

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
July 07, 2025 - 7:00 PM**

Present:

Deputy Mayor Scheer
Trustee Lazickas
Trustee Cameron
Trustee Viger
Trustee Rabey

Absent:

Trustee Flynn
Mayor Mercurio

Also Present:

Maureen Jerackas, Village Clerk-Treasurer
Shane Krieger, Village Administrator
Patrick Welch, Police Chief
Jeff Stoll, General Foreman
Chris Trapp, Village Attorney
Rich Miga, Assistant Code Enforcement Officer
17 Members of the public

A Motion by Trustee Rabey to approve the Village Board minutes for June 16, 2025, seconded by Trustee Cameron and carried with unanimous approval.

Trustee Lazickas moved to approve the payment of May 31, 2025, abstract 2024/2025 fiscal year for a total of \$12,717.67, seconded by Trustee Viger, and carried with unanimous approval.

Trustee Viger moved to approve the payment of July 7, 2025, abstract 2025/2026 fiscal year for a total of \$411,156.70, seconded by Trustee Rabey, and carried with unanimous approval.

SPEAKERS AND COMMUNICATIONS (I)

- Sue DePrice- She said that she is excited that a professor at Cornell is doing a study on how a Village Board and a community can work together to protect trees and including East Aurora in that.
- Holly Maciejewski- 218 Center St- She is also excited about the Cornell study.

PUBLIC HEARINGS

- A Motion by Trustee Lazickas, to open the Public Hearing at 7:06pm to Consider a Local Law regulating the use of Electric/motorized scooters and bikes, seconded by Trustee Cameron and carried with unanimous approval.
 - Village Attorney Trapp reviewed the history of this law and that the reason for the legislation is to address issues all over the County.
 - Adam Hansen- 204 Hamlin- He spoke about bike safety and cited NYS Law Title 7 Article 34-C. He spoke about how people need to be better educated and how the reckless driving of e-bikes, especially by minors, needs to be addressed by police. He spoke about the open the door lane not being a bike lane and it confuses many people.
 - Ted Sincotty- Co-Owner of Kicks and Culture Bike Shop on Main Street- He spoke about bike safety on Main Street and not having a bike lane. He also talked about people not following the

law already and that more enforcement is needed. He doesn't want safe e-bike users to be hampered by more legislation from the Village.

- John Hams- Sycamore Street- He asked how to see the items on the agenda, Clerk-Treasurer Jerackas explained how to see the documents for each agenda item. He would like to be able to ride his Class 3 e-bike but is also concerned about bike safety and minors as well.
- Renee Terrant- Co-Owner Kicks and Culture Bike Shop on Main Street- She has seen an increase in e-bike sales and has also seen the problem with minors breaking the law when using them. She believes education and enforcement is key.
- Michelle Biella- 370 South Park- She agreed about making the Village a safer place for pedestrians and bikes. She also stated that including that in becoming a climate smart community could lead to funding.
- John Hams- Sycamore St- He stated that class 3 e-bikes are not in the law.
- Ted Sincott- He explained what class 3 e-bikes are.

The Public Hearing is left open- Police Chief Welch stated what the rules are and asked if the police can take the bikes if children don't follow them, Village Attorney Trapp said that he would look into that. Trustee Viger asked about what would happen if the children get a summons, Village Attorney Trapp said that its not in the law but that could happen.

- A Motion by Trustee Lazickas, to open the Public Hearing at 7:32 pm to Consider a Local Law to amend §285-44 Sign Regulations, seconded by Trustee Rabey and carried with unanimous approval.
 - Village Attorney Trapp said that he met with code two weeks ago and additional language was sent today, he stated that it is not ready for passing at the meeting tonight.
 - Rod Simone- Bayberry Court- He read the process for getting a sign and asked if that's correct, Village Attorney Trapp said yes. He said that he believes the code is working well and wants to know why we are changing it and believes that its too much oversight. Village Attorney Trapp responded that the code is not as clear as it should be.

The Public Hearing is left open.

