

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held at Village of Williamsville, 5565 Main Street, Williamsville, NY on Monday, June 27, 2022 at 7:30 p.m.**

The Village Board meeting was opened at 7:30 pm by Mayor Rogers

Trustee Carson led the Pledge of Allegiance at 7:30pm.

Present: Deborah L. Rogers, Mayor  
David F. Sherman Deputy Mayor  
Eileen A. Torre, Trustee  
Matt Carson, Trustee  
Christine L. Hunt, Trustee

Also present: Judith A. Kindron, Administrator/Clerk-Treasurer  
Charles Grieco, Village Attorney (via zoom)  
Keaton DePriest, Director of Community Development

Absent: Ben Vilonen, DPW Crew Chief

Proclamation(s): Girl Scout troop #30980 – for helping Beautification

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Sherman, it was moved to as adjusted, approve the minutes of the regular meeting held on June 13, 2022.

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved to approve the minutes of the special meeting held on June 21, 2022.

Unanimously carried

## **Public Hearing**

Amend Chapter 11 (brush, grass & weeds) of the Village code

**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved at 7:46 p.m. to open the public hearing portion of the meeting.

Unanimously carried

- 1) **Paul Krieter – 29 S. Ellicott St.** –Don't cut the grass in May? [*Trustee Torre-No mow May. Preferably first 2 weeks of May*]. [*Trustee Carson – If the Board decides a time period*]. What about DPW? Ask them what their feelings are. Will parks be cut?

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*[Mayor Rogers – It is optional]. [Trustee Torre – weather dependent]. [Trustee Hunt – Would like 14 days]. [Trustee Carson – suggest limiting it to backyards].*

- 2) **Doug Richardson-221 Hirschfield-** Would like to see set days.
- 3) **Dan Rider – 38 Garden Pkwy –** First cut his lawn in April. *[Mayor Rogers – Agrees with Mr. Richardson that the dates need to be clearly defined].*
- 4) **Dan DeLano- 136 Park Dr. –** Suggest that it should be cut before Memorial Day. *[Mayor Rogers – Will be a “No” for Village parks].*
- 5) **Paul Krieter – 29 S. Ellicott St. –** Read a report off his phone. Take a more in-depth look at studies. Feels that Board does not have all the information.

**ON MOTION** by Mayor Rogers, seconded by Trustee Carson, it was moved at 8:10 p.m. to continue this public hearing at the July 25, 2022 meeting.

Unanimously carried

## **Public Hearing**

Franchise agreement with Charter Communications

**ON MOTION** by Mayor Rogers, seconded by Trustee Carson, it was moved at 8:11 p.m. to open the public hearing portion of the meeting.

Unanimously carried

Attorney Grieco provided a background on this

- 1) **Dan DeLano – 136 Park Dr.-** What terms were eliminated? *[Attorney Grieco –narrower definition to Gross receipts. No substantive changes].*
- 2) **Nick Roth – 135 Oakgrove –** Is 15 year term statutory? *[Attorney Grieco – No]* Cable is a dying breed.
- 3) **Paul Krieter – 29 S. Ellicott St. –**Is franchise fee based on number of subscribers in the Village? Limit length of time to 2 years.

**ON MOTION** by Mayor Rogers, seconded by Trustee Hunt, it was moved at 8:25 p.m. to close this public hearing.

Unanimously carried

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**ON MOTION** by Mayor Rogers, seconded by Trustee Torre, it was moved at 8:26 pm to open the public participation portion of the meeting.

Unanimously carried

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

- 1.) **Doug Richardson-221 Hirschfield**-Garbage pickup of (grass) yard waste. [*Trustee Torre – you have to call Modern*]. [*Mayor Rogers – staffing issues*].
- 2.) **Nick Roth- 135 Oakgrove**-Dry creek bed. Kids with mountain bikes. Public waterway. Concern with Old Home Days. Plans to increase security? [*Mayor Rogers – APD is aware of issues. Old Home Days has been made aware*].
- 3.) **Dan Rider – 38 Garden Pkwy**–Problem with workmanship on project at S. Long Park. Claims it's a difficult repair job. Wants to see contractors plan.
- 4.) **Thomas Frank- 5403 Main St.**-LWRP – 60 day State review. Ellicott Creek greenway, connection to Erie Canal, National Heritage corridor.
- 5.) **Dan DeLano – 136 Park Dr.** – Shoddy refuse pickup. People are not putting bags out on garbage day, they put them out anytime they want. Notification to residents needs to be clear. Thank you Deputy Mayor Sherman and Trustee Carson. Appreciate Dave Sherman honorable actions. Onward & forward. Looks forward to working with the 3.
- 6.) **Dan Rider – 38 Garden Pkwy** – Village doing a tremendous job on picking up bushes & brush.
- 7.) **Paul Krieter – 29 S. Ellicott St.** – March 2<sup>nd</sup> – power point given to Village. Asked about roof at Garrison shelter. Wants update.

