

**EXECUTIVE SESSION**

Board of Trustees  
Village of Kenmore

Municipal Building  
July 7, 2020

PRESENT:	Hon. Patrick Mang	Mayor
	Hon. Paul Catalano	Trustee
	Hon. Katherine Bestine	Trustee
	Hon. Katie Burd	Trustee
	Hon. Joseph DeCecco	Trustee

**EXECUTIVE SESSION TO DISCUSS ONE (1) FINANCIAL AND ONE PERSONNEL/  
(HEALTH) MATTER.**

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Trustee Burd moved to go into Executive Session to discuss one (1) financial and one personnel (health) matter.

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

Trustee Burd moved to end the Executive Session.

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

Kathleen P. Johnson  
Village Clerk/Treasurer

**CORPORATION PROCEEDINGS**

Board of Trustees  
Village of Kenmore

Municipal Building  
July 7, 2020

PRESENT:	Hon. Patrick Mang	Mayor
	Hon. Paul Catalano	Trustee
	Hon. Katherine Bestine	Trustee
	Hon. Katie Burd	Trustee
	Hon. Joseph DeCecco	Trustee

The meeting was called to order at 8:00 p.m. by Mayor Patrick Mang. The Mayor led the Pledge of Allegiance.

**BOARD APPROVED A MEMORANDUM OF AGREEMENT WITH THE DEPARTMENT OF PUBLIC WORKS BENEVOLENT ASSOCIATION.**

Trustee Bestine moved to approve a Memorandum of Agreement with the Department of Public Works Benevolent Association concerning a change in health insurance. A copy of the Agreement is appended to these minutes for record purposes.

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

**BOARD APPROVED A MEMORANDUM OF AGREEMENT WITH THE KENMORE PROFESSIONAL FIREFIGHTERS ASSOCIATION.**

Trustee Burd moved to approve a Memorandum of Agreement with the Kenmore Professional Firefighters Association concerning a change in health insurance. A copy of the Agreement is appended to these minutes for record purposes.

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

**BOARD APPROVED A CHANGE ORDER FOR A CAPITAL IMPROVEMENT PROJECT AT THE DEPARTMENT OF PUBLIC WORKS.**

Trustee DeCecco moved to approve a Change Order No. 2 for capital improvements for the Department of Public Works Roof Replacement Project, in the amount of \$2,087.

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

**BOARD APPROVED AN AGREEMENT WITH CORE-VIS TO CONDUCT DYE TESTING.**

Trustee Catalano moved to approve an agreement with Core VIS to conduct dye testing, as required by the New York State Department of Conservation (NYS DEC), in the amount of \$49,755.00. A copy of the agreement is appended to these minutes for record purposes.

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

**BOARD APPROVED AND GRANTED PERMISSION TO A POLICE DETECTIVE TO ATTEND A TRAINING COURSE, AUGUST 31 – SEPTEMBER 4, 2020.**

Trustee Bestine moved to approve and grant permission to Police Detective Douglas Rich to attend a course entitled “State of New York Police Juvenile Officers Annual Training Conference” on August 31 – September 4, 2020 in Lake George, New York, with expenses.

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

**BOARD APPROVED THE RE-APPOINTMENT OF GARY JOHNSON AS A COMMISSIONER TO THE KENMORE HOUSING AUTHORITY.**

Trustee Burd moved to approve the re-appointment of Gary Johnson as a Commissioner to the Kenmore Housing Authority, with a term to expire June, 2025.

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

**BOARD APPROVED A REQUEST TO VOID AND REISSUE AN ACCOUNTS PAYABLE CHECK.**

Trustee DeCecco moved to approve a request to void and reissue accounts payable check #32548, dated December 19, 2018 to P&D Construction in the amount of \$6,800.00.

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

**BOARD APPROVED A CHANGE ORDER FOR THE DEMOLITION OF 18 EUCLID AVENUE.**

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Trustee Catalano moved to approve Change Order #1 for the demolition of 18 Euclid Avenue, in the amount of \$11,200.00 for asbestos abatement and removal.

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

**BOARD APPROVED A DONATION FROM NATIONAL FUEL**

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Trustee Bestine moved to approve a resolution accepting a donation from National Fuel of two (2) multi-gas meters and a filter for the Kenmore Fire Department.

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

Mayor Mang offered his thanks to National Fuel for its donation.

**ABSTRACT OF AUDITED VOUCHERS.**

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Trustee Burd 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 July 7, 2020 in the amount of \$1,094,056.56; General Fund \$687,745.05; Water Fund \$101,878.68; Sewer Fund \$26,779.62; Community Development Fund \$8,751.17; Capital Fund \$268,902.04 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**

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The Mayor asked if anyone wished to be heard.

Becky Elliott of 152 Wardman Road asked for an update on the Wardman Road Street Reconstruction Project. She stated that, while she appreciated the Mayor stopping by to hear neighbor complaints, she feels that the residents need answers. Mayor Mang said the Village had received new complaints, which had been forwarded to the engineer for investigation.

Mayor Mang stated that he had requested that DJM visit and speak to each of the residents who had signed the petition. He did, however, note that some of the names on the petition had already had their complaints addressed. In addition, he noted that, upon investigation, some of the complaints concerned issues that were the homeowner's responsibility and/or the utility company's (which was also doing work in the area). For example, he noted that 143 Wardman had complained of water pooling on their property. However, the problem was not due to the contractor's work, but rather the need for a bubbler. At 297 Wardman, damage was due to work performed by National Fuel.

He further stated that the Village is looking into DMJ's obligation with respect to the weeds, topsoil, and overall property restoration.

Ms. Elliott said the major issue is the overall condition of the soil, weeds and grass. She has three types of grass on her property – the original grass, the replaced grass/weeds from the original remediation, and the grass growing where new topsoil was put down. In addition, she has an uneven front yard which needs to be graded. The only new grass coming up is where the new topsoil was put in. She feels that the topsoil needs to be replaced on all properties because weeds are prevalent, despite resident efforts to water their property to promote grass growth.

Mayor Mang stated there are always weeds in top soil and that this is typical for big projects. He said to look at Elmwood and Colvinhurst as other examples. Where construction took place, the same weed growth is noted. He says that this is seen in all large capital projects. In addition, we are in a draught which makes it much harder for grass to grow and easier for weeds to thrive. He is concerned that, even if the Contractor put down new grass seed at this time, it would be a waste of time and money, since the high temperatures and lack of rain make it difficult for grass to grow.

Ms. Elliot agreed with the Mayor that planting grass at this time would not make sense. She stated that it's best to address the grass seed in the spring and fall. She also notes that not all of her neighbors are watering their lawns, but that she is, and yet the weed problem persists.

Mayor Mang reiterated that the Village is looking into this to see what possible options are available.

Ms. Elliot asked when she can expect to get a final answer on the weed issue.

Mayor Mang said he had no idea. Our lawyers are reviewing the spec. He also noted that some complaints have also been brought up, which we were not aware of before. We are looking into these complaints, as well.

Ms. Elliot said the only good lawns are the ones that the residents put in themselves.

Trustee Catalano stated we take the residents' concerns very seriously, but noted that weeds are typical in these projects. He said that the majority of the hard work for the project is done and that we are working to get it all completed.

Ms. Elliot stated that she and her neighbors are concerned because this is the one piece over which they control. She asked the Mayor to get back to the residents as soon as possible.

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

The next meeting of the Board of Trustees will be held on July 21, 2020 at 8:00 p.m.

Kathleen P. Johnson  
Village Clerk/Treasurer