

MEETINGS: 9
NO. OF REGULAR: 9

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
July 24, 2023 7:00 PM

ROLL CALL: Trustee Hamernik
Trustee Ziemba
Trustee Kraft
Deputy Mayor Adolf
Mayor Peterson

ON A MOTION BY, Trustee Ziemba and seconded by Trustee Kraft, the minutes of the July 10, 2023 village board meeting were approved.

ON A MOTION BY, Trustee Hamernik and seconded by Deputy Mayor Adolf, the minutes of the June 1, 2023 Planning Board Meeting minutes were approved.

1. Daniel L. Baccari on behalf of Joseph Milazzo for vacant property located at 0 Rossiter Avenue (at the intersection of Buchanan Street, SBL #103.12-4-28), Depew, New York. Requesting Approval to subdivide the parcel. Approved with a recommendation for the Village Board to accept the SEQR Type 2 Action.

Trustee Hamernik – YES
Trustee Ziemba -YES
Trustee Kraft- YES
Deputy Mayor Adolf - YES
Mayor Peterson - YES

Public Comments for Agenda items

N/A

APPOINT POLICE OFFICER

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint: Harry Hartman to the position of Police Officer effective July 30, 2023 at the rate of pay per the budget.

Michael Wolford to the position of Police Officer effective July 31, 2023 at the rate of pay per the budget.

The forgoing nomination was acted upon in the following manner by the Board of Trustees:

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kraft - Y
Deputy Mayor Adolf - Y
Mayor Peterson - Y

PERMISSION – DEPEW FIRE DEPT

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

Permission is hereby granted to the Depew Fire Department to take Ladder 5 to an Aerial Operations Course at the Tonawanda Fire Grounds located on Fire Tower Drive in Tonawanda on Thursday, August 3rd 2023 and on Monday, August 7th 2023 from 6:00 pm till 10:00 pm.

The foregoing resolution was seconded by Trustee Kraft and **CARRIED**.

AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR BIDS – SIDEWALKS

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for bids for the Sidewalk Improvement Project, the following streets will be in the bid:

Lincoln Street (Olmstead Ave to end of 2022 work), pathway to Dawson Playground, Gould Ave (Suffield toward Meridian), and sidewalks in front of Dom Polski 570 Gould (north and south side)

Date will be set once the bid package is completed.

The foregoing resolution was seconded by Trustee Hamernik, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kraft - Y
Deputy Mayor Adolf - Y
Mayor Peterson - Y

AUTHORIZE MAYOR TO SIGN PROPOSAL

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign the proposal from Nussbaumer & Clark, Inc, 3556 Lake Shore Rd, Suite 500, Buffalo, NY 14219 for the Professional Engineering Services for the Terrace- Cheektowaga Improvement Project (Phase 7 CAP).

The foregoing resolution was seconded by Deputy Mayor Adolf and duly put to a roll call vote which resulted in the following:

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kraft-Y
Deputy Mayor Adolf - Y
Mayor Peterson - Y

AUTHORIZE MAYOR TO SIGN J. O’CONNELL & ASSOCIATES, INC AGREEMENT

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

WHEREAS, the Village of Depew would like to utilize J. O’Connell & Associates, 10646 Main Street, Clarence, NY 14031 for the purpose of grant consultation.

WHEREAS, the Village of Depew will use J. O’Connell & Associates for the agreed upon price of \$8,500 per quarter for the grant consultation services from July 1, 2023 until June 30, 2024.

NOW THEREFORE BE IT RESOLVED, that Mayor Kevin Peterson is authorized to sign the service agreement.

The foregoing resolution was seconded by Trustee Kraft and duly put to a roll call vote which resulted in the following:

Trustee Hamernik - Y
Trustee Ziemba - Y

Trustee Kraft - Y
Deputy Mayor Adolf - Y
Mayor Peterson - Y

SEQR- NEGATIVE DECLARATION -0 Rossiter Ave SBL: 103.12-4-28

Deputy Mayor Adolf, offered the following resolution and moved for its adoption:

WHEREAS, The Depew Village Board has considered the Environmental Record prepared for this action, including any comments received from the public and Interested Agencies, and the proposed Negative Declaration.

WHEREAS, the Village of Depew Village Board, as lead agency, has reviewed the minutes of the Planning Board meeting held on June 1, 2023, in which the Planning Board recommended to the Village Board, as lead agency, that the proposed action involving the subdivision of land at the above referenced property is consistent with an unlisted SEQR action and furthermore, that the proposed action will not have a significant adverse impact on the environment and that a negative declaration should be issued; and

WHEREAS, the Village Board, as lead agency, has applied the criteria listed in 6 NYCRR 617.4(b) to this action and considering all the relevant documentation and information submitted, determines that this action will not have a significant adverse impact on the environment; and

WHEREAS, the Village Board of the Village of Depew, as lead agency, concurs with the recommendation of the Planning Board;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Depew, as lead agency, for the SEQRA review of the proposed action hereby issues a negative declaration in connection with this unlisted activity; and

BE IT FURTHER RESOLVED, that the Mayor is authorized to execute any necessary documents relating to an issuance of a negative declaration.

