

MEETINGS: 15
NO. OF REGULAR: 15

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
October 25, 2021 7:00PM

ROLL CALL: Trustee Hamernik - PR
Trustee Ziemba - PR
Trustee Kucewicz - PR
Deputy Mayor Stempniak - PR
Mayor Peterson - PR

ON A MOTION BY, Deputy Mayor Stempniak and seconded by Trustee Ziemba, the October 25, 2021 board meeting minutes were approved.

Village of Depew
Notice of Public Hearing

A Public Hearing will be held on Monday October 25, 2021 at 7:00 pm in the Depew Village Hall Council Chambers regarding the use of Federal Community Development funds in the Village of Depew.

The Village of Depew is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low- and moderate-income persons in the Village of Depew, Town of Cheektowaga side only.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Village of Depew's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The meeting room is wheelchair accessible. Those needing special arrangements should call the Village at 683-7451 by October 5, 2021.

By order of the
Board of Trustees
Teresa Wachowiak
Village Administrator

**AUTHORIZE MAYOR TO SIGN COMMUNITY DEVELOPMENT BLOCK
GRANT SUBRECIPIENT AGREEMENT 2021**

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign, submit, and execute a contract with the Community Development Block Grant for the following project(s) upon approval of ECCDBG-Project Ranked:

Sidewalk replacement and Senior Center expenses in the Village of Depew, Town of Cheektowaga.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

AUTHORIZE MAYOR TO SIGN COMMUNITY DEVELOPMENT BLOCK GRANT SUBRECIPIENT AGREEMENT 2021

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign, submit, and execute a contract with the Community Development Block Grant, for Erie County, for the following project(s) upon approval of ECCDBG-Project Ranked:

Sidewalk replacement on the south side of Columbia Ave and the west side of Lincoln St. and an additional 600' on Gould Ave heading West toward Transit on the South side of the street in the Village of Depew, Town of Lancaster.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

APPOINT POLICE LIEUTENANT

Pursuant to Section 4-400 of Village Law, I Mayor Kevin Peterson, do hereby appoint

Rochelle Menard
Adam Van Kuren
John Thompson

to the position of Police Lieutenant from the Civil Service Exam #71-192 list.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

SEQR Type II

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

WHEREAS, the Village of Depew (Village) is currently under an Order of Consent with the New York State Department of Environmental Conservation (NYSDEC) to address sanitary sewer overflows (SSOs) in the Village's sanitary sewer collection system; and **WHEREAS**, the Village completed a Sanitary Sewer Evaluation Survey (SSES) in Sewershed 4 and Sewershed 5 to identify potential corrective actions;

and

WHEREAS, the Village of Depew Board of Trustees is considering various improvements to correct sewers system defects and reduce inflow and infiltration; and **WHEREAS**, the Board of Trustees is seeking funding assistance under the New York State Cleanwater State Revolving Fund, and is, therefore subject to environmental review obligations required to participate in the funding program;

and

WHEREAS, pursuant to sections 617.5(c)(1), 617.5(c)(2) and 617.5(c)(6) under SEQR, this project is a Type 2 Action as it involves the maintenance, repair and replacement in kind of existing sewer infrastructure with no substantial change to the existing sanitary sewer collection system.

NOW THEREFORE BE IT RESOLVED, that as a Type 2 action under SEQR, the project has been found categorically to not have significant adverse impacts on the environment and no further review under SEQR is required.

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 Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson –Y

APPROVE LONGEVITY PAYMENTS

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

WHEREAS, the Employee Handbook requires longevity payments to non-union personnel to be approved by the Village Board;

BE IT RESOLVED, longevity payments, as per the current budget, for the 2021-2022 be approved for the following:

MELISSA DABB	\$ 950.00
BILL CURR	\$ 1,525.00
TIM NOREK	\$ 1,350.00
JERRY MILLER	\$ 1,450.00
MARGIE BURZYNSKI	\$ 550.00
KEN PYC	\$ 1,969.56

These payments will be paid to the employees the first payroll after this resolution is passed.