**ON MOTION** by Mayor Rogers, seconded by Trustee Hunt, it was moved at 8:50 pm to close the public participation.

Unanimously carried

**Report – Mayor Roger**

*Congratulate new Trustees DeLano & Lowther*

*4<sup>th</sup> of July is Monday*

*Re-Organization is Tuesday at 6:00pm*

*Thank you Trustee Carson & Trustee Sherman for stepping up wish you both luck.*

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**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Sherman, the following resolutions were adopted:

**RESOLVED**, that the following *budget transfers* are hereby made in the *General Fund* for the 2021-2022 fiscal year.

To:	001-1110-4020-0000	(Village Justices/Postage)	\$	210.00
	001-1110-4040-0000	(Village Justices/Education/Exp/Training)	\$	296.00
From:	001-1110-4191-0000	(Village Justices/Security)	\$	506.00
To:	001-3410-4250-0000	(Fire Protection/Gas & Oil)	\$	1344.00
From:	001-3410-4471-0000	(Fire Protection/Building Repairs)	\$	1344.00
To:	001-3410-4750-0000	(Fire Protection/Award Program)	\$	3831.00
From:	001-3410-4620-0000	(Fire Protection/Lease Copy Machine)	\$	217.00
	001-3410-4701-0000	(Fire Protection/Workers Comp)	\$	3614.00
To:	001-3620-2000-0000	(Safety Inspection/Equipment)	\$	100.00
	001-3620-4010-0000	(Safety Inspection/Office Supplies)	\$	331.00
From:	001-3620-4040-0000	(Safety Inspection/Education Exp./Travel)	\$	431.00
To:	001-5010-4050-0000	(Street Admin/Drug/Alcohol Testing)	\$	124.00
From:	001-5010-4040-0000	(Street Admin/Education Exp./Training)	\$	124.00
To:	001-5110-4161-0907	(Street Maint./Repairs-1992 Autocar Dump)	\$	103.00
	001-5110-4161-0909	(Street Maint./Repair-2013 Ford F150 Pickup)	\$	847.00
	001-5110-4161-0915	(Street Maint./Repair-2013 RAVO Sweeper)	\$	85.00
	001-5110-4161-0918	(Street Maint./Repair-2010 Ford F350XL PU)	\$	138.00
From:	001-5110-4161-0901	(Street Maint./Repair-2020 Tahoe)	\$	38.00
	001-5110-4161-0919	(Street Maint./Repair-2007 Chevy 4x4)	\$	91.00
	001-5110-4161-0000	(Street Maint./Repair-Repairs-Equipment)	\$	1044.00
To:	001-6410-4111-0000	(Publicity/Website)	\$	305.00
From:	001-6410-4920-0000	(Publicity/Flags)	\$	305.00
To:	001-6989-4040-0000	(Other Econ. Oppty.&Dev./Edu. Exp/Travel)	\$	181.00
From:	001-6989-4010-0000	(Other Econ. Oppty&Dev./Office Supplies)	\$	181.00
To:	001-7110-2010-0000	(Parks/Capital Improvements)	\$	84442.00
From:	001-7110-2000-0000	(Parks/Equipment)	\$	1468.00
	001-7110-2020-0000	(Parks/Park Equipment)	\$	3000.00
	001-7110-2040-0000	(Parks/Capital Reserve-Parks)	\$	79974.00
To:	001-7310-4174-0000	(Youth Programs/Easter Egg Hunt)	\$	217.00
	001-7550-4170-0000	(Celebrations/Community Activities)	\$	196.00
From:	001-7310-4173-0000	(Youth Programs/Winterfest)	\$	413.00

