

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
January 22, 2019 – 7:00 PM**

Present:

Trustee Porter
Trustee McCabe (arrived at 7:02pm)
Trustee Schoeneman
Trustee Cameron
Trustee Scheer
Mayor Peter Mercurio

Absent:

Trustee Lazickas

Also Present:

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

A Motion by Trustee Porter to approve the village board minutes of January 7, 2018 as presented seconded by Trustee Cameron and carried with unanimous approval.

Trustee Cameron moved to approve the Payment of Abstract for:
January 22, 2019: # 57968-#58033; \$129,821.15
Seconded by Trustee Schoeneman and unanimously carried.

PUBLIC HEARING

None

SPEAKERS & COMMUNICATIONS (I)

Glenn Diemer – JV Development 85 Temple Place – Handed out documents to the board but none to the clerk. He previously spoke to Cathie about the parking situation where his tenants use three spots at night in the municipal lot without ticketing. He stated it was done unofficially and nothing was written, so he would now like to make it official. Would like to keep 3 spots to be able to use, he is aware that those people could get plowed in as we do not plow those spots

OFFICIAL CONSIDERATIONS

- **APPOINT INSPECTORS OF ELECTION FOR 2019 VILLAGE ELECTION**

Trustee Scheer, offered the following resolution and moved for its adoption:

BE IT RESOLVED, pursuant to Section 15-116 of the Village Election Law of the State of New York, the following Inspectors of Election are hereby appointed to serve at the specified amount of \$135.00/Inspector per day for the General Village Election to be held on Tuesday, March 19, 2019. This list is from Erie County Board of Elections for 2019 Certified Inspectors and will be used to fill the positions and any alternate necessary to adequately run the elections.

Margaret Zagrobelny – 342 North St.
Victoria Nowicki – 133 Buffalo Rd.
Francis Bink – 385 Oakwood Ave
Barbara Dadey – 143 Brooklea Dr

The following resolution was seconded by Trustee Porter, and unanimously approved.

- Motion by Trustee Schoeneman, to refer to the SEQRA Committee a Development Plan Application, including a request for a two-lot minor subdivision and relocation of a parking lot, from the Tannery Brook Community Association, was seconded by Trustee McCabe, was unanimously approved.
- Motion by Trustee McCabe, to Schedule a Public Hearing on February 4, 2019, on a proposal for a two-lot minor subdivision from the Tannery Brook Community Association, was seconded by Trustee Cameron, was unanimously approved.

- **AWARD BID- Ladder Truck**

Trustee Cameron, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that upon the recommendation of the Fire Chief, the bid for the sale of the ladder truck from the bid opening January 17, 2019 in the bid amount of \$8,000.00 be awarded to:

Lackawanna Fire Department
1630 Abbott Road
Lackawanna, NY 14218

The following resolution was seconded by Trustee Porter, and unanimously approved.

- Motion by Trustee Scheer, Schedule a Public Hearing on February 4th to consider approval of a Special Use Permit for 711 Main Street, for ownership change of the

property and business changing the business name to “The Globe”, was seconded by Trustee Cameron, was unanimously approved.

• **ACCEPT FIRE DEPARTMENT ELECTION RESULTS**

Trustee Scheer, offered the following resolution and moved for its adoption:

WHEREAS, on Thursday, December 6, 2018, the East Aurora Fire Department held their Annual Fire Department Chiefs Election for 2019 year with the following results:

Fire Chief	Greg Egloff	
1 st Assistant Chief	Roger Leblanc	Cazenovia Hose Company
2 nd Assistant Chief	Bruce Ross	Pioneer Hooks and Ladder Company
3 rd Assistant Chief	Bob Matthewson	Chemical Engine Company
4 th Assistant Chief	Chris Schack	East End Active Hose Company

BE IT RESOLVED, that the Village Board approves the above election results and congratulates the elected Chief and Assistant Chiefs.

The forgoing resolution was seconded by Trustee McCabe, and **CARRIED**.

• **PERMISSION – MEMBERSHIP – EAST AURORA FIRE DEPARTMENT**

Trustee Cameron offered the following resolution and moved for its adoption:

NOW, BE IT RESOLVED, membership is hereby granted to the following in the East Aurora Fire Department:

East End Active Hose Company

Jessica Carney
641 Oakwood Ave
East Aurora, NY 14052

The foregoing resolution was seconded by Trustee McCabe, and unanimously approved

DEPARTMENT HEAD AND TRUSTEE REPORTS

- Police – None
- DPW – Plowing and water main breaks over the weekend.
- Code – None
- Administrator – Thanks to the public works for being out in the cold, Maureen and I did some of the Logics Budget training. We also met with the department heads for a midyear review, which has not been done in the previous 8 years. We were concerned about how the budget year would end but we are now cautiously optimistic.

The mayor asked the Police Chief about the new officer which he said would be by June 1st and the following would be Jan. 2020.

Administrator said she had the workplace violence meetings with the department heads and employee representatives. Went to the Chamber of Commerce meeting and wants to the building display boards at the library.

