MEETINGS TO DATE: 26
NO. OF REGULARS: 23

AGENDA
VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
March 25, 2019 7:00PM

PLEDGE OF ALLEGIANCE
INVOCATION - Pastor Debbie Turley - Lord of Life
NOTIFICATION OF FIRE EXITS
ROLL CALL:
   Trustee Jakubowski -
   Trustee Bukowiecki -
   Trustee Hamernik -
   Trustee Peterson -
   Mayor Nikonowicz -

APPROVE VILLAGE BOARD MINUTES – March 11, 2019
APPROVE VILLAGE BOARD MINUTES – March 20, 2019

PUBLIC COMMENT – AGENDA ITEMS ONLY
1. Public Hearing – Tax Cap Local Law #1
2. Appoint – Part Time Police Dispatcher
3. Accept - Retirement
4. Perm to Sign – Penflex Service Agreement
5. Approve – 5K and Beer Tent
6. Approve – Fire Dept - Out of Village Training
7. Approve – Fire - Training
8. Approve – Fire – Fundraiser
9. Approve – Fire – Membership
10. Approve – Fire – Explorer Status
13. Unfinished and Other Business
14. Public Concerns and Comments
15. Claims and Accounts
16. Adjournment
LEGAL NOTICE
VILLAGE OF DEPEW
NOTICE OF PUBLIC HEARING

Please take notice that the Village of Depew Board of Trustees passed a resolution on their March 11, 2019 Village Board Meeting to conduct a public hearing in the Council Chambers of the Depew Municipal Building, 85 Manitou St, Depew, NY on Monday March 25, 2019 at 7:00 PM.

The Purpose of this hearing is to consider Local Law 1 of 2019 authorizing a property tax levy in excess of the limit established in General Municipal Law Section 3-c. If adopted, the proposed local law shall read as follows:

SECTION 1: Legislative Intent
It is the intent of this local law to allow the Village of Depew to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the “tax levy limit” as defined by General Municipal Law Section 3-c.

SECTION 2: Authority
This local law is adopted pursuant to subdivision 5 of General Municipal Law Section 3-c, which expressly authorizes a local government’s governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

SECTION 3: Tax Levy Limit Override
The Board of Trustees of the Village of Depew, County of Erie is hereby authorized to adopt a budget for the fiscal year commencing June 1, 2019 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c.

SECTION 4: Serverability
If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court’s order or judgement shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, form or corporation or circumstance, directly involved in the controversy in which such judgement or order shall be rendered.

SECTION 5: Effective Date
This local law shall take effect immediately upon filing with the Secretary of State.

At said hearing all person so desiring shall have the opportunity to be heard.

Dated: MARCH 5, 2019
Terry Wachowiak
Village Administrator
RESOLUTION

APPOINT PART TIME PUBLIC SAFETY DISPATCHERS POLICE

April 25, 2019

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint

Brandon J. Kuczmarshki – 82 Croydon Dr, Depew, NY 14043

to the position of Part Time Public Safety Dispatchers Police at $15.55 per hour effective
March 26, 2019.

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

Trustee Jakubowski –
Trustee Bukowiecki -
Trustee Hamemik -
Trustee Peterson -
Mayor Nikonowicz -
RESOLUTION

March 25, 2019

ACCEPT RETIREMENT – DIRECTOR OF PARKS AND RECREATION

Trustee___________, offered the following resolution and moved for its adoption:

BE IT RESOLVED, the retirement of Jim Ramsey, Director of Parks and Recreation effective April 1, 2019 is 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 Hamernik -
Trustee Peterson –
Mayor Nikonowicz -

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VILLAGE OF DEPEW
BOARD MEETING
March 25, 2019

Agenda Item #3

Approved ___Denied
RESOLUTION

MARCH 25, 2019

AUTHORIZE MAYOR TO SIGN PENFLEX AUTHORIZATION FORM FOR
2018 SERVICE AWARD PROGRAM

Trustee__________, offered the following resolution and moved for its adoption:

BE IT RESOLVED, that Mayor Jesse Nikonowicz and Board of Trustees are
authorized to sign the 2018 Service Award Program Administration Form and after the
30 day period forward to Penflex, Inc for the purpose of administering the 2018 Service
Award Program for Depew Firefighters.

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 Hamernik –
Trustee Peterson -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
MARCH 25, 2019

Agenda Item # 4

_Approved__ _Denied_
RESOLUTION  

March 25, 2019

PERMISSION 15 K RACE and LIVE MUSIC WITH A BEER TENT

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

WHEREAS, St. Martha’s Parish requested permission to hold their 5K Race on Friday May 3, 2019 starting at 6:00 PM.

WHEREAS, said race route and traffic enforcement will be authorized by the Police Department.

WHEREAS, traffic enforcement will be provided by the Depew Fire Department.

WHEREAS, there will be a beer tent with music from 6:30 PM -10:30 PM on St. Martha’s grounds.

BE IT RESOLVED, the race is approved. The race will last about one hour.

