

EXECUTIVE SESSION

Board of Trustees
Village of Kenmore

Municipal Building
June 7, 2022

PRESENT:	Hon. Patrick Mang	Mayor
	Hon. Paul Catalano	Trustee
	Hon. Katherine Bestine	Trustee
	Hon. Joseph DeCecco	Trustee
	Hon. Andrea Czopp	Trustee

EXECUTIVE SESSION TO DISCUSS ONE (1) PERSONNEL/HIRE, AND ONE (1) CONTRACTUAL MATTER.

Trustee Catalano moved to go into Executive Session to discuss one (1) personnel/hire one (1) contractual matter.

Seconded by Trustee Czopp and adopted by a full vote in the affirmative.

Trustee DeCecco moved to end the Executive Session.

Seconded by Trustee Bestine and adopted by a full vote of all members present.

Kathleen P. Johnson
Village Clerk/Treasurer

CORPORATION PROCEEDINGS

Board of Trustees
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PRESENT:	Hon. Patrick Mang	Mayor
	Hon. Paul Catalano	Trustee
	Hon. Katherine Bestine	Trustee
	Hon. Joseph DeCecco	Trustee
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The meeting was called to order at 7:30 p.m. by Mayor Patrick Mang. The Mayor led the Pledge of Allegiance.

BOARD CONDUCTED A HEARING PERTAINING TO THE ACQUISITION OF CERTAIN REAL PROPERTY, RELATED TO A PUBLIC PROJECT, SPECIFICALLY RENOVATION AND EXPANSION OF THE KENMORE POLICE DEPARTMENT BUILDING.

Trustee Bestine moved to open the hearing.

Seconded by Trustee DeCecco and adopted by a full vote of all members present.

The Clerk advised that this was the time and place to conduct a hearing pertaining to the acquisition of certain real property, related to a public project, specifically renovations and expansion of the Kenmore Police Department building.

The Mayor introduced Henry Zomerfeld, Esq., Hodgson Russ, who is representing the Village in this matter. Mr. Zomerfeld explained the Eminent Domain procedure and summarized the project. He said that the project would expand the police department to include a handicap bathroom, female locker room, female restrooms, secure garage bay for transport of prisoners, and allow for overall improvements to the functionality of the KPD. The police department building, he added, was built in 1951 and had not had any major renovation. This project would also include making the building more energy efficient, and would remove

any hazardous materials. Parking would also be expanded, eliminating the need for employees to park on Lincoln, and providing better traffic flow. Mr. Zomerfeld reviewed the other options that the Board had explored before determining that one story expansion to the south (the property located at 2385 Elmwood) was the best option. He noted that the improvements will allow the KPD to be more energy efficient and ADA compliant, while maintaining its central, well-established location. The project, as outlined, meets the standard of “public good” described in the statute.

Robert Rumpl, Troutman Associates, then reviewed the draft plan for the expansion, highlighting the new handicap bathroom, female locker room and restrooms, the new garage and the additional parking spaces created with this expansion.

Robert Knoer, Esq., representing the owners of 2385 Elmwood, asked the board to consider the magnitude of an eminent domain taking. He noted that he was glad to learn that the Village had considered several other options, and noted that the Village had previously made an offer to his clients which his clients felt did not adequately compensate them for their business. He urged the Board to consider moving the police station “across the street”.

Mr. Ned Barber asked the board to consider the impact of police cars parked adjacent to his home.

Mr. Zomerfeld presented copies of his remarks to the stenographer who was present for the hearing.

There were no other comments or questions brought to the Board’s attention.

Trustee Catalano moved to close the hearing.

Seconded by Trustee Czopp and adopted by a full vote of all members present.

BOARD APPROVED THE HIRE OF A PART-TIME COURT CLERK.

Trustee DeCecco moved to approve the hire of Emily Ruh as a part-time court clerk, at a rate of pay of \$16.50 per hour.

Seconded by Trustee Bestine and adopted by a full vote in the affirmative.

BOARD APPROVED THE HIRE OF A SEASONAL EMPLOYEE FOR THE DEPARTMENT OF PUBLIC WORKS.

Trustee Czopp moved to approve the hire of Matthew Barton as a seasonal employee for the Department of Public Works, effective June 8, 2022.

Seconded by Trustee Catalano and adopted by a full vote of all members present.

BOARD APPROVED THE HIRE OF A SEASONAL EMPLOYEE FOR THE DEPARTMENT OF PUBLIC WORKS.