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

Trustee Hamernik - Y
Trustee Ziemba - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak -Y
Mayor Peterson – Y

AUTHORIZE GARBAGE AND RECYCLING TOTE RATE INCREASE

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

BE IT RESOLVED, the 95 Gallon tote replacement rate for residents of the Village of Depew will increase to \$90.00 per tote.

BE IT FURTHER RESOLVED, the 65 Gallon tote replacement rate for residents of the Village of Depew will increase to \$60.00 per tote.

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

Trustee Hamernik - Y

Trustee Ziemba - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

**RESOLUTION WITH REFERENCE TO THE PROPOSED
VILLAGE OF DEPEW, ERIE COUNTY, NY
SEWER PHASE 5 & PHASE 6 IMPROVEMENT PROJECTS**

WHEREAS, the Village of Depew engaged GHD to complete an engineering report for the Village's Sewer Phase 5 & Sewer Phase 6 projects identifying the current wastewater disinfection systems, the system shortcomings, the proposed infrastructure improvements necessary to improve performance, and the projected costs for residents of the district: and

WHEREAS, affordability for Village residents and property owners is a significant concern in advancement of the proposed project: and

WHEREAS, the Village is eligible for Clean Water State Revolving Loan and Grant funding based upon the Draft 2022 State Revolving Fund Intended Use Plan (IUP) ranking and the Village's desire to submit a competitive application to obtain WIAA funding to assist in making the project economically viable to the Village's sewer users.

NOW, THEREFORE, be it RESOLVED as follows:

1. The Village Board authorizes Municipal Solutions, Inc. to prepare an application for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC).
2. The Village Board authorizes Kevin Peterson and Terry Wachowiak in her role as Village Administrator, to execute the application and any necessary supporting document required to apply for Water Infrastructure Improvement Act grant funds from the NYS Environmental Facilities Corporation (EFC).
2. This resolution shall take effect immediately.

Dated: _____ 10/25/2021 _____

Introduced by: Deputy Mayor Stempniak _____

Seconded by: Trustee Hamernik _____

Voting Aye: 5 _____

Voting Nay: 0 _____

APPROVE AUCTION RESULTS

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

BE IT RESOLVED, that the results from Auctions International online auction ending 10/13/2021 totaling \$34,100.00 are approved

Lot 1 – 2018 Ford Explorer SUV/Police Interceptor PartsCars \$11,100.00

Lot 2 – 2017 Ford Explorer SUV/Police Interceptor PartsCars \$11,100.00

Lot 3 – 2017 Ford Explorer SUV/Police Interceptor PartsCars \$11,900.00

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

Trustee Hamernik - Y
Trustee Ziembra - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

AUTHORIZE MAYOR TO SIGN TREE INVENTORY AND COMMUNITY FOREST MANAGEMENT PLAN

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

BE IT RESOLVED, that Mayor Kevin Peterson, is authorized to sign, submit, and execute a contract with:

Davey Resource Group
10 Mitchell St.
Sinclairville, NY 14782

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

Trustee Hamernik - Y
Trustee Ziembra - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

CHANGE OF ZONING BOARD MEETING DATE

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

BE IT RESOLVED, the Zoning Board of Appeals Meetings that are originally scheduled for Thursday November 11, 2021, Veterans Day and Thursday November 25, 2021, Thanksgiving Day will be held together at one November meeting on Thursday November 18, 2021.

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

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Hamernik, 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:

West End Hose Co. #6

Evan M. Astran

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

Trustee Hamernik - Y
Trustee Ziembra - Y
Trustee Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

PERMISSION – FIRE DEPARTMENT

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

WHEREAS, Permission is hereby granted to the Depew Fire Department to take Engine #2 to attend the Interior Firefighting Operations Course at the Erie County Fire Academy, 3359 Broadway in Cheektowaga, NY on October 30, 2021 from 8am – 12pm.

And

WHEREAS, Permission is hereby granted to the Depew Fire Department to take Engine #3 to attend the Interior Firefighting Operations Course at the Erie County Fire Academy, 3359 Broadway in Cheektowaga, NY on November 7, 2021 from 8am – 12pm.