OFFICIAL CONSIDERATIONS

- A motion by Trustee Lazickas, to Set a public hearing for August 4, 2025 to consider an application for a permit to keep other than household pets for Holly Kahler, 357 Mill Road, 6 hens, seconded by Trustee Viger, and unanimously approved.
 - Clerk-Treasurer Jerackas said that the applicant chose to do the public hearing and was aware of the non hearing option.
- A motion by Trustee Rabey, to Approve a peddler solicitor permit for Michael Yohe to operate a horse-drawn carriage, seconded by Trustee Lazickas, and unanimously approved.
- A motion by Trustee Viger, to Refer to the Planning Commission August 6th, a Site Plan application for proposed construction of an addition to the existing commercial building at 400 Quaker Road with expansion of the parking lot and stormwater measures, seconded by Trustee Cameron, and unanimously approved.
- A motion by Trustee Lazickas, to Approve a Temporary Use Permit for Aurora Ice Association, Scott More, September 20, 2025, 11 am-1 pm, for their end-of-summer classic 5K, seconded by Trustee Rabey, and unanimously approved.
- A motion by Trustee Viger, to Approve a Temporary Use Permit for Tin Can Tourist Camper Rally, Dawn Hoeh, Saturday, August 9, 2025 11 am-2 pm, seconded by Trustee Lazickas, and unanimously approved.

- A motion by Trustee Lazickas, to Approve Mark Goergen and family of 482 Fillmore Avenue to reside in their trailer starting August 2, 2025 for a period up to 12 weeks while their home is being renovated, seconded by Trustee Cameron, and unanimously approved.
- A motion by Trustee Rabey, to Approve budget adjustments for the 2024/25 fiscal year, seconded by Trustee Cameron and unanimously approved.

Budget Transfers	2024-2025				
FROM			TO		
A.5.1325.0420	Village Admin-Maint Contract	\$ 200.00	A.5.1325.0410	Village Admin- Legal Notices and Adv	\$ 200.00
A.5.1420.0420	Village Atty- Code Exp	\$ 400.00	A.5.1420.0110	Village Atty- Salaries and Wages	\$ 400.00
A.5.9060.0805	Hospital & Med Insurance	\$14,000.00	A.5.1420.0411	Village Atty-Other Legal Counsel	\$ 14,000.00
A.5.1490.0403	Public Works Admin- Office Sup	\$ 350.00	A.5.1490.0434	Public Works Admin- Telephone	\$ 350.00
A.5.1640.0110	Central Garage- Salaries & Wage	\$ 5,200.00	A.5.1620.0110	Buildings- Salaries & Wages	\$ 5,200.00
A.5.1640.0110	Central Garage- Salaries & Wage	\$ 1,700.00	A.5.1620.0420	Buildings- Maint & Repairs	\$ 1,700.00
A.5.1640.0110	Central Garage- Salaries & Wage	\$ 1,400.00	A.5.1620.0126	Buildings- Def Comp	\$ 1,400.00
A.5.1640.0126	Central Garage- Def Comp	\$ 321.00	A.5.1640.0140	Central Garage- Overtime	\$ 321.00
A.5.1640.0432	Central Garage- Gas	\$ 310.00	A.5.1640.0431	Central Garage- Electric	\$ 310.00
A.5.3120.0126	Police Dept- Def Comp	\$ 5,000.00	A.5.3420.0110	Police & Fire Disptach- Salaries	\$ 5,000.00
A.5.3420.0126	Police & Fire Dispatch- Def Comp	\$ 8,550.00	A.5.3420.0110	Police & Fire Disptach- Salaries	\$ 8,550.00
A.5.3420.0130	Police & Fire Dispatch- PT & Temp	\$11,000.00	A.5.3420.0110	Police & Fire Disptach- Salaries	\$ 11,000.00
A.5.3420.0140	Police & Fire Dispatch- OT	\$ 6,000.00	A.5.3420.0110	Police & Fire Disptach- Salaries	\$ 6,000.00
A.5.1640.0460	Central Garage- Vehicles & Maint	\$ 5,000.00	A.5.5110.0110	Street Maint- Salaries & Wages	\$ 5,000.00
A.5.1490.0110	Public Works Admin- Salaries	\$ 6,200.00	A.5.5110.0126	Street Maint- Def Comp	\$ 6,200.00
A.5.5112.0200	Chips Street Improv- Street Improv	\$ 9,000.00	A.5.5182.0431	Street Lighting- Electric	\$ 9,000.00
A.5.5110.0420	Street Maint- Road Maint	\$ 4,000.00	A.5.5182.0431	Street Lighting- Electric	\$ 4,000.00
A.5.8160.0140	Refuse and Garbage- OT	\$ 1,400.00	A.5.8160.0410	Refuse and Garbage	\$ 1,400.00
a.5.8140.0430	Storm Sewers- MS4 Fees	\$ 200.00	A.5.8160.0410	Refuse and Garbage	\$ 200.00
A.5.9060.0806	Hospital & Med- Retirees	\$ 1,000.00	A.5.9061.0802	Dental Ins- Dental Ins	\$ 1,000.00
A.5.9060.0806	Hospital & Med- Retirees	\$ 400.00	A.5.9025.0800	Fire Incentive- Fire Incentive	\$ 400.00
A.5.9060.0806	Hospital & Med- Retirees	\$ 270.00	A.5.9045.0803	Life Ins-Life Ins	\$ 270.00
A.5.9060.0806	Hospital & Med- Retirees	\$ 180.00	A.5.9045.0804	Life Ins- Life Ins-Retirees	\$ 180.00
F.5.8340.0110	Transfs & Dist- Salaries & Wages	\$ 5,700.00	F.5.1910.0410	Unallocated Ins- General Liability	\$ 5,700.00
F.5.8340.0110	Transfs & Dist- Salaries & Wages	\$ 600.00	F.5.8310.0110	Water Admin- Salaries & Wages	\$ 600.00
F.5.8340.0110	Transfs & Dist- Salaries & Wages	\$ 1,400.00	F.5.8340.0126	Transfs & Dist- Def Comp	\$ 1,400.00
F.5.8340.0110	Transfs & Dist- Salaries & Wages	\$ 1,100.00	F.5.8340.0200	Transfs & Dist- Equipt	\$ 1,100.00
F.5.9060.0805	Hospital & Med Ins- Health Ins	\$21,000.00	F.5.9060.0806	Hospital & Med Ins- Retirees	\$ 21,000.00