Trustee Bestine moved to approve the hiring of Michael Greiner as a seasonal employee for the Department of Public Works, effective June 20 2022.

Seconded by Trustee DeCecco and adopted by a full vote of all members present.

BOARD APPROVED THE APPOINTMENT OF A PART-TIME RECREATION ATTENDANT FOR THE KENMORE COMMUNITY CENTER.

Trustee Catalano moved to approve the appointment of Cindy Brosart as a part-time Recreation Attendant for the Kenmore Community Center, at a pay rate of \$14.49 per hour.

Seconded by Trustee Czopp and adopted by a full vote in the affirmative.

BOARD APPROVED WORKER'S COMPENSATION INSURANCE RENEWAL WITH NYS MUNICIPAL WORKERS COMPENSATION ALLIANCE.

Trustee DeCecco moved to approve a Worker's Compensation insurance renewal with NYS Municipal Workers Compensation Alliance.

Seconded by Trustee Bestine and adopted by a full vote in the affirmative.

BOARD APPROVED THE INSURANCES FOR THE 2022-2023 FISCAL YEAR.

Trustee Czopp moved to approve general liability, public officers, auto, cyber, terrorism and all other insurances for the 2022-2023 fiscal year.

Seconded by Trustee Catalano and adopted by a full vote in the affirmative.

BOARD APPROVED THE CANCELLATION AND REISSUE OF AN ACCOUNTS PAYABLE CHECK.

Trustee Bestine moved to approve the cancellation and reissue of accounts payable check No. 37517 to Superior Lubricants in the amount of \$1,150.09, dated March 2, 2022.

Seconded by Trustee DeCecco and adopted by a full vote in the affirmative.

BOARD APPROVED A RESOLUTION FOR THE STANDARD WORK DAY AND REPORTING FOR ELECTED AND APPOINTED OFFICIALS.

Trustee Catalano moved to approve a Resolution for the standard work day and reporting for elected and appointed officials for Trustee Czopp. A copy of this resolution is appended to these Minutes for record purposes.

Seconded by Trustee Czopp and adopted by a full vote in the affirmative.

BOARD APPROVED AN AGREEMENT WITH NLC SERVICE LINE/HOMESERVE.

Trustee DeCecco moved to approve an agreement with NLC Service Line/Homeserve.

A copy of this agreement is appended to these Minutes for record purposes.

Seconded by Trustee Bestine and adopted by a full vote in the affirmative.

BOARD APPROVED AND GRANTED PERMISSION TO THE BUILDING INSPECTOR TO ATTEND A TRAINING COURSE.

Trustee Czopp moved to approve and grant permission to Building Inspector Michael Berns to attend “Energy Code Enforcement Training” on June 14, 2022, at in Cheektowaga, New York, with expenses.

Seconded by Trustee Catalano and adopted by a full vote in the affirmative.

BOARD APPROVE AND GRANTED PERMISSION TO ERIC NAGEL TO USE THE GAZEBO FOR THE KENMORE PORCHFEST.

Trustee Bestine moved to approve and granted permission to Eric Nagel to use of the Gazebo for the Kenmore Porchfest on Sunday, June 26, 2022 from 11:00 am – 5:00 pm.

Seconded by Trustee DeCecco and adopted by a full vote in the affirmative.

BOARD GRANTED PERMISSION TO THE RESIDENTS OF KNOWLTON AVENUE TO HOLD A BLOCK PARTY.

Trustee Catalano moved to approve and granted permission to the residents of Knowlton Avenue, between Myron Avenue and Rowley Avenue, to hold a block party on Saturday, August 27, 2022, at the request of Eric Nagel.

Seconded by Trustee Czopp and adopted by a full vote of all members present.

BOARD GRANTED PERMISSION TO THE RESIDENTS OF MCKINLEY AVENUE TO HOLD A BLOCK PARTY.

Trustee DeCecco moved to approve and granted permission to the residents of McKinley Avenue, between Myron Avenue and Rowley Avenue, to hold a block party on Saturday, July 16, 2022, at the request of Shawn Barnum.

Seconded by Trustee Bestine and adopted by a full vote of all members present.

BOARD GRANTED PERMISSION TO THE RESIDENTS OF STILLWELL AVENUE TO HOLD A BLOCK PARTY.