THEREFORE, BE IT RESOLVED: The above 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 Kucewicz -Y
Deputy Mayor Stempniak -Y
Mayor Peterson - Y

RESOLUTION REGARDING POTENTIAL BROADWAY SOLAR PROJECT 2

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

WHEREAS, National Energy Development LLC, who previously purchased through a related entity, 4293 Broadway LLC, approximately 15 acres of land on the closed landfill referred to as the Old Land Reclamation Land Fill located at 4309 Broadway in the Village of Depew, for the development of a solar energy development; and

WHEREAS, in the aforesaid sale of land, the Village of Depew retained ownership of the rear portion of the Site; and

WHEREAS, by letter dated October 21, 2021 from Peter J. Sorgi, Esq., attorney for National Energy Development LLC to the Village Board of Trustees of Village of Depew (“Village Board”), National Energy Development LLC expressed an interest to lease approximately 13 acres of the aforesaid land retained by the Village for an expansion of the solar development and National Energy Development LLC has asked the Village Board to authorize the Mayor to execute the following documents, all of which are non-binding, in order to commence the first step in the solar energy development process to submit said forms to NYSEG to see if there is capacity in the grid for such a project:

1. Letter of Intent;
2. Letter of Authorization;
3. New York State Standard Site Control Certification Form; and
4. New York State Standardized Property Owner Consent Form.

NOW THEREFORE BE IT RESOLVED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW, NEW YORK hereby resolves as follows:

1. The Village Board authorizes the Mayor to execute the following documents:
 - a. Letter of Intent;
 - b. Letter of Authorization;
 - c. New York State Standard Site Control Certification Form; and
 - d. New York State Standardized Property Owner Consent Form.

2. The execution of the aforesaid documents is non-binding and does not commit the Village to any course of action regarding the potential solar energy development and therefore is not subject to the New York State Environmental Quality Review Act.

The following 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 Kucewicz - Y
Deputy Mayor Stempniak - Y
Mayor Peterson - Y

RESOLUTION

October 25, 2021

BOND RESOLUTION

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

A BOND RESOLUTION, DATED OCTOBER 25, 2021, OF THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW, ERIE COUNTY, NEW YORK (THE "VILLAGE"), AUTHORIZING A SEWER SYSTEM CAPITAL IMPROVEMENTS PROJECT (PHASE 6) IN RESPONSE TO NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION ORDER ON CONSENT NO. R9-20140128-1, AT AN ESTIMATED MAXIMUM COST OF \$1,835,000, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$1,835,000, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE VILLAGE TREASURER.

WHEREAS, the Village of Depew, Erie County, New York (the "Village") has entered into a Consent Agreement with the New York State Department of Environmental Conservation (DEC) to remediate issues related to the discharge of sewer system overflow; and

WHEREAS, such DEC agreement requires that the Village undertake sewer system monitoring, repair, remediation and reconstruction in order to avoid civil fines and penalties; and

WHEREAS, the Village Board of Trustees of the Village desires to undertake a capital improvements project (Phase 6) for the reconstruction of and construction of improvements to the Village Sewer System; and

WHEREAS, the Village intends to apply for grant funds from the New York State Environmental Facilities Corporation.

NOW THEREFORE,

BE IT RESOLVED, by the Village Board of Trustees (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Village is hereby authorized to undertake a certain sewer system capital improvements project being undertaken in response to a New York State Department of Environmental Conservation Order on Consent No. R9-20140128-1, such work to generally consist of (but not be limited to) the installation of a cured-in-place pipe ("CIPP") lining system for approximately 12,640 linear feet of sanitary sewer pipe, manhole rehabilitations, replacement of defective sanitary sewer pipe, point repairs to sanitary and storm sewer pipes, replacement and installation of sewer pipe and various restoration work, as well as other improvements as more fully identified in (or

contemplated by) a report dated July 9, 2021 that was prepared by engineers at GHD in connection with the project, all of the foregoing to include all preliminary work and necessary equipment, materials, apparatus and related site work and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$1,835,000.

SECTION 2. The Village Board of Trustees plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds of the Village in an aggregate principal amount not to exceed \$1,835,000 of the Village, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received, including, but not limited to, any grant funds received. Unless paid from other sources or charges, the cost of such improvements is to be paid by the levy and collection of taxes on all the taxable real property in the Village to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. It is hereby determined that the purpose is a class of objects or purposes described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such purpose is 40 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

SECTION 6. The faith and credit of the Village are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Village a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Village Board of Trustees pertaining or incidental to the sale and issuance of the obligations herein authorized including, but not limited to, authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of such bonds, and the renewals of such notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village. Without in any way limiting the scope of the foregoing delegation of powers, the Village Treasurer, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Village.