The foregoing resolution was seconded by Trustee Ziembra and duly put to a roll call vote which resulted in the following:

Trustee Hamernik– Y
Trustee Ziembra- Y
Trustee Kraft - Y
Deputy Mayor Adolf – Y
Mayor Peterson – Y

DPW GRASS CUTTING

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

WHEREAS, the village is encountering numerous vacant and foreclosed homes in the village and orders to remedy have been issued to the property owner on record;

WHEREAS, the high grass is a nuisance to neighbors and attracts rodents;

BE IT RESOLVED, permission is granted for the Department of Public Works to mow any property that is not mowed by the due date on the order to remedy for the 2023 year. The cost of said mowing(s) will be attached to the village tax bill for that property.

Please see attached list of properties.

The foregoing resolution was seconded by Trustee Kraft, and duly put to a roll call vote which resulted in the following:

Trustee Hamernik- Y
Trustee Ziembra- Y

Trustee Kraft- Y
Deputy Mayor Adolf - Y
Mayor Peterson - Y

EMPLOYMENT APPLICATIONS – DPW - Michael Harm, Jacob Smith,
Eric Overholt, Patrick Coyne,
Paul Kemsley
Phillip Whelan, Christopher Peters Jr,
Jonathan Brumbaugh
REC - Olivia Cala

DEPARTMENT HEAD REPORTS –

Kate Zaganiaczyk, Code Enforcement: Still continuing with grass cutting violations, if everyone can keep their lawns mowed, new marijuana dispensary is now open on Transit Rd, looks like it was a successful weekend for them, antenna on French Rd is officially gone, the old sewing machine shop is turning into an Amish furniture store and still no expected opening date for the car wash.

Captain Norek, Police Department: The new recruits sworn in tonight will be starting the academy July 31st, they graduate December 15 from the academy. Our Public Safety Dispatchers will be moving into their new state-of-the-art dispatch center tomorrow, so that's big news, it's been in the works for a long time, thank you to the Mayor and Board of Trustees for everything they have done to make it possible and we are going to be participating in the Governor's Traffic Safety Committee Grant the week of August 14, it's a speed enforcement campaign for speeding violations, we'll have extra officers out there and there will be a press release on our social media. A press release and ribbon cutting will be later on for the new dispatch center.

Mayor Peterson: We have expanded that about four times than the other one, numerous people have helped us, doing a lot in house, there's bathrooms in there now, which there were not before, a small kitchen, OEM is also part of that as well. A lot of money came from our Erie County Legislator Frank Todaro, he was able to secure \$140,000 towards the project and we did move some monies around in the budget to help fund some of it.

Chief Gauthier, Fire Department: Our annual Open House will be Tuesday, August 1 at Veteran's Park from 6 – 9pm, so come meet some firefighters, bring the kids, we'll have all kind of activities for them as well we will have a food truck and an ice cream truck on location if you are hungry. Other than that, 17 calls so far for the month of July, 202 year to date. Number of members, with the Juniors I believe is 116.

Kevin Ferguson, Recreation Department: Second session of swim lessons this week, with 18 students enrolled, two weeks left in all our softball, volleyball, kickball outside activities at Fireman's Park, the rink is going to open September 17th.

Ken Pyc, DPW Superintendent: Milling and paving we're going to start July 27th working along with the villages and towns on Lancaster, the streets that we're going to start on are Brunswick, Laverack, Brunswick, Spohn and part of Calumet. We will be have sheets delivered to the addresses with the dates on it and they will also be posted on our website.

Sam Alba, Legal: Gave kudos to Deputy Mayor Adolf for his great job running the last meeting, good job to everyone on Founder's Day. Thankful for the Police Department for sending officers to the Red Flag Law ERPO training put on at the Law Enforcement Academy, it is a very informative program.

Trustee Kraft: Just bouncing of the Founders' Day comments, it was a lot of fun, hopefully next year we can expand the kid's section, thank you to Rec for their volunteers and OEM for their action plans and their execution.

Deputy Mayor Adolf: You'll notice on Terrace by Veteran's Park, new banners going up, with sponsorships at no cost to the Village and they are still accepting sponsorships.

Again, the collaborative nature of everyone to help make Founders' Day come together, was awesome to see again.

Regina Grzankowski, Village Administrator: Just expanding on Founders' Day, it was a success, and lot of work but our departments are all amazing and work well so well together. DPW had it all taken down by 8am on Sunday, you wouldn't know that we had had thousands of people there, the Fire Department and their running of the beer tent, the volunteers from Rec helping with the Kids Zone, everyone stepping up and working together.

Mayor Peterson: We have done three full Founders' Days like that, 2019, 2022 & 2023. 2021 was Founders' Day lite, with one band, no beer tent, we lost 2020 due to COVID. A little history, it was put together by former Mayor Nikonowicz and the Lancaster Chamber of Commerce back in 2017 as we came out of the dissolve the Village vote, the thought was to have a little celebration in anticipation of the 125th year, so we decided to continue to do it, bringing in some pretty decent music, looking for ideas if someone wants to help, we certainly welcome it, next year, 2024 which will be the 130th year of the incorporation of the Village.

PUBLIC COMMENTS:

Dave Burkhardt, 5 Autumnlea: Questioned whether hiring of the two new officers will equate to a full force and if we are going to be hiring more and mentioned have the new banners feature local Veterans.

Paul Sprada, 58 Argus Drive: Mentioned that Transit Rd has turned into a speedway since it has been repaved.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Ziembra and seconded by Trustee Hamernik the following claims are to be paid: \$917,552.82 (ARPA \$36,579.75) General, \$948.78 Sewer Fund, for a total \$918,501.60 was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Kraft and seconded by Deputy Mayor Adolf the meeting was adjourned at 7:42pm.

Respectfully submitted,

Regina Grzankowski
Village Administrator