BE IT FURTHER RESOLVED, the Chief of Police must be provided the list of security officers and their credentials at least two weeks prior to the event. The Fire Department must approve site and Village code must be adhered to. The Tent Structure Permit needs to be applied for and the application fee will be waived.

The foregoing resolution was seconded by Trustee __________ and CARRIED.

VILLAGE OF DEPEW BOARD MEETING  
March 25, 2019

Agenda Item # 5

__Approved  __Denied
PERMISSION – FIRE DEPARTMENT

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

WHEREAS, Depew Fire Department Ladder #5 would like permission to drive the truck to the Alden Fire Department, 13336 Broadway, Alden, NY 14004 on Saturday April 13, 2019 at 7:30 AM – 2:30 PM for an exterior firefighting operations course.

And

WHEREAS, Depew Fire Department Engine #1 would like permission to drive the truck to the Alden Fire Department, 13336 Broadway, Alden, NY 14004 on Monday April 22, 2019 at 6:00 PM – 10:00 PM for an exterior firefighting operations course.

And

WHEREAS, Depew Fire Department Rescue #7 would like permission to drive the truck to the Alden Fire Department, 13336 Broadway, Alden, NY 14004 on Monday April 29, 2019 at 6:00 PM – 10:00 PM for an exterior firefighting operations course.

And

WHEREAS, Depew Fire Department Engine #4 would like permission to drive the truck to the Alden Fire Department, 13336 Broadway, Alden, NY 14004 on Wednesday May 13, 2019 at 6:00PM – 10:00 PM for an exterior firefighting operations course.

And

WHEREAS, Depew Fire Department Ladder #5 and Engine #4 would like permission to drive the truck to the Amherst Training Facility, 540 Smith Road, Amherst, NY on Tuesday June 4, 2019 at 6:30 PM – 9:30 PM for a live fire training.

BE IT RESOLVED, that the Depew Fire Departments are hereby authorized to proceed to take the requested truck out of service for the above described reasons.

THEREFORE, BE IT RESOLVED: All of the above foregoing resolutions were seconded by Trustee _____________ and duly put to a roll call vote which resulted in the following:

Trustee Jakubowski -
Trustee Bukowiecki-
Trustee Hamernik -
Trustee Peterson-
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
March 25, 2019

Agenda Item # 6

_Approved _Denied
PERMISSION – FIRE DEPARTMENT

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

WHEREAS, Depew Fire Department Ladder #5, Engine #2, and Engine #6 would like permission to drive the truck to the Erie County Fire Training Facility, 3359 Broadway # 2, Buffalo, NY 14227 on Tuesday April 9, 2019 at 6:30 PM – 9:30 PM for a live fire training.

And

WHEREAS, Depew Fire Department Ladder #5, Engine #3, and Engine #1 would like permission to drive the truck to the Erie County Fire Training Facility, 3359 Broadway # 2, Buffalo, NY 14227 on Tuesday May 7, 2019 at 6:30 PM – 9:30 PM for a live fire training.

BE IT RESOLVED, that the Depew Fire Departments are hereby authorized to proceed to take the requested truck out of service for the above described reasons.

THEREFORE, BE IT RESOLVED: All of the above foregoing resolutions were seconded by Trustee ____________ and duly put to a roll call vote which resulted in the following:

Trustee Jakubowski -
Trustee Bukowiecki -
Trustee Hamernik -
Trustee Peterson -
Mayor Nikonowicz -
RESOLUTION
March 25, 2019

PERMISSION – DEPEW FIRE DEPT

Trustee_____________, offered the following resolution and moved for its adoption:

Permission is hereby granted to Aetna Hose Company to have a Meat Raffle Fundraiser at the Fraternal Order of The Eagles at 4769 Broadway St, Depew, NY 14043 on Friday November 2, 2019 from 5:00 PM–12:00 AM.

And

Permission to granted to West End Engine #6 and Rescue #7 company to hold their annual fundraiser offsite at the Bowmansville Fire Station, located at 36 Main St, Bowmansville, NY from 12:00 PM – 12:00 AM.

The foregoing resolutions were both seconded by Trustee_____________, and CARRIED.

VILLAGE OF DEPEW
BOARD MEETING
March 25, 2019
Agenda Item # 8

__Approved  __Denied
RESOLUTION

March 25, 2019

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 their physicals:

Cavuga Hose Co. #3

Justin Everett, 55 Manitou St, Depew, NY 14043

And

Aetna Hose Co.

David Anderson, 148 Gould Ave, 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 Hamernik -
Trustee Peterson -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
March 25, 2019
Agenda Item # 9

__Approved __Denied
PERMISSION – EXPLORER STATUS

Trustee____________, offered the following resolution and moved for its adoption:

BE IT RESOLVED, the following Depew Fire Department Explorers are moved up to restricted duty status:

Noah Shaw – 17 Years Old
Brandon Hejza – 17 Years Old
Tyler Connors – 16 Years Old

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 Hamernik-
Trustee Peterson -
Mayor Nikonowicz -

VILLAGE OF DEPEW
BOARD MEETING
March 25, 2019
Agenda Item # 10

Approved  Denied