SECTION 8. The temporary use of available funds of the Village, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Village's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Village Treasurer is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code")

and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof as “qualified tax-exempt bonds” in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Village Treasurer is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Village Treasurer is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Village officials and the Village’s municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Village Clerk.

SECTION 13. The Village determined that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act (“SEQRA”) is required.

SECTION 14. To the extent applicable, the Village Treasurer is hereby authorized to execute and deliver in the name and on behalf of the Village a project financing agreement prepared by the New York State Environmental Facilities Corporation (“EFC”) (the “SRF Project Financing Agreement”). To the extent applicable, the Village Treasurer and the Village Clerk and all other officers, employees and agents of the Village are hereby authorized and directed for and on behalf of the Village to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including, but not limited to, the SRF Project Financing Agreement.

SECTION 15. In the absence or unavailability of the Village Treasurer, the Deputy Treasurer is hereby specifically authorized to exercise the powers delegated to the Village Treasurer in this resolution.

SECTION 16. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

(1) (a) such obligations were authorized for an object or purpose for which the Village is not authorized to expend money, or

(b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice; or

(2) such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 17. The Village Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in the Village and hereby designated as the official newspaper of the Village for such publication.

SECTION 18. This Resolution is effective immediately pursuant to Section 36.00(a)(5) of the Local Finance Law.

* * * *

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

AYES: 5

NOES: 0

ABSENT: 0

The foregoing resolution was thereupon declared duly adopted.

EMPLOYMENT APPLICATIONS - Rec - Jenna Genson, Melissa Green, Luisa Pyc, Kora Kwiatkowski

DEPARTMENT HEAD REPORTS -

Fire Chief's Report Village Board Meeting October 25, 2021

- 1) Current Roster: 110 Firefighters, 6 Junior Firefighters
- 2) 2) October 2021 Calls to Date: 19 YTD Calls: 268
- 3) 3) YTD Structure Damages: \$370,000
- 4) Our firefighters continue to work hard, day in and day out, responding to calls and dedicating their time to training. The fire department continues to remain ready for any emergency we are called to, and will continue to respond with professionalism on every run. I want to offer my sincerest gratitude to my firefighters for their continued dedication to the Village of Depew and the residents we serve.
- 5) Our firefighters continue to train, day in and day out, to develop and improve their skillset so that they may be prepared for any emergency that is presented to us. We continue training with our surrounding mutual aid departments as well, as they are a critical part of our response to major incidents, as well as our department continuing to offer our services to them for critical incidents as well
- 6) Our department is looking into a replacement rescue vessel to replace our current outdated and unsafe rescue boat. This is a small boat that can offer our firefighters the tool they need for water rescue incidents, including major flooding and creek rescues. My assistant chief's and I are looking into an inflatable style rescue boat, which can be deployed in minutes, and is a fraction of the cost of an aluminum dinghy style rescue boat. These vessels are coast guard approved, have hard platform aluminum floors, and can bear the weight of similar sized aluminum dinghy boats. We have recently seen more flooding under several of the area bridges as well as in our local streams as well. We want to continue to be prepared for any incident that may come our way, to ensure the safety of those we are rescuing as well as the safety of our firefighters.
- 7) All three of our fire stations will be open on Halloween during Trick-or-Treating hours. We will have cider and candy to pass out to anyone who would like to stop by. Residents are encouraged to bring their children and stop by next Sunday.
- 8) All residents are minded to make sure they have working carbon monoxide detectors in their homes and apartments. As the weather starts to get colder, our furnaces and boilers will be firing up again for the first time of the season, and this is the time of year that majority of issues arise or are first noticed with these

heating appliances. Carbon monoxide is deadly, and the gas itself is colorless and odorless, meaning it cannot be detected by human scent or cannot be visually seen by the human eye. It is imperative that every residence has working carbon monoxide detectors to forewarn occupants living in a structure of the presence of any potentially deadly levels of carbon monoxide.