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To:	001-7520-4450-0000	(Historical Property/Misc)	\$	400.00
From:	001-7520-4030-0000	(Historical Property/Printing & Advertising)	\$	400.00
To:	001-7530-4070-0000	(Village Mtg House/Utilities)	\$	133.00
	001-7530-4230-0000	(Village Mtg House/Maint.)	\$	832.00
	001-7530-4440-0000	(Village Mtg House/Fire Alarm)	\$	623.00
	001-7535-4070-0000	(Village Mtg House/Utilities)	\$	335.00
	001-7535-4230-0000	(Village Mtg House/Maint.)	\$	609.00
From:	001-7530-2040-0000	(Village Mtg House/Capital Reserve-Mtg Hse)	\$	1000.00
	001-7530-4000-0000	(Village Mtg House/Opening/Closing)	\$	145.00
	001-7530-4990-0000	(Village Mtg House/Repairs)	\$	500.00
	001-7520-4030-0000	(Village Mtg House/Printing & Advertising)	\$	400.00
	001-7520-4530-0000	(Village Mtg House/ Training)	\$	300.00
	001-7520-4520-0000	(Village Mtg House/Plaques)	\$	187.00
To:	001-8010-4030-0000	(Zoning/Printing & Advertising)	\$	214.00
	001-8020-4040-0000	(Planning/Education Exp./Travel)	\$	5.00
	001-8020-4450-0000	(Planning/Misc.)	\$	23.00
From:	001-8010-4040-0000	(Zoning/Education Exp./Travel)	\$	64.00
	001-3620-4040-0000	(Safety Inspection/Education Exp./Travel)	\$	178.00
To:	001-8140-4161-0000	(Storm Sewers/Repair-Receivers)	\$	321.00
	001-8140-4163-0000	(Storm Sewers/Drainage Improvements)	\$	665.00
From:	001-8140-2010-0000	(Storm Sewers/Capital Improvements)	\$	665.00
	001-8140-4162-0000	(Storm Sewers/Repair Sewers)	\$	321.00
To:	001-8160-4140-0000	(Refuse & Garbage Collection/Recycling Contract)	\$	11772.00
From:	001-8161-4990-0000	(Recycling/Recycling Contract)	\$	11772.00
To:	001-8160-4110-0000	(Refuse & Garbage Collection/Service Contract)	\$	16.00
	001-8163-4330-0000	(Trash Pickup/Dump Fees)	\$	537.00
	001-8170-4160-0000	(Street Cleaning/Repairs-Equipment)	\$	3.00
	001-8170-4260-0000	(Street Cleaning/Maint. Supplies)	\$	16.00
From:	001-8160-4330-0000	(Refuse & Garbage Collection/Dump Fees)	\$	572.00
To:	001-8162-2000-0000	(Leaf Pickup/Equipment)	\$	9572.00
From:	001-5110-4161-0904	(Street Maint./Repairs-2005 Freightliner)	\$	9126.00
	001-8162-4700-0000	(Leaf Pickup/Leaf Composting)	\$	446.00
To:	001-8560-4160-0000	(Shade Trees/Repairs)	\$	5545.00
	001-8745-4160-0000	(Flood & Erosion Control/Maint. Paint, Etc)	\$	228.00
From:	001-8560-2000-0000	(Shade Trees/Equipment)	\$	250.00
	001-8560-4280-0000	(Shade Trees/Equipment Rental)	\$	678.00
	001-8160-4330-0000	(Refuse & Garbage Collection/Dump Fees)	\$	4845.00

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To:	001-9950-9000-0000	(Transfer to Capital)	\$	9.00
From:	001-9903-9000-0000	(Transfer to Debt Service)	\$	9.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Sherman, the following resolutions were adopted:

**RESOLVED**, that the following *budget amendment* are hereby made in the *General Fund* for the 2021-2022 fiscal year, to account for the use of DPW truck equipment Capital Reserve funds to make payment #1 (of 4) on the 2020 Hi-Lift.

Increase:	001-0001-0599-0000	(Appropriated Surplus)	\$	26,815.00
Increase:	001-9950-9000-0000	(Transfer to Capital)	\$	26,815.00

Unanimously carried

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Sherman, the following resolutions were adopted:

**RESOLVED**, that the following *budget amendment* are hereby made in the *General Fund* for the 2021-2022 fiscal year, to account for the use of DPW truck equipment Capital Reserve funds to purchase mini wacker (loader) from Admar Supply (pd. 8/23/21)

Increase:	001-0001-0599-0000	(Appropriated Surplus)	\$	63,825.00
Increase:	001-9950-9000-0000	(Transfer to Capital)	\$	63,825.00

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

**RESOLVED**, that payroll and vouchers in the amount of **\$737,969.12** covering the period from 6/6/2022 – 6/21/2022 are hereby approved as follows:

