

**EXECUTIVE SESSION**

Board of Trustees  
Village of Kenmore

Municipal Building  
November 5, 2019

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) LITIGATION MATTER.**

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Trustee Catalano moved to go into Executive Session to discuss one (1) Litigation matter.

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

Trustee Burd 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  
Village of Kenmore

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November 5, 2019

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 a.m. by Mayor Patrick Mang. The Mayor led the Pledge of Allegiance.

### **BOARD CONDUCTED A HEARING UNDER CHAPTER 7 ARTICLE V: UNSAFE BUILDINGS PERTAINING TO 18 EUCLID AVENUE.**

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 under Chapter 7 Article V: Unsafe Buildings, pertaining to 18 Euclid Avenue.

The property owner was not present. Building Inspector Michael Burns stated the home has been in violation since August 2013 and has not been occupied since then. This vacant property was previously cited for roof deterioration. Over the six years, the property continues to deteriorate, with broken windows, and extreme structural damage caused by flooding. He states that there is mold in the house, as well.

He stated that the house, in its current condition is unsafe and poses a hazard to the health and safety of the neighborhood. Inspector Berns recommended that the property be demolished.

The Building Inspector then presented photographs, which were reviewed by the Board.

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

Trustee Burd moved to close the hearing.

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

**BOARD APPROVED A RESOLUTION PERTAINING TO CHAPTER 7, ARTICLE V: UNSAFE BUILDINGS - 18 EUCLID AVENUE.**

Trustee DeCecco moved to approve a Resolution pertaining to a determination under Chapter 7, Article V: Unsafe Buildings pertaining to 18 Euclid Avenue finding that the property is in violation of Section 7-112. 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.

A Roll Call Vote was taken as follows:

Trustee Bestine	Voting	Aye
Trustee Catalano	Voting	Aye
Trustee Burd	Voting	Aye
Trustee DeCecco	Voting	Aye

**BOARD CONDUCTED A HEARING ON AN UNLICENSED VEHICLE LOCATED AT 440 TREMONT AVENUE UNDER CHAPTER 14.20 OF THE KENMORE MUNICIPAL CODE.**

The Clerk advised that this was the time and place for a hearing on an unlicensed vehicle located at 440 Tremont Avenue.

Trustee Catalano moved to open the hearing.

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

Mayor Mang asked Building Inspector Michael Berns for his report.

Building Inspector Michael Berns stated that a violation notice was issued on August 27, 2019. At that time there was an unregistered vehicle on the property. Inspector John Dengler also visited the property and issued a final notice. The vehicle remains on the property as of this date and there was no response to the final notice.

Mang asked if any one wished to be heard. The owners did not appear, nor did any other person on their behalf.

As no one wished to be heard, Trustee Bestine moved to close the hearing.

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

**BOARD APPROVED A RESOLUTION PERTAINING TO AN UNLICENSED VEHICLE LOCATED AT 440 TREMONT AVENUE.**

Trustee Burd moved to approve a resolution finding that the vehicle, located at 440 Tremont is unlicensed and in violation of Chapter 14-19 of the Kenmore Municipal Code. A copy of the resolution is appended to these minutes for record purposes.

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

A Roll Call vote was taken as follows:

Trustee Bestine	Voting	Aye
Trustee Catalano	Voting	Aye
Trustee Burd	Voting	Aye
Trustee DeCecco	Voting	Aye

**BOARD APPROVED A RESOLUTION FOR THE KENMORE JUSTICE COURT  
PERTAINING TO A GRANT APPLICATION.**

Trustee DeCecco moved to approve a Resolution for the Kenmore Justice Court pertaining its application for a grant in the amount of \$30,000.00 for the purchase of equipment.

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

**BOARD APPROVED AN AGREEMENT WITH ERIE COUNTY FOR SNOW REMOVAL.**

Trustee Catalano moved to approve an Agreement between the Village of Kenmore and Erie County for snow removal. A copy of this Agreement is appended to these Minutes for record purposes.

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

**BOARD APPROVED A NEW ACTIVE VOLUNTEER MEMBER TO THE KENMORE  
FIRE DEPARTMENT.**

Trustee Bestine moved to approve the appointment of Justice Sheehan as a new active volunteer member to the Kenmore Fire Department.

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

**BOARD APPROVED AND GAVE PERMISSION TO THE ELECTRICAL INSPECTOR  
TO ATTEND A COURSE.**

Trustee Burd moved to approve and grant permission to Electrical Inspector Loreto Colaiacovo to attend an IAEI course entitled “2017 NEC Code Change”, on Saturday, November 9, 2019 in Blasdell, New York, with expenses.

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

**BOARD APPROVED A SIGN REQUESTS FROM THE KENMORE BUSINESS ASSOCIATION FOR THE “2019 STOP, SIP AND SHOP” EVENT.**

Trustee DeCecco moved to approve the request for the placement of a sign to be placed on the Village Green from December 1-14, 2019, from the Kenmore Business Association for the “2019 Stop, Sip and Shop”

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

**BOARD APPROVED THE APPOINTMENT OF A PART-TIME CARETAKER FOR THE KENMORE COMMUNITY CENTER.**

Trustee Catalano moved to approve the hire of Nicholas P. Fisher as a part-time Caretaker for the Kenmore Community Center, effective November 6, 2019 at an hourly rate of \$12.00.

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

**ABSTRACT OF AUDITED VOUCHERS.**

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 November 5, 2019 in the amount of \$1,286,215.40; General Fund \$575,804.20; Water Fund \$188,473.35; Sewer Fund \$38,209.28; Capital Fund \$483,303.57; Community Development Fund \$425.00 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 of all members present.

**INVITATION FOR PUBLIC COMMENT/QUESTIONS**

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The Mayor asked if anyone wished to be heard.

Gary Sawyer of 255 Wardman Road stated that, while most of the sidewalks and curbs are in on Wardman, and they are just starting to pour the aprons. He says that the flood lights are shining in his house and would like them moved. Mr. Sawyer stated that he has a concern about there being tripping hazards due to the condition of the right of way, and that DMJ contractors are obnoxious. He states that he knows that some of his neighbors have had flat tires, and that there have been lots of claims against DJM. Mr. Sawyer says that the residents were told by the Village to file claims directly through DMJ Contracting, but that Ashley (its office manager) has requested copies of pictures. His insurance company won't pay for tires. He believes DJM is defrauding the residents.

Mr. Sawyer is also concerned that concrete is being poured at this time of year. He states that his nephew, who works for Millenium, said it should have been poured in August.

Mr. Sawyer said he spoke to Tom Meyer (on-site Inspector) about there being no tarps on some of the poured concrete. In addition, there's still debris on the street.

The Mayor replied that concrete can be poured at this time of year, and that the Board is working to address the Wardman issues.

William Warner of 177 Wardman Road was concerned about the overnight street parking ban, which is scheduled to start November 15th.

The Mayor stated that the Village will be delaying the start of the parking ban to December 1<sup>st</sup>. The goal is to get the residents in their driveways by Thanksgiving.

Trustee Bestine commented that, if DJM walks off or is taken off the job, then no work will take place, and that the project will be stalled until the Spring.

Mr. Warner said that he is concerned about his wife walking home two blocks around midnight. He wants the sidewalk area filled with gravel.

Mayor Mang said that isn't a good option. Concrete will be poured before Thanksgiving.

The Mayor thanked everyone for coming to the meeting.

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

The next meeting of the Board of Trustees will be held on November 19, 2019 at 8:00 p.m. at the Kenmore Municipal Building.

Kathleen P. Johnson  
Village Clerk/Treasurer