- A motion by Trustee Cameron, to Permission for the Fire Department to use the fire apparatus on hot days as a sprinkler when they see fit on both village property and non-village property, but not residential property, for the 2025 calendar year, seconded by Trustee Viger, and unanimously approved with Trustee Viger Abstaining.
- A motion by Trustee Cameron, to Permission for the Mayor to sign a certificate of incorporation for the social club of the village fire department, which will be known as the Village of East Aurora Volunteer Fire Department, seconded by Trustee Viger, and unanimously approved with Trustee Viger Abstaining.
 - Trustee Lazickas asked what this is about. Fire Chief Denz responded saying the companies found out that they were not incorporated and needed to get updated to be a 501C3. Trustee Lazickas asked if this changes the Village's role with the fire company. Village Attorney Trapp explained that nothing changes.
- A motion by Trustee Rabey, to Permission for the Village Administrator to request on behalf of the Village Board that Erie County do a study of the traffic at Pine and Filmore to see if it warrants a stop

sign and crosswalk, once the construction is complete, seconded by Trustee Lazickas, and unanimously approved.

- Trustee Viger asked about a traffic study for Porterville and Pine. Village Administrator Krieger said they already did one but he can ask for an update.

- RESOLUTION

July 7, 2025

DECLARE SURPLUS PROPERTY

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

BE IT RESOLVED, the Department of Public Works has a 2024 S64 T4 Bobcat Skid Steer Loader (Number B4SC29409) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

BE IT RESOLVED, the Department of Public Works has a 2024 T450 V2 Bobcat Compact Track Loader (Number B4RG14359) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

BE IT RESOLVED, the Department of Public Works has a 2024 E35 25HP R2-Series Bobcat Compact Excavator (Number B57918363) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

BE IT RESOLVED, the Department of Public Works has a 2024 UV34 Gas Utility Vehicle (Number B53650149) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

The foregoing resolution was seconded by Trustee Cameron and unanimously approved.

- Trustee Lazickas asked how many hours on this equipment, General Foreman Stoll stated that its normally 300-400 hours. Trustee Lazickas asked if it would be better if we hold on to it for two years, General Foreman Stoll was looking into other brands but ran out of time before the budget.
- A motion by Trustee Rabey, for Permission to approve the purchase of Bobcat S64 Skid Steer Loader, T450 Compact Track Loader, E35 Compact Excavator, UV34 Utility Vehicle with contract pricing, and trade allowances for a total of \$40,562.09, seconded by Trustee Lazickas, and unanimously approved.
- A motion by Trustee Lazickas, to Approve a Temporary Use Permit for Bobby Gott to do a commercial shoot on July 16, 2025, at noon, seconded by Trustee Cameron, and unanimously approved.
 - Clerk Treasurer Jerackas said that she is considering this an event because they are closing down a road for a commercial. Trustee Lazickas asked what is the cost, she said the DPW just needs to put up barriers.
- A motion by Trustee Rabey, to Approve a settlement agreement with Benderson Development with respect to the ZBA decision involving a property known as 123 Grey Street & 160-190 Main, seconded by Trustee Lazickas and unanimously approved.
 - Village Attorney Trapp explained about this agreement about internally lit signs.

