



MEETINGS TO DATE: 15
NO. OF REGULARS: 14

AGENDA

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW November 14, 2016 7:00PM

ROLL CALL:

Trustee Jakubowski
Trustee Bukowiecki
Trustee Peterson
Trustee Kucewicz
Mayor Nikonowicz

PLEDGE OF ALLEGIANCE

INVOCATION – Father David Borowiak from St. Phillip the Apostle Church

NOTIFICATION OF FIRE EXITS

APPROVE VILLAGE BOARD MINUTES October 24, 2016

PUBLIC COMMENT – AGENDA ITEMS ONLY

1. Appoint PT Seasonal Recreation
2. Appoint PT Dispatcher
3. Appoint PT Court Officer
4. Return Unpaid Taxes to the County
5. Cancel Board Meeting
6. Modify Budget
7. Award Sale of Fire Truck BID
8. Disability – Service Award Program
9. Permission to sign – Norfolk Southern
10. Permission Seminar - Code
11. Permission to Advertise Dissolution Referenda
12. Permission to Advertise Financials
13. Permission to Advertise Public Hearing – Pawn Shop Law
14. Permission Fire - Member
15. Permission Fire
16. Employment Applications: Rec – Mia Sugg
17. Department Head Reports: Building Department October 2016, DPW October 2016, Fire Department September and October 2016,
18. Committee Reports:
19. Unfinished and Other Business:
20. Public Concerns and Comments
21. Claims and Accounts
22. Adjournment

RESOLUTION

November 14, 2016

APPOINT PT WINTER RECREATION PROGRAM

Pursuant to Section 4-400 of Village Law, I Mayor Jesse Nikonowicz, do hereby appoint the following to the winter recreation program

Mia Sugg 22 West 5th Street Depew, NY 14043 At \$9.75 per hour

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

Trustee Jakubowski
Trustee Bukowiecki
Trustee Peterson
Trustee Kucewicz
Mayor Nikonowicz

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016
Agenda Item # 1

Approved Denied

RESOLUTION

NOVEMBER 14, 2016

APPOINTMENT – PUBLIC DISPATCHERS PT

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, hereby appoint Tiffany Walters 121 Bissell Ave Depew, NY 14043 to the positions of Public Dispatcher Part-Time, effective November 15, 2016 at salaries of \$15.55per hour.

These appointments were acted upon in the following manner by the Board of Trustees:

Trustee Jakubowski -
Trustee Bukowiecki-
Trustee Peterson-
Trustee Kucewicz -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
NOVEMBER 14, 2016

Agenda Item #2

Approved Denied

RESOLUTION

November 14, 2016

APPOINT COURT OFFICER PT

Pursuant to Section 4-400 of Village Law, I Mayor Jesse Nikonowicz, do hereby appoint Zachary Amborski 21 Caroline Lane Depew NY 14043 to the position of Court Officer Part-time, effective November 15, 2016, at a salary of \$14.00 per hour. This appointment is from the Depew Residency civil service list.

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

Trustee Jakubowski -
Trustee Bukowiecki-
Trustee Peterson-
Trustee Kucewicz -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016

Agenda Item #3

Approved Denied

RETURN UNPAID TAXES TO COUNTY OF ERIE

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

BE IT RESOLVED, the report of the Village Administrator, showing that in accordance with Article 14, Section 1436, Paragraph 2 of the Real Property Tax Law, she is returning to the County of Erie, Department of Finance the 2016-2017 unpaid Village Tax accounts together with the unpaid sewer account pursuant to verification and certification of the Board of Trustees, and also that as of November 3, 2016, she has collected the sum of \$9,696,537.34 which is 96% of the original amount (including petitions and payments in lieu) of \$10,119,918.42 leaving a balance of \$423,381.08 and, in accordance with section 987 of Real Property Tax Law, the Village has imposed a fee of \$2.00 per parcel for the "Notice of Unpaid Taxes"; the Administrator has added \$588.00 to the balance, thereby leaving a balance of \$423,969.08, which has been transferred to Account A440, Due from Other Governments, for further collection on the Town/County bill, is hereby accepted.

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

- Trustee Jakubowski -
- Trustee Bukowiecki-
- Trustee Peterson-
- Trustee Kucewicz -
- Mayor Nikonowicz -

State of New York
 County of Erie ss:
 Village of Depew

This is to certify that I, **Maureen Jerackas**, Administrator of the *Village of Depew*, in the said *County of Erie*, have compared the foregoing copy of a resolution to "Return Unpaid Taxes to County of Erie" with the original thereof filed in my office at *Depew, New York*, on the 14th of November 2016 and that the same is a true and correct copy of said original, and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Village this 14th of November 2016.

 Village Administrator, Village of Depew, Erie County, N.Y.