Respectfully Submitted, Todd J. Rzeszutek Fire Chief Depew Fire Department

Village Board meeting October, 25,2021

Depew Police Department Report

Our department and our officers are doing a great job. I want to thank them for their dedication to this Village and our residents to achieve a safe and secure community.

These Lieutenants were promoted earlier this year provisionally, as the Lieutenant eligibility list was exhausted. They were selected with the understanding that they took the Lieutenant promotional exam scheduled for June 5th, 2021 and they pass the exam and be reachable on the list once it was published. Well, the exam results were published last Friday and they all passed and are reachable, therefore we find ourselves in a great position to make those provisional appointments permanent – so Congratulations to all of you. Since their provisional appointments, they have been doing a great job and are becoming great leaders.

Lt. MENARD - has 10 years of experience in the patrol division, she is a FTO and a certified trainer. She shows great interpersonal skills, excellent communication skills and has great knowledge and understanding of police work. These skills demonstrate a firm foundation for the Police Lieutenant position. Officer Menard has really stepped up in the past few years, and has assisted this administration with securing several traffic grants. Her abilities and skills will be a great asset to the command staff and align with the needs and missions of the Depew Police Department.

Lt. VANKUREN - has 5 years' experience in the patrol division, he is a field training officer and has a military background. He served in Marine Cops for 4 years and assigned as the platoon leader where he oversaw a squad of marines in training, as well as combat deployment in Iraq. His experience in the patrol division, his understanding of teamwork and his leadership skills he developed in the military will be a great asset to this department and for years to come.

Lt. THOMSON – has been with the Village Police department for 16 years and spent the last 10 years in the Detective bureau. His experience in the bureau helped him quickly transform into the leader the bureau needed.

I just want to remind everyone that Halloween is this weekend from the hours of 6pm-8pm. Please be careful if you are out trick and treating, where reflective material on your costumes or use a flash light or light stick. If you are driving in a residential area, slow down and use extra caution.

Just a reminder The winter parking ban will begin November 15th, but if we do get snow before that date, please be courteous and move your cars off the street so the DPW can keep the streets plowed and make them safer for everyone.

I want to thank all our residents for their support, we couldn't do this increasingly difficult job without it – so thank you. The safety of the public is our highest priority and we are committed to ensuring all our residents feel safe in this village.

Thank you

PUBLIC COMMENTS OR CONCERNS

Bob Brandon from Senator Kennedy's office explained that the Senator stood with the picketers outside of Mercy Hospital to show his support for them. He is a very big supporter of unions. On the radio address on WUFO, Senator Kennedy explained that the tax rate is 61%, with 45% of them being seniors over 65. Get your vaccination, it's safe and important, just like the flu shot. Early voting continues through 10/31. There are 5 proposals on the back that would amend the Constitution if approved. 1) to redistrict which would then include prisoner's last known address, allowing them to vote. 2) Clean Air and Water for all which would then fall on local governments to enforce. 3) Would remove the requirement to register to vote 10 days prior to an election 4) is to change the reason for an absentee ballot request. It would not require an excuse. 5) Amends the dollar amount of a civil suit from \$25,000 to \$50,000 in order to reduce the stress on the federal courts. Mayor Peterson asked Bob if a person is not yet 65, but wishes to receive the 3rd vaccination, is a Dr.'s note required to do so if the person has not been compromised. They should take your word for it without needing a Dr.'s note is the answer.

Elizabeth Brinkworth, with Assemblywoman Monica Wallace's office reminded everyone that on 11/6 at 10am there will be an event at the Cheektowaga Senior Center for those of you who may be a little older and interested in hearing about living wills, hospice care, what programs are available for seniors, etc. This will be a very informational meeting and all are encouraged to attend. More information can be found on their website as well. On 12/4 there will be an e-cycle drive that the Assemblywoman is sponsoring at the Cheektowaga High School. You must make reservations to attend. Please see their website for more details.

Rec Director Ferguson reported that high school hockey is beginning soon and we'll be full blown hockey!! The tree lighting event at Fireman's Park is being coordinated now, the park has been trenched for electrical work, which George completed. The event will have an open skate, hot chocolate, crafts, 3 burn barrels outside, roasting marsh mellows, Depew School kids will be singing, and Santa arrives around 6pm. It's a great event and he hopes everyone comes to enjoy it!!

