOLVED, that **the DPW Roof Replacement Project** is hereby awarded to Weaver Metal Roofing for their low bid amount of \$65,900.00

[Deputy Mayor Piazza – Will they put a metal roof on]? No

[DPW Crew Chief Vilonen – architectural shingle, same group that did Meeting House].

Motion carried 4-0

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

RESOLVED, that the following Dept. of Public Works equipment is hereby declared surplus, to be disposed, sold or traded-in:

Asset #	Description	Date Acquired	Original Cost	Book Value
562	2007 Chevy Silverado	8/31/2006	\$22,651.00	\$0.00
264	1992 John Deere Backhoe	1/01/1992	\$49,747.00	\$0.00
937	2012 Caterpillar 924K Loader	9/06/2012	\$138,000.00	\$31,050.00
514	Ferris Riding Lawn Mower	6/24/2005	\$599.00	\$0.00
942	Rotary Broadcast Spreader	9/06/2012	\$900.00	\$202.00
883	CATCO Hydrant Thawing Unit	2/09/2012	\$1,031.98	\$171.98

Motion carried 4-0

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Report – Trustee Etu

Trustee Etu reported on the following topic(s):

Island Park playground build weekend of September 11-13

Looking for volunteers

6 weeks away, very excited

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

WHEREAS, the Village Election that was to be held on June 16, 2020 was postponed under Governor Cuomo’s Executive Order during the COVID-19 pandemic is now to be held September 15, 2020; and

WHEREAS, the offices to be filled and the terms thereof, are as follows:

One (1) Trustee for special term to expire on 6/30/2021;

NOW, THEREFORE, BE IT RESOLVED, that the Administrator is hereby authorized to publish a legal notice designating the date of the election, the offices to be filled and the terms thereof in the August 5, 2020 Amherst Bee.

Motion carried 4-0

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

WHEREAS, the next Village Election is to be held on Tuesday, September 15, 2020;

and

WHEREAS, the hours of voting shall be from 12:00 noon until 9:00 p.m.

NOW, THEREFORE, BE IT RESOLVED, that said Village has one (1) election district which includes the entire area of the municipal boundaries of the Village of Williamsville; and

BE IT FURTHER RESOLVED, that the sole polling place of holding such election shall be at Williamsville Village Hall, 5565 Main Street, Williamsville

Motion carried 4-0

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

RESOLVED, that the following are hereby appointed *to the Island Park Playground Build Steering Committee*

<u>Name</u>	<u>Address</u>
Cilano, Charles	26 Wellington Ct., Williamsville
Duquin, Carrie	271 Reist St, Williamsville
Kapral, Brandon	81 Mill St., Williamsville
Lucia, Beth	59 Pfohl Pl., Williamsville
Perrello, Julie	130 Paradise Rd., East Amherst
Tryjankowski, Liz	26A Wellington Ct., Williamsville
Yeh, Christine	155 Montbleu, Getzville

Motion carried 4-0

ON MOTION by Trustee Etu, seconded by Deputy Mayor Piazza, it was moved at 7:59pm to go off agenda:

WHEREAS, the Historic Preservation Commission (the "HPC") commissioned Bero Associates to perform a reconnaissance level historic resources survey of the Village of Williamsville (the "Project"); and

WHEREAS, the Project identified several properties that would be considered eligible for designation as a historical landmark pursuant to Section 47-4(A) of the Village of Williamsville Code including the property located at 75 Evans Street ("Subject Property"); and

WHEREAS, the HPC may nominate an individual property as a landmark if it meets any the following criteria:

1. Is associated with the lives of individuals or of people or of events significant in the national, state or local history.
2. Embodies the distinctive characteristics of a type, a period or a method of construction.
3. Represents the work of a master architect or designer or possesses high artistic values.
4. Represents a significant or distinguished entity whose components may lack individual or special distinction.

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5. Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood; and

WHEREAS, based upon the research submitted by the Owner with the Local Landmark Designation Application Form and the HPC's review of other information related to the Subject Property, the HPC recommended the Subject Property for designation as a local historic landmark on May 12, 2020; and

WHEREAS, the HPC held a public hearing on June 23, 2020 in which the Subject Property owner and any interested parties had the opportunity to present testimony or documentary evidence at the hearing regarding the historic, architectural or cultural importance of the proposed landmark; and

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above the HPC nominated the Subject Property for local landmark status; and

WHEREAS, the applicant and the Village Board of Trustees both waived a public hearing at a meeting on Monday, July 13, 2020.

WHEREAS, upon a review of the aforesaid materials, and after due deliberation concerning each of the statutory criteria set forth above the Village Board of Trustees proposes to designate the Subject Property as a local landmark; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Williamsville hereby designates the Subject Property as a local landmark based on its finding that it satisfies the following criteria set forth in Section 47-4(a) of the Village of Williamsville Code:

√ Is associated with the lives of individuals or of people or of events significant in the national, state or local history.

√ Embodies the distinctive characteristics of a type, a period or a method of construction.

√ Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood.

Roll Call -	Mayor Rogers	Yes
	Deputy Mayor Piazza	No
	Trustee Murphy	Yes
	Trustee Etu	Yes
	Motion carried	3-1

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ON MOTION by Trustee Etu, seconded by Deputy Mayor Piazza, it was moved at 8:03pm to go back to regular agenda:

Motion carried 4-0

Report – Trustee Murphy

Trustee Murphy reported on the following topic(s);

Turning over Garrison to Village from County, Main to Oakgrove (park area) reduce speed limit
Bikes on sidewalks- amend code for prudent speed – no bicycle shall be operated within the confines of any Village park or recreation area

Asked Ben to the street sweeper on Evans

Bike lanes on Main St

[Trustee Etu – not possible, no dimension to be given. DOT will only allow lanes to be narrowed to a certain point. A lot of ifs and a lot of years before it could happen].

Speed bump at Swan and Mill

Stop sign at Mill and Glen, issue of site lines. Captain Brown explained why this is not a good idea.

Report – Deputy Mayor Piazza

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

RESOLVED, that *Elijah Munir, residing at 100 South Union Road, Williamsville*, is hereby appointed as a member of the *Williamsville Fire Dept.*, effective August 1, 2020.

Motion carried 4-0

Staff Reports

Administrator Kindron: no report

Attorney Greico: no report

Deputy Treasurer Pasco: no report

Director of Community Development DePriest:

Shared mobility – discuss how it could be provided within the Village? Police it?

Drive in movie night at S. Long Park – How feasible in COVID climate?

DPW Crew Chief: no report

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ON MOTION by Mayor Rogers, seconded by Trustee Etu, it was moved at 8:07pm to open the Executive Session portion of the agenda to update on 2 Litigation matters, pending 135 Evans and a threatened litigation.

Motion carried 4-0

ON MOTION by Mayor Rogers, seconded by Trustee Etu, it was moved at 8:22pm to close the Executive Session portion of the agenda.

Motion carried 4-0

ON MOTION by Mayor Rogers, seconded by Trustee Etu, it was moved at 8:24pm to go back to regular agenda:

Motion carried 4-0

ON MOTION by Mayor Rogers, seconded by Trustee Etu, it was moved to adjourn the meeting at 8:24pm

Motion carried 4-0

Judith A. Kindron
Administrator/Clerk-Treasurer