<p>VILLAGE OF DEPEW BOARD MEETING NOVEMBER 14, 2016 Agenda Item #4</p> <p>_Approved _Denied</p>

RESOLUTION

November 14, 2016

CANCEL VILLAGE BOARD MEETING DATE

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

BE IT RESOLVED, the Village Board Meeting scheduled for Monday, December 26, 2016 is hereby cancelled.

The foregoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016

Agenda Item # 5

___Approved ___Denied

RESOLUTION

November 14, 2016

MODIFY 2016/2017 BUDGET

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

BE IT RESOLVED, the Administrator is hereby authorized to modify the 2016/2017 Budget in the following manner:

Revenues – Other Classified 4-2770 \$150.00

Expenditures – Fire - Materials 3410-414 - \$150.00 PV Management LLC

Revenues – Other Classified 4-2770 \$300.00

Expenditures – Fire - Materials 3410-414 - \$300.00 George Urban Associates

Revenues – Other Classified 4-2770 \$150.00

Expenditures – Fire - Materials 3410-414 - \$150.00 Harlequin

Revenues - Minor Sales Other Misc 4-2655 \$150.00

Expenditures - Fire - Materials 3410-414 \$150.00 –Helping Hands Day Care

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

Trustee Jakubowski -
Trustee Bukowiecki -
Trustee Peterson -
Trustee Kucewicz -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016
Agenda Item #6

Approved Denied

AWARD BID –Sale Fire Truck

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

WHEREAS, the Village of Depew sought bids for the sale of the old E3 1985 Pumper,

WHEREAS, bids were opened on Thursday, November 10, 2016 at 11:00 am in the Council Chambers,

WHEREAS, the highest bidder plans on using the truck for parades in Florida and would like the logos left on the truck

NOW THEREFORE BE IT RESOLVED, that the bid in the amount of \$3,000.00 from Michael Sundburg c/o Tracy Sundburg Sr. Olmstead Ave. Depew be accepted for the 1985 Pierce Arrow Rescue Pumper (E3) owned by the Village of Depew.

BE IT FURTHER RESOLVED, that the logos will be left on the truck for parade use, however Depew will be removed from the logo.

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

- Trustee Jakubowski -
- Trustee Bukowiecki -
- Trustee Peterson -
- Trustee Kucewicz -
- Mayor Nikonowicz -

VILLAGE OF DEPEW BOARD MEETING NOVEMBER 14, 2016 Agenda Item # 7 __Approved __ Denied
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APPROVE DISABILITY PENFLEX

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

Whereas the Village sponsors the Depew Fire Department Service Award Program for current and former active volunteer firefighters of the Depew Fire Department; and,

Whereas participant Chester Dziadosz has applied to be paid a Total and Permanent Disability Benefit from the Service Award Program; and,

Whereas Mr. Dziadosz is currently employed by the Village of Depew as a dispatcher; and,

Whereas the Village currently retains Penflex, Inc. to assist the Village with the administration of the Service Award Program; and,

Whereas Village Officials have reviewed Mr. Dziadosz’s application with Penflex, Inc., and have jointly determined that Mr. Dziadosz has satisfactorily documented that he sustained a total and permanent disability as described in the Plan Document and Article 11-A of the New York State General Municipal Law; and,

Whereas as part of the determination, the Village recognizes that Mr. Dziadosz is totally and permanently disabled from the occupation he pursued prior to sustaining his disability, and he is now able to work for the Village as a dispatcher due to the nature and requirements of the job; and,

Whereas Mr. Dziadosz’s disability prevents him from being an active volunteer firefighter of the Depew Fire Department in the future;

Whereas as administrator of the Service Award Program, the Village Board of Trustees must formally approve Mr. Dziadosz’s application and award him a Total and Permanent Disability Benefit;

Now, therefore, be it Resolved, that the Village Board of Trustees:

1. Awards Chester Dziadosz a Total and Permanent Disability Benefit from the Depew Fire Department Service Award Program as described in the Plan Document, effective the date this resolution is approved.
2. Authorizes that copy of this resolution be provided to Penflex, Inc.
3. Authorizes Penflex, Inc. to take the steps necessary to calculate the benefit owed to Mr. Dziadosz and process the distribution.

The foregoing resolution was seconded by Trustee _____, and
CARRIED.

VILLAGE OF DEPEW BOARD MEETING November 14, 2016
Agenda Item # 8
<input type="checkbox"/> Approved <input type="checkbox"/> Denied

AUTHORIZE MAYOR TO SIGN AGREEMENT – L.C. Witford

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

WHEREAS, L.C. Whitford needs to replace the existing railroad bridge in the Village of Depew, and

WHEREAS, Sanilac Street which is owned by the Village of Depew needs to be temporarily closed in the area of the railroad bridge from Nov. 1, 2016 to Nov. 23, 2016 in order for L.C. Whitford to have access to the property, and

WHEREAS, the Village Police and Fire Departments have been consulted and have determined that alternate routes are available for Police and Fire protection, and

WHEREAS, alternate convenient routes are available for motorists and nearby residents, and notice of the detour will be posted,

NOW THEREFORE BE IT RESOLVED, that Mayor Jesse Nikonowicz is authorized to sign the agreement allowing the closing of the Village Street.