Trustee Kucewicz congratulated all 3 Lieutenants and also thanked the Fall Fest committee for all of their hard work.

Trustee Ziembra thanked the Administrator, Mayor's secretary Mayor, and Melissa for their help with the E-Waste drive that was held on Saturday, 10/23. Our next meeting on the 1st of November is for the ARPA funding and he encourages everyone to come.

Trustee Hamernik thanked the Fire Department for putting her husband's name on their Wall of Fame. We will find out the results of our food drive challenge with Lancaster very soon. But so far, unofficially, we've raised approximately \$1,200 so far. We did tease Mayor Ruda that we should get an advantage because their school is about 3 times the size of ours.

Deputy Mayor Stempniak Depew Hook & Ladder Co. #1 125th Anniversary on October 16th and said it was a very nice evening. Also, October is Breast Cancer awareness month. Her friend, who recently passed away, was a very big advocate of screening. Get screened in Kevin's honor. He was just 28 when he was diagnosed with cancer.

Mayor Peterson reminded everyone that Halloween is Sunday, the 31st from 6-8:30, in line with Cheektowaga and Lancaster. We will once again make the streets in the Barnabas area parking on one side only for Beggars night, which is Saturday. On Monday 11/1 we have our meeting on ARPA funds and you are encouraged to come with your ideas. But read up on it, there are certain things that the money cannot be used for. On 11/8 we have our meeting on Cannabis and this is to discuss opting in or out of the sale of it.

Paul Sprada, 58 Argus – Are the garbage totes being ordered from the same vendor as the last time? Yes, they are. With the tree inventory, does that mean you will be planting trees in the spring? No, this is just the inventory of the trees in the Village. Deputy Mayor Stempniak told everyone that we will be budgeting a couple thousand dollars maybe in the 2022-2023 budget for the purchase of trees. Paul asked if the residents get

to pick the type they want or if it will be you get what you get. Erica replied it will pretty much be a get what you get deal. Some trees are harder to get than others. They won't be seedlings. Mayor Peterson thinks a few thousand dollars should get us 20-30 trees perhaps. If you want a tree in the right of way to replace one that had to be taken down due to the Ash borer as an example, you are on the Lancaster side and Lancaster is a little more workable. You could get with DPW and we'll be able to get the tree through them. If it's on the Cheektowaga side it will have to come from the Village of Depew. Paul asked if there is an arborist involved in this. Deputy Mayor Stempniak replied yes, we have someone right from the DEC. We have our local arborist so he will be involved in it. Paul thought a couple of them board members that the meeting for the grant money is next Monday. That's an important meeting and he hopes a lot of village residents are here. This is an opportunity for a big chunk of money where we can get some issues where we have some issues that have been unresolved for years and get them done at virtually no cost to the tax payers. So input from the citizens is important at this meeting. Mayor Peterson said we just ask that you read you've made available what the money can be used for. It can't be used for just anything off the top of your head. But it is an opportunity to something transformational for the Village. One other thing regarding the football game, it was an amazing attendance, it was standing room only.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Ziemba and seconded by Trustee Kucewicz, the following claims are to be paid: \$658,442.60 General, \$2052.85 Community Development, \$2241.40 Sewer Fund, \$2,046.22 Capital Projects, \$67,678.00 Capital Project Building Reno and \$732,461.07 was **CARRIED**.

EXECUTIVE SESSION: Deputy Mayor Stempniak made the motion to enter into at 8:07pm., seconded by Trustee Hamernik. At 9:01 Deputy Mayor Stempniak made a motion to end the executive session, where no other decisions were made and Trustee Hamernik seconded the motion.

ADJOURNMENT

ON A MOTION BY Trustee Hamernik and seconded by Deputy Mayor Stempniak the meeting was adjourned a moment of silence for Kevin Hayes, friend of Deputy Mayor Stempniak and a huge advocate of WNY at 9:02 **PM**. The motion was **CARRIED**.

Respectfully submitted,

Teresa Wachowiak
Village Administrator