<b>PAYROLL COVERING - 6/6/2022-6/19/2022</b>	<b>\$ 36,610.37</b>
<b>VOUCHERS COVERING- 6/6/2022-6/21/2022</b>	
<b>GENERAL FUND-</b>	<b>\$ 88,221.41</b>
<b>WATER FUND-</b>	<b>\$ 49.38</b>
<b>SEWER FUND-</b>	<b>\$ 2,632.89</b>
<b>GLEN PARK FUND-</b>	<b>\$ 428.25</b>
<b>TRUST &amp; AGENCY FUND-</b>	<b>\$ 15,749.07</b>
<b>DEBT SERVICE-</b>	<b>\$ 97,203.13</b>
<b>COMMUNITY DEVELOPMENT-</b>	<b>\$ 0.00</b>
<b>CAPITAL FUND-</b>	<b><u>\$ 497,074.62</u></b>
	<b>\$ 701,358.75</b>
<b>GRAND TOTAL</b>	<b>\$ 737,969.12</b>

Unanimously carried

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

**RESOLVED**, that *Cooper Leising*, residing at 250 Mill Street, Williamsville, is hereby appointed as an active member of the Williamsville Fire Department, effective July 1, 2022.

Unanimously carried

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

**RESOLVED**, that *Kelsey Lieb* of *20 Glendon Place, Williamsville*, is hereby appointed *Deputy Treasurer*, at a salary of \$52,000, effective immediately.

Unanimously carried

**Report – Deputy Mayor Sherman**

*Proud to sit up here for 14 months. Great Learning experience.*

**Report – Trustee Hunt**

*Thank you to Trustees Carson and Deputy Mayor Sherman*

**Report – Trustee Torre**

*Thank you to Trustee Carson & Deputy Mayor Sherman*

**Report – Trustee Carson**

*Enjoyed. Made new friendships. Looking forward to continue to serve.*

**ON MOTION** by Trustee Carson, seconded by Deputy Mayor Sherman, the following resolution was adopted:

**WHEREAS**, The Village of Williamsville

Herein called the "Municipality", after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the "Project", is desirable, is in the public interest, and is required in order to implement the Project; and

**WHEREAS**, the NYS Department of State authorizes State assistance to municipalities for Smart Growth Comprehensive Planning grants by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

**NOW, THEREFORE, BE IT RESOLVED**, by the Village of Williamsville Board of Trustees

1. That Mayor Deborah Rogers or such person's successor in office, is the representative authorized to act in behalf of the Municipality's governing body in all matters related to State assistance under ECL Articles 17, 51 and 56 and/or any applicable federal grant provisions. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the Project and to State assistance;

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2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the NYS Department of State; Total project cost of \$99,150.00 of which the required match is 10% (\$9,915.00) (grant request of \$89,235.00)
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation
4. That this Resolution take effect immediately.

Unanimously carried

**ON MOTION** by Trustee Carson, seconded by Trustee Torre, the following resolution was adopted:

**WHEREAS**, the Village Board desires to pursue funding opportunities for the Garrison Park Bathhouse Project

**WHEREAS**, the Village Board desires to provide this type of facility to residents at the lowest possible cost to the Village and Village taxpayers, and

**WHEREAS**, the Village Board desires to apply for financial assistance from the New York State Office of Parks, Recreation and Historic Preservation: Environmental Protection Fund Grant through the CFA (Consolidated Funding Application), and

**WHEREAS**, the Village Board commits to providing the required local matching funds to insure the timely implementation of the proposed project.

**NOW, THEREFORE BE IT RESOLVED**, that Mayor Deborah L. Rogers, or such person's successor as Mayor of the Village of Williamsville, is hereby authorized and directed to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$98,250 (50% of the total project cost of \$196,500), and enter into and execute a project agreement with the State for such financial assistance for the Garrison Park Bathhouse Project and,

**RESOLVED**, that upon approval of the application for financial assistance that the Village make available at least \$98,250 (50%) in matching funds to satisfy the requirements of the funding program, and be it further

**RESOLVED**, that the Village Board authorizes the Mayor to sign all documents and agreements related to the New York State Office of Parks, Recreation and Historic Preservation: Environmental Protection Fund Grant Program application.

Unanimously carried

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**Staff Reports:**

*Deputy Treasurer: no report*

*Attorney Greico: no report*

*Administrator Kindron: no report*

*DPW Crew Chief: no report*

*Director of Community Development DePriest: podcasts to get most accurate news out to the public.*

**ON MOTION** by Mayor Rogers, seconded by Deputy Mayor Sherman, it was moved to adjourn the meeting at 9:07 pm.

Unanimously carried

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Judith A. Kindron  
Administrator/Clerk-Treasurer