

MEETINGS: 13
NO. OF REGULAR: 12

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
October 10, 2017 7:00PM

ROLL CALL: Trustee Jakubowski - Y
Trustee Bukowiecki - Absent
Trustee Hamernik - Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

PUBLIC COMMENT

NONE

In Attendance:
Courtney Ball – Monica Wallace’s Office

APPROVE CREATION OF POSITION – PT SUPERINTENDENT

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

BE IT RESOLVED that the position of PT Superintendent, with the duties and responsibilities as set forth in the job specifications of the Erie County Civil Service is hereby created.

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

Trustee Jakubowski - Y
Trustee Bukowiecki – Absent
Trustee Hamernik - Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

APPOINT INTERIM PART TIME SUPERINTENDENT

Pursuant to Section 4-400 of Village Law, I Mayor Jesse Nikonowicz, do hereby appoint John Wojcik, 99 Ellicott Pl, Depew NY 14043 to the position of Interim Part Time Superintendent of the Department of Public Works, at a salary of \$25,000.

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

Trustee Jakubowski- Y
Trustee Bukowiecki – Absent
Trustee Hamernik - Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

APPOINT Part Time Recreation Attendant Seniors

Pursuant to Section 4-400 of the Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint Therese Chapman 95 King Street Depew, NY 14043, to the position of Recreation Attendant PT in the Senior Center at a salary as stipulated in the current budget.

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

Trustee Jakubowski- Y
Trustee Bukowiecki – ABS
Trustee Hamernik -Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

ADOPT LOCAL LAW #4 OF 2017 – Amend Parking Restrictions

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

WHEREAS, the Board of Trustees of the Village of Depew, New York held a public hearing on October 24, 2016 at 7:00 pm in the Council Chambers of the Municipal Building, 85 Manitou St, Depew, NY to consider the amendment to local law Section 240, subdivision 9 of the Laws of the Village of Depew, and

WHEREAS, all persons were given an opportunity to speak for or against this local law;

WHEREAS, the proposed local law to be amended is as follows:

- 1. Section 240 of the Laws of the Village of Depew, “Vehicle and Traffic”, subdivision 9, “Parking, Standing and Stopping Restrictions” shall be amended as follows:**

“Preston Street. No parking on either side of the street between the hours of 2:00 p.m. and 4:00 p.m. on school days”

2. All other portions of Section 240, subdivision 9, not affected by this amendment shall remain in full force and effect.
3. Effective date: This amendment to local law shall take effect immediately upon filing with the Secretary of State, and shall be added to the text of the Local Laws thereafter

NOW THEREFORE, BE IT RESOLVED, this amendment to local law 240, subdivision 9 is hereby adopted.

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

Trustee Jakubowski- Y
Trustee Bukowiecki - ABS
Trustee Hamernik - Y
Trustee Peterson - Y
Mayor Nikonowicz – Y

NEGATIVE DECLARATION RELATING TO DEVELOPMENT OF 3941 BROADWAY

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

WHEREAS, the Varma Enterprises, Inc., d/b/a M & T Hospitality, LLC has brought a proposal before the Depew Planning Board to develop a retail space as “Tim Horton’s” restaurant with drive through, and additional retail space, at property located at 3941 Broadway, Depew, NY, and

WHEREAS, the Depew Planning Board had recommended approval of the plan on May 4th, 2017, and the Board of Trustees approved the Planning Board recommendation on May 22, 2017, and

WHEREAS, the Board of Trustees and the Mayor, along with their legal and engineering staff, have examined all relevant factors of the short form environmental impact statement to consider whether any negative environmental impact will occur from the development of the property as set forth above, now

BE IT RESOLVED, the Board of Trustees and Mayor hereby make a finding that there is NO substantial evidence that the project may have a significant effect on the environment, and

BE IT RESOLVED, that the Board of Trustees issues a negative declaration.

The forgoing resolution was seconded by Trustee Peterson, and **CARRIED**.

Trustee Jakubowski - Y
Trustee Bukowiecki - ABS
Trustee Peterson - Y
Trustee Hamernik - Y
Mayor Nikonowicz – Y

AUTHORIZE MAYOR TO SIGN PENFLEX SERVICE FEE AGREEMENT.

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

BE IT RESOLVED, that Mayor Jesse Nikonowicz, is authorized to sign a service fee agreement with Penflex, Inc. 50 Century Hill Drive, Latham, NY, for the purpose of administering the Service Award Program for Depew Firefighters for the period of November 1, 2017 to October 31, 2018 at a cost of \$7,300.00.

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

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

PERMISSION – LANCASTER HIGH SCHOOL MOTORCADE

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

WHEREAS, the Lancaster High School Student Senate has made application for a Motorcade escort for Friday, October 13, 2017 at approximately 12 PM, and

WHEREAS, said motorcade route and traffic enforcement has been authorized by the Police Department and the Depew Fire Department will participate in the Motorcade.

NOW, THEREFORE BE IT RESOLVED, that permission is granted to the Lancaster High School Senate to hold the above-mentioned Motorcade on Friday, October 13, 2017.

The forgoing resolution was seconded by Trustee Jakubowski, and **CARRIED**.

AUTHORIZE ADMINISTRATOR TO ADVERTISE PUBLIC HEARING - CDBG

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

The Administrator is authorized to advertise a public hearing to discuss the Community Development Block Grant at the October 23, 2017 board meeting.

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

AUTHORIZE ADMINISTRATOR TO ADVERTISE AUDITED FINANCIAL STATEMENTS ARE COMPLETED

Trustee Jakubowski, 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, 2017 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 Hamernik, and **CARRIED**.

EMPLOYMENT APPLICATIONS REC DEPT – Therese Chapman, Barbara Canzoneri, DPW – James Fahey, Joseph Brown

DEPARTMENT HEAD REPORTS

ON A MOTION BY Trustee Peterson, seconded by Trustee Jakubowski, the August 2017 Police Department report was approved.

Recreation – 16-20 Rink Guards are needed

Code – No – Peterson asked about old roller rink – no update.

Police – Beard competition for charity again.

Fire - None

UNFINISHED AND OTHER BUSINESS

ON A MOTION BY Trustee Hamernik, seconded by Trustee Peterson, the July 2017 Tax relief Task Force Minutes were approved.

PUBLIC CONCERNS AND COMMENTS

Gabrielle Miller – 61 Olmstead Ave. She is happy to see John Wojcik. She asked if the Administrator would still be receiving a stipend for doing the DPW. She was informed that the Administrator never received a Stipend for all her extra work at the DPW. She asked about the hours and it was explained to be just like the Recreation director. She asked about if anyone had Dec certification. The village said not at this time but we would be working on that with John. She asked about the Paving of the lot near St. James. Wanted to know about the vendor for the ash fault and payment. No bill had been received by the village and the crew chief was supposed to have it billed to the church.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Peterson, seconded by Trustee Jakubowski, the following claims are to be paid: \$313,112.09 General, \$4,479.50 Community Development, \$92.00 Sewer, \$84,594.13 Capital Projects \$402,277.72 Capital was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Jakubowski, seconded by Trustee Hamernik, the meeting was adjourned with a moment of silence for Mrs. Carwile – Mother of Police Chief Stan Carwile & the victims of the tragedy in Las Vegas at **7:24 PM**. The motion was **CARRIED**.

Respectfully submitted,

Maureen Jerackas
Village Administrator