

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
August 6, 2018 - 7 PM**

Present:

Trustee Lazickas
Trustee Porter
Trustee McCabe
Trustee Schoeneman
Trustee Cameron
Trustee Sheer
Mayor Peter Mercurio

Also Present:

Robert Pierce, Village Attorney
Cathie Thomas, Village Administrator
Shane Krieger, Chief of Police
Matthew Hoeh, Superintendent of Public Works
Bill Kramer, Building Inspector
Maureen Jerackas, Clerk-Treasurer
East Aurora Advertiser, East Aurora Bee
18 Members of the public

Motion by Trustee Cameron to approve the village board minutes of July 16, 2018 as presented. Seconded by Trustee McCabe and carried with only Trustee Schoeneman abstaining.

Trustee Sheer moved to approve the Payment of Abstract for:

August 6, 2018: # 57214 - #57281, \$854,035.32

Seconded by Trustee Porter and unanimously carried.

PUBLIC HEARING

None

SPEAKERS & COMMUNICATIONS (I)

- Chris Colopy – 365 South Grove Street – Asked about how the culvert would be paid for and if districts would be formed as was done in the past. He asked that the board gives this consideration. Attorney Pierce noted that there would be a public hearing if they plan to set up districts.
- Rob Scibran – 32 S. Willow Street – He wanted to put in a complaint that the site plan was approved for 253-259 Main Street. He feels the setbacks are not correct. He also feels the landscaping and trees are not done according to the site plan. He stated some of the bushes and trees have died as well. Bill said he has found everything to be in place but the fencing, but he will check if the bushes are dead and send a notice. Mr. Scibran claimed the board was lying. The Mayor, Trustee Cameron, the Administrator, and Bill will meet with Chub.

OFFICIAL CONSIDERATIONS

- Motion by Trustee Cameron to approve the roster of the East Aurora Fire Department , seconded by Trustee Lazickas, with unanimous approval.
 - The Clerk – Treasurer Spoke about a recent training she attended with the Fire Chief and all new members are required to be presented for approval by the village board. This was not done in the past but we will be doing this going forward and this is to correct anyone who was not approved previously. Also all fundraisers will be put before the board for approval along with the results of the Chief's elections.
- Motion by Trustee Sheer to schedule a public hearing for August 20, 2018 for the Special use permit application of Todd Laining for Buffalo Horse Drawn Pb Crawls, seconded by Trustee Lazickas with unanimous approval.
- Motion by Trustee Schoeneman to Issue a Special use Permit for the 7th Annual Taste of East Aurora, as requested by the applicant the Greater East Aurora Chamber of Commerce, seconded by Trustee Lazickas with unanimous approval.
 - Mayor Mercurio noted that Trustee Sheer pushed for this for years and it's happening!
- Motion by Trustee Porter to approve the village to engage in services with Attorney Paul Weiss regarding the North Grove Bridge, seconded by Trustee Schoeneman with unanimous approval.
 - The Village and Town Attorneys disagree. Attorney Pierce said the case is currently in Appellate Court. The Administrator noted the cost is looking to be between 200,000 and 600,000. The Attorney stated while we believe this is up to the town to do we are going to look into the issue.
 - Paul Weiss will be meeting with the board in executive session on 8.20.18 at 5:30PM before the regularly scheduled board meeting.
 - Attorney Pierce answer the question if we pay anything for this work to be done would we attempt to get the money back in the affirmative.
 - Trustee Shoeneman suggested that the Administrator call the school to see about alternate school routes as it will not be fixed by then.
 - The Administrator stated the details had not changed since she sent out the emergency memo.

DEPARTMENT HEAD AND TRUSTEE REPORTS

- DPW – The superintendent reported that they would be paving. The Mayor asked about the pipe that comes out of the road at Waylee and Main. Matt said it should have a cone over it and he would look at it.
- Building dept – None
- Trustee Lazickas – He wants to move forward on the Village hall renovations after the Administrator/Clerk's office moves to the Town hall. He asked who would get the call if someone broke their arm on the sidewalk. It was stated that it would be the property owner. However they should also call code enforcement and the village will send a letter telling the owner they need to fix their property. Steve would like the board to consider changing the village code 263-14 and he thinks it should come out. He discussed this with Bill and there are only 2 other municipalities that have this in the area. He asked how we would go about making the change. It was stated that you would need to start with a public hearing and would need to have the proposed verbiage composed for publication. Steve is to look for the wording he would like to have for the next board meeting.

- On a Motion by Trustee Lazickas to hold a public hearing to change section 263-14 of the village code on September 17, 2018 language to be determined, seconded by Trustee Shoeneman with unanimous approval.
- Trustee McCabe – None
- Trustee Cameron – None
- Clerk-Treasurer – None
- Trustee Sheer – working on a meeting with Eco Verde
- Trustee Shoeneman – Spoke about 58 Buffalo Rd – Mr. Spawn – she saw all the Black Walnut trees that came down
- Trustee Porter – None
- Administrator - None

UNFINISHED BUSINESS

- Discussion of financing options for purchase of the new ladder truck – held til next board meeting
- Consideration to engage the engineering firm of Clark Patterson Lee to perform design and construction services for replacing the Tannery Brook Culvert behind 227 Main Street and the surrounding area – held for next board meeting to consider if the board wants to go out to RFP for this project. Nancy in the clerk's office believes the rate was high based on a comparison she made and relayed to the Administrator right before the meeting. It was also discussed if we should just RFP the project or firms too. Cathie will be following up.
- Consideration to approve the agreement with the Town for development of a joint Village/Town office building - This will be held till the next meeting to have it clear what maintenance is defined as by the town. Kathy will be at the meeting at 9am and Trustee Sheer will be there for Trustee Porter.

NEW BUSINESS

- On a Motion by Trustee Cameron the village will change the Civil Service title of Police Clerk to Senior Police Clerk, due to a lack of a list from Erie County with the Police Clerk title, seconded by Trustee Lazickas
 - The Clerk Treasurer noted we need to create the position because it is not on our inventory of positions. The chief has the form to fill out to create the position in order to replace the Police Clerk position. There is no intention to change the duties.

SPEAKERS & COMUNICATIONS (II)

- Tony Rosati - 350 Oakwood Ave – He wants the village board to send notices to all officials to make it clear on who has to pay for maintenance on the bridges and who pays for the culverts. He sighted board minutes from July 25, 1917 where this problem was talked about. He said this needs to be clear. This law suit has been going on for 5 years; tell them we want this fixed.
- Gary Feasley – 25 Hamlin Ave - He has some issues with his sidewalks from where a gas line was put in a few years ago. Matt said he can notify National Fuel
- Aaron Hoffman – 123 North Grove – Spoke about the North Grove Bridge and that it was not to be one of the priorities it was supposed to be the first priority. Homes should be cared for first and the commercial area should add to this. He feels we should demo it before the ice begins to jam. He believes flooding should be the first consideration.

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- Dan Sheff – 30 Hamlin Ave – Submitted a document to the board members from the Hamlin Fillmore neighborhood association. They did an environmental assessment of 40 buffalo and they would like the village to declare a positive Declaration for SEQRA for 40 Buffalo. He said to Trustee Cameron that from Light Bulbs to fire extinguishers we need to work this all out with the Town before hand.

Motion by Trustee Lazickas to adjourn the meeting at 8:49 pm. Seconded by Trustee Cameron and unanimously carried.

Respectfully submitted,

Maureen Jerackas
Clerk-Treasurer