- Clerk -Treasurer – I will be Applying for two grants in the coming week if it possible, one for records management supplies and the other for a gear washer and dryer for the fire department to help protect them from cancer causing agents.
- Trustee McCabe –None
- Trustee Cameron – None
- Trustee Scheer – He spoke to the Chamber about the garbage issue that was discussed at the last board meeting. Cathie and Matt will talk with them.
- Trustee Schoeneman – None
- Trustee Porter – None
- Mayor Mercurio – Went to the Action Club which is part of the Kiwanis. He met with some great people. Had the joint hall press conference this morning and it was successful.

UNFINISHED BUSINESS

NEW BUSINESS

- Discussion of requests for parking overnight for area residents and tenants in the public Village-owned lot on Millard Fillmore
 - The Administrator reminded the board that she had sent out an e-mail about another resident who would like to be allowed a parking spot in the same lot do to a drainage issue by their driveway which they believe to be caused by the village. The administrator spoke with the Village attorney about an agreement if the board is inclined to do that. The mayor asked if that was allowed for free. Conversations were had about people who do this in lots that are not owned by the village. It was asked if it could be to allow parking at night only in this spot. They talked about if they could move handicap spots. Trustee Porter pointed out additional handicap spots on the map that the resident provided to them. Glenn asked about the person with the drainage issue and if it was going to be fixed. Matt did note that the issue would probably not be fixed soon. The mayor asked how allowing the parking would affect the DPW. The Superintendent said that they have been working things out, as they have been doing this already. The chief said they currently do not ticket anyone in those spots. The mayor wants to look into this further.
- Consider allowing resident to make partial payments for taxes, possibly set public hearing.
 - On a motion by Trustee Porter, to set a public hearing March 4, 2019 for a local law to allow partial tax payments for taxes, was seconded by Trustee Schoeneman, was unanimously approved.
 - Trustee McCabe wants more detail on the financial impact. It was disused that other than having to enter in more payments it would not be believed to have a great impact. Maybe we would collect a few thousand less in late fees, but late fees would still apply so we do not believe people would choose this option useless they really needed the option. The purpose of this is to help residents in need.

- Consider local law tax cap override, possibly set public hearing.
 - On a motion by Trustee Porter, to set a public hearing March 4, 2019 for a local law for the tax cap override, was seconded by Trustee McCabe, was unanimously approved.
 - The Clerk – Treasurer recommends this is passed every year whether the board plans to override the tax cap or not.
 - Trustee Scheer asked about the possible loss of AIM funding and that could affect the possible need to exceed the tax cap.
 - Cathie mentioned the bond options for the projects that need to be done and that the board will need to decide on the Bonds/Bans. Trustee Scheer said we need to get on a PR plan to inform the residents why this is happening. Cathie spoke about a news letter that says why this is happening. Trustee McCabe asked about the rates possibly changing in March. Municipal solutions and the Bond Attorney said not to commit until we bid out the projects.
- Consider policy on accepting petitions.

- **PETITION SUBMISSION PROCEDURES**

Trustee McCabe, offered the following resolution and moved for its adoption:

WHEREAS, the Village Clerk or Deputy Clerk must accept all petitions submitted to the Village of East Aurora (the Village); and

WHEREAS, the Village has set office hours that the Clerk’s office is staffed by the Village Clerk or Deputy Clerk; and

WHEREAS, the Village Clerk or Deputy Clerk must accept petitions during these office hours; and

WHEREAS, it is therefore in the best interest of the Village to adopt formal written procedures to ensure such compliance and to designate an official responsible for ensuring that such procedures are followed.

NOW, THEREFORE, BE IT RESOLVED, that the Village hereby adopts the Petition Submission Procedures that are attached hereto as “Schedule A” and resolves to be governed thereby; and

BE IT FURTHER RESOLVED, that such Schedule A will be placed in its entirety in the official records, files and minutes of the Village and adhered to going forward; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon its adoption.

The foregoing resolution was seconded by Trustee Scheer and carried

“Schedule A”

PETITION SUBMISSION PROCEDURES

All Petitions must be turned in to the Village Clerk or to the Deputy Clerk in the absence of the Village Clerk.

All Petitions must be turned in at the office of the Village Clerk.

The Village has set office hours that are posted on the Village web site.

As of January 1, 2019, office hours are 8 a.m. to 4 p.m., Monday through Friday, except the office is closed on designated holidays.

The Clerk's office hours are subject to change and will be posted on the Village web site and on the Clerk's office door.

Meetings outside the office hours are not considered office hours, regardless of whether or not the Village Clerk or Deputy Clerk is in attendance at a meeting.

Original Petitions MUST be submitted. Copies will not be accepted.

The Clerk will date stamp the petition received and a copy will be supplied to the submitter upon request.

The Village Clerk or to the Deputy Clerk in the absence of the Village Clerk is responsible to validate Petitions (except election petitions)

The Village board cannot take action on a petition for at least 1 business day after receipt to allow time for the petition to be validated.

- Not being able to verify the petitions is a large reason why decisions cannot be made on the petitions immediately.

SPEAKERS & COMMUNICATIONS (II)

- none

ADJOURNMENT

A Motion was made by Trustee McCabe to adjourn the meeting at 7:57 pm. Seconded by Trustee Schoeneman and unanimously carried.

Respectfully submitted,

Maureen Jerackas
Clerk-Treasurer