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

- Trustee Jakubowski -
- Trustee Bukowiecki-
- Trustee Peterson-
- Trustee Kucewicz -
- Mayor Nikonowicz -

<p>VILLAGE OF DEPEW BOARD MEETING November 14, 2016</p> <p>Agenda Item # 9</p> <p><input type="checkbox"/> Approved <input type="checkbox"/> Denied</p>

RESOLUTION

November 14, 2016

PERMISSION SEMINAR

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

BE IT RESOLVED, permission is hereby granted to Anthony Fischione and Ryan Paoella, Code Enforcement Officers, to attend the Building Officials Education Conference January 23-25, 2017 in Cheektowaga, NY. The Seminar is \$275.00 each. Use of village vehicles is authorized.

The foregoing resolution was seconded by Trustee _____, and **CARRIED**.

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016

Agenda Item # 10

Approved Denied

RESOLUTION

November 14, 2016

**AUTHORIZE ADMINISTRATOR TO ADVERTISE DISSOLUTION
REFERENDA**

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

BE IT RESOLVED, the Village Administrator is authorized to advertise for the Mandatory Village of Depew Dissolution Referenda.

The foregoing resolution was seconded by Trustee _____, and
CARRIED.

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016
Agenda Item #11

__Approved __Denied

RESOLUTION

November 14, 2016

AUTHORIZE ADMINISTRATOR TO ADVERTISE AUDITED FINANCIAL STATEMENTS ARE COMPLETED

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

BE IT RESOLVED, the Village Administrator is authorized to advertise that the Village of Depew Financial Statements for May 31, 2016 have been audited and are available to the public via our web page or in the Clerk/Treasurer's Office.

The foregoing resolution was seconded by Trustee _____, and **CARRIED.**

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016
Agenda Item #12

Approved Denied

RESOLUTION

November 14, 2016

**AUTHORIZE ADMINISTRATOR TO ADVERTISE FOR A PUBLIC HEARING – RESCIND
PAWN SHOP LAW**

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

BE IT RESOLVED, the Village Administrator is hereby authorized to advertise for a Public Hearing regarding rescinding the Pawn Shop Law to be held on Monday, November 28, 2016 at 7:00 pm.

The forgoing resolution was seconded by Trustee _____, and CARRIED.

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016
Agenda Item # 13

Approved Denied

RESOLUTION

NOVEMBER 14, 2016

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

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

BE IT RESOLVED, membership is hereby granted to the following in the Depew Fire Department pending the passing of his physical:

Cayuga Hose Company

Nicholas Kaznawski 133 Darwin Dr. Depew, NY 14043

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

Trustee Jakubowski
Trustee Bukowiecki
Trustee Peterson
Trustee Kucewicz
Mayor Nikonowicz

VILLAGE OF DEPEW
BOARD MEETING
NOVEMBER 14, 2016

Agenda Item # 14

Approved Denied

PERMISSION – DEPEW FIRE DEPT

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

Permission is hereby granted to West End Hose Company #6 to use the West End Fire Station on December 4, 2016 from noon till 5PM, for their Children’s Christmas Party.

AND

Permission is hereby granted to West End Hose Company #6 to use the West End Fire Station on December 17, 2016 from 7PM til 1AM, for their Adult Christmas Party.

AND

Permission is hereby granted for the Depew Fire Department to use Engine 3, Old Engine 41, Ladder 5, and Rescue 7 on Saturday November 26, 2016 for the Village of Lancaster Christmasville Fire Truck Parade. Nonmembers are allowed to ride on the truck during the parade and the trucks will be considered out of service during the parade.

AND

Permission is hereby granted to Depew Central Hose Company #4 to use the Northside Fire Hall for their Annual Children’s Christmas Party on Sunday December 11, 2016 from noon till 4PM.

AND

Permission is hereby granted to Depew Hook and Ladder to use the Southside Fire hall for their Annual Tool Raffle on Saturday February 11, 2016 from 9:00am till Midnight. Permission is further granted for signs for this event to be placed on village property.

The foregoing resolution was seconded by Trustee _____, and

CARRIED.

State of New York

County of Erie ss:

Village of Depew

This is to certify that I, **Maureen Jerackas**, Administrator of the *Village of Depew*, in the said *County of Erie*, have compared the foregoing copy of a resolution to “Permission Depew Fire Dept” with the original thereof filed in my office at *Depew, New York*, on the 15th of November 2016 and that the same is a true and correct copy of said original, and of the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Village this 15th of November 2016.

Village Administrator, Village of Depew, Erie County, N.Y.

VILLAGE OF DEPEW
BOARD MEETING
November 14, 2016

Agenda Item #15

 Approved Denied