NEW BUSINESS

- **30 Day Liquor License** – 277 Main Street, Poked Yolk EA
 - The Village Board has no opposition.
- **0 Pine Street mini subdivision**– The Planning Commission is asking the village board to refer this application to the safety committee due to a concern about traffic in the area.

OLD BUSINESS

- **Playground equipment**- Trustee Scheer said that they are looking to fix the existing equipment and General Foreman Stoll has a quote for 7,000 dollars for all the parts needed. Trustee Lazickas asked if we could use the Lorigo grant to cover the cost. Clerk-Treasurer Jerackas said that they can ask. Village Administrator Krieger will contact Lorigo's office to ask if they money can be used to fix the large piece of equipment.
- **Updating the Hamlin Park master plan discussion**- Trustee Scheer said that the Hamlin Park Committee would like to update the master plan and come up with something to vote on. Clerk-Treasurer Jerackas stated that if its not in the plan, she cannot get grant money for it and asked the Village Board to review what they have so far. Trustee Cameron asked about maybe having an online survey for big updates to the plan. Clerk-Treasurer Jerackas said it should only be minor updates.
- **Tree code update – set public hearing when wording for the local law is ready**- Village Attorney Trapp gave an update on the Tree Code update. Clerk-Treasurer Jerackas said that they needed wording correct before setting the public hearing. Village Attorney Trapp said that he received updates from the Tree Board. Trustee Viger asked if the updated code will be sent to the Village Tree Board, Village Attorney Trapp said yes. Village Administrator Krieger stated there was an issue with the emergency wording. Trustee Viger asked about a work session on July 14th.
- A motion by Trustee Viger, to set a work session on July 14, 2025 at 7pm for changes in the tree code, seconded by Trustee Lazickas and unanimously approved.
- A motion by Trustee Rabey, to set a Public Hearing for August 4, 2025 to Amend Chapter 240, seconded by Trustee Lazickas and unanimously approved.
- **Park Place Road reconstruction update**- General Foreman Stoll reviewed the project, he said it was going to be 290,000 for the full re-construction. Trustee Scheer asked how soon they can start, General Foreman Stoll said that they are ready but waiting on approval for the water lines to order them, he said hopefully by September. Clerk-Treasurer Jerackas said a budget adjustment would have to be made at the next Village Board meeting. Trustee Cameron asked about the water budget, Clerk-Treasurer Jerackas stated that there was enough in the fund balance.

SPEAKERS AND COMMUNICATIONS (I)

- **Jesse Griffis**-He requested that coverage for trees be included in the Hamlin Park Master Plan and thanked the Village Board for scheduling a work session.
- **Steve Dennis**- 184 Pine- He has concerns about Pine Street and traffic
- **Jennifer Brazil**- 115 Blake Hill Road- She asked why everything is taking so long, Village Attorney Trapp explained the Local Law process.
- **Holly Machiewski**- 218 Center- She also wondered why it is taking so long. Village Administrator Krieger said that they want to get it right, Trustee Cameron said that this is moving very fast compared to other laws, Clerk-Treasurer Jerackas said that we have only had this for two weeks and Village Attorney Trapp further explained the Local Law process.
- **George Degluck**- Pine Street- He has concerns over accidents on Pine and Portville with the new development coming in.
- **Ashley Curry- Tree Board Member**-She said that she wants more communication.

Department Head and Trustee Reports

General Foreman – He said that his guys have been out paving, working on sidewalks and taking out tree stumps left by Go Net Speed.

Police Chief – He said that the police department went to taser training and their semi annual firearms training. He said the July 3rd festivities went well.

Fire Chief- none

Code Enforcement – none

Village Administrator- He said that he is still working on setting up a Heart of Music Festival review meeting

Clerk Treasurer- She said the office is taking taxes and water bills. She spoke about the new online water billing system and being able to get texts. She said we are working on yearend close out and the garbage bids

Trustee Viger- She asked if we can put up a speed camera on Pine, Police Chief Welch said that he will put it on the list. She also attended the taser training She also asked for all big code changes to have a work session.

A motion by Trustee Viger, to set a Work Session on July 21, 2025 at 6pm for e-bike code update, seconded by Trustee Lazickas and unanimously approved.

Trustee Rabey- none

Trustee Cameron- none

Deputy Mayor Scheer- none

A motion by Trustee Viger to adjourn at 8:45 p.m. was seconded by Trustee Lazickas and unanimously approved.

Respectfully submitted,

Maureen Jerackas

Village Clerk-Treasurer