Trustee Czopp moved to approve and granted permission to the residents of Stillwell Avenue, with a rain date of Sunday, August 14, 2022 between Burritt Place and Delaware Road, at the request of John Lougen.

Seconded by Trustee Catalano and adopted by a full vote of all members present.

BOARD APPROVED AND GRANTED PERMISSION TO PARKINSON'S BOXING TO USE THE MUNICIPAL GREEN TO CONDUCT A FUNDRAISER.

Trustee Bestine moved to approve and granted permission to Parkinson's Boxing to use the Municipal Green to conduct a fundraiser on Thursday, June 30, 2022 from 2:00 pm – 7:00 pm.

Seconded by Trustee Catalano and adopted by a full vote of all members present.

BOARD APPROVED A BUDGET AMENDMENT FOR THE POLICE DEPARTMENT.

Trustee DeCecco moved to approve a budget amendment to for the Police Department. A copy of this Resolution is attached to these minutes for record purposes.

Seconded by Trustee Bestine and adopted by a full vote in the affirmative.

ABSTRACT OF AUDITED VOUCHERS.

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

RESOLVED, that the Mayor be and he hereby is authorized to sign the Abstract of Audited Vouchers dated June 7, 2022, in the amount of \$1,103,669.18; General Fund \$292,571.04; Water Fund \$11,210.00; Sewer Fund \$10,786.42; Community Development Fund \$74,550.18; Capital Fund \$714,551.54 to direct the Treasurer to pay each of the listed claimants in the amount appearing opposite his/her name.

Seconded by Trustee Catalano and adopted by a full vote in the affirmative.

INVITATION FOR PUBLIC COMMENT/QUESTIONS

The Mayor asked if anyone wished to be heard.

Michael Wooten of LCD Capital is representing 2933 Delaware Ave, stating that the property is in need of renovation and described the work to be done. The Mayor informed Mr. Wooten that, while the renovation sounds good, he is before the wrong board. He is seeking Planning Board approval for the façade change. Clerk/Treasurer Johnson advised him to contact the building department to obtain a Planning Board application and that the next Planning Board meeting will be June 28, 2022. Trustee Czopp thanked Mr. Wooten for coming.

Joan Brilinski from 29 Charleston is a 42 year resident. She is inquiring about the vacant lot, located on Kenmore Avenue at Charleston, where Benson's used to be located. She's heard that a Tim Horton's will be locating there. The Mayor confirmed this and Building Inspector Berns noted that Tim's has received two approvals from the Planning Board. While the property is under contract, it has not yet transferred. He explained the proposed access points. Ms. Brilinski is concerned about traffic back up onto the side streets.

She is also concerned about the property located at 41 Charleston – another vacant lot- where no one shovels or cuts the grass. Building Inspector Michael Berns said a grass violation has been issued and that he will re-inspect the property to see if there are any other violations. He noted that any rat problems need to be addressed to Erie County.

Mayor Mang said that the Village cites these properties, however there is a process that has to be followed, and that procedure is slower than the residents or the Village officials like.

Patricia Miner of 170 East Hazeltine Avenue is upset that her neighbor took down the fence that separates their two properties. She now has no privacy and no boundary and is in full view of the neighbor's run-down property. She keeps her property up, and doesn't think it's right that the only solution is for her to bear the cost of putting up a fence. She also feels the Village should require fences to be put in to clearly delineate boundaries. She says she called the Mayor, but received no response, and did not get a satisfactory response from the building inspector. She spoke with the Clerk/Treasurer who told her that the neighbor was not required to replace his fence.

Building Inspector Michael Berns stated there have been a few violation notices issued but that there is no requirement for fencing.

Mayor Mang stated the building department will follow up on the violations.

Trustee Czopp said he's not required to put up a fence, so if Ms. Meyer's wants one, she will need to put it up at her cost.

Donald Coble of 63 North End wants a sign put on the right of way on his street about dog waste pick up requirements. Assistant Superintendent James Scholl says that they have these

signs on the horse path, he's but not sure he can post it elsewhere. Mr. Coble gave his phone number so that the DPW can get back to him.

Dale Bowman 369 Argonne Drive stated that he heard that the Village Justice will be retiring and he is interested to know if a new Justice has been selected. The Mayor said that we haven't received any notification of any resignation.

As no one else wished to be heard, the meeting was adjourned.

The next meeting of the Board of Trustees will be held on June 21, 2022 at 7:30 p.m.

Kathleen P. Johnson
Village Clerk/Treasurer