

MEETINGS: 23
NO. OF REGULAR: 21

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
March 27, 2017 7:00PM**

ROLL CALL: Trustee Jakubowski - Y
Trustee Bukowiecki - Y
Trustee Peterson - Y
Trustee Kucewicz - Y
Mayor Nikonowicz - Y

ON A MOTION BY, Trustee Peterson, and seconded by Trustee Jakubowski, the March 13, 2017 Village Board Minutes were approved.

ON A MOTION BY, Trustee Kucewicz, and seconded by Trustee Bukowiecki, the March 22, 2017 Village Board Minutes were approved

PUBLIC COMMENT – AGENDA ITEMS ONLY

No comments

Public Hearing Local Law 2 of 2017

No Comment

ADOPT LOCAL LAW #2 OF 2017 – TAX CAP OVERRIDE

Trustee Bukowiecki, 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 March 27, 2017, at 7:00 pm in the Council Chambers of the Municipal Building, 85 Manitou St, Depew, NY to consider the adoption of a local law authorizing a property tax levy in excess of the limit established in General Municipal Law Section 3-c.

WHEREAS, all persons were given an opportunity to speak for or against this local law; **NOW THEREFORE, BE IT RESOLVED**, this local law is hereby adopted.

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, 2017 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, 2017 that requires a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law Section 3-c.

Section 4: Severability

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 judgment 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 judgment or order shall be rendered.

Section 5: Effective date

This local law shall take effect immediately upon filing with the Secretary of State.

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

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

ACCEPT RESIGNATION – Planning Board Chairman

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

BE IT RESOLVED, the resignation of Audrey Hamernik, as Chairman of the Planning Board, effective March 23, 2017 is accepted.

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

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

AUTHORIZE MAYOR TO SIGN AGREEMENT –U & S SERVICES

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

BE IT RESOLVED, that Mayor Jesse Nikonowicz, is authorized to sign an agreement with U & S Services Inc, 95 Stark Street, Tonawanda, NY 14150 beginning May 1, 2017 for a service agreement to cover the equipment and service calls for the CPU units, peripheral equipment, field panels and software associated with the Village heating and air conditioning systems at a cost of \$6,073.00 per year.

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

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

PERMISSION SEMINAR

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

BE IT RESOLVED, permission is hereby granted to Lieutenant Miller, Detective Sergeant Don Panzarella and Detective Scott Hossfeld to attend the Background Investigation for Police Applicants Seminar on Thursday May 18 and Friday May 19, 2017 at the Best Western Plus Lockport, New York. The registration fee is \$340 for the seminar. Use of a village vehicle is authorized.

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

PERMISSION SEMINAR

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

BE IT RESOLVED, permission is hereby granted to Maureen Jerackas, Village Administrator to attend the PERMA Annual Conference on Thursday May 25 and Friday May 26, 2017 at the Sagamore Hotel Lake George, New York. The Conference and lodging for a night is free of charge. Use of a village vehicle is authorized.

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

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Kucewicz, 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:

Central Hose Company #4

Luke Fisher 555 Pleasant View Drive. Lancaster, NY 14086

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 - Y

Trustee Peterson - Y

Trustee Kucewicz - Y

Mayor Nikonowicz - Y

AUTHORIZE FOUNDERS DAY

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

BE IT RESOLVED, permission is hereby granted to hold a Depew Founders Day Celebration in the Village of Depew on Thursday, July 27, 2017 from Noon until 9:00PM

MUSIC – will be the Lancaster High School Carnival Kids Steel Orchestra from 6:00PM until 8:00 PM in the Veteran’s Park Gazebo.

FOOD – A “Taste of Depew” type setting for local restaurants will be at Veteran’s Park from Noon until 9PM including a beer and wine venue.

PARADE – A parade will be held at 3:00PM starting at the Municipal Building on Manitou, going down Terrace and passing by Veterans Park to end back at the Municipal Building.

Permission is also granted for use of restrooms at the Southside Fire hall.

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

Trustee Jakubowski - Y

Trustee Bukowiecki - Y

Trustee Peterson - Y

Trustee Kucewicz - Y

Mayor Nikonowicz - Y

APPROVE AUCTION RESULTS

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

BE IT RESOLVED, that the results from Auctions International bid for the online auction ending 3/24/17 totaling \$47,800 be approved.

| | | |
|---|----------|--------------|
| Item #1: 2013 Ford Taurus | \$10,200 | Blacknight78 |
| Item #2: 2015 Ford Explorer Police 4wd | \$11,300 | Blacknight78 |
| Item #3: 2015 Ford Explorer Police 4wd | \$11,600 | Ccon26y |
| Item #4: 2009 Ford Crown Victoria 4door | \$4,650 | Ccon26y |
| Item #5: 1996 Elgin Street Sweeper | \$2,950 | Cmaystree |
| Item #6: 2004 Vermeer Brush Chipper | \$7,100 | Cmaystree |

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

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

EMPLOYMENT APPLICATIONS

Recreation – Courtney Hout, Daniel Spoor, DPW – Christopher Wild, Village Hall – Jamie Ertel, Carrie Christman, Toni Wojciechowicz, Cathy Ganci-Sutherlin, Mike Capen

DEPARTMENT HEAD REPORTS

ON A MOTION BY, Trustee Bukowiecki, and seconded by Trustee Peterson, Police Department – February 2017 was accepted.

Audrey Hamernik spoke about the opportunity she was given on the Planning board and moving to chair. Enjoyed her 15 years of serving the residents in that manor. Now she moves in to a new position with more opportunity to assist.

DPW – tree removal of dead ash trees when injections did not work. Repair from snow plow damage.

Recreation – skate is over, setting up for summer – needs life guards

Police Chief reviewed his report

Fire Chief – Erie County Volunteer fire service Awards: Alan Wojciechowicz, Dennis Fullagar , and Father Dave received service awards. Additionally the Department received most training hours Award

COMMITTEE REPORTS

None.

UNFINISHED AND OTHER BUSINESS

Proclamation – Bob Kucewicz

PUBLIC CONCERNS AND COMMENTS

Representative from Lancaster Chamber spoke about Founders day and making it as good as we can. People have been very positive about it. The schools and businesses want to help. He will take the lead from the Mayor Police Fire DPW, and Hopes July 27th will be a nice day.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Kucewicz, seconded by Trustee Bukowiecki, the following claims are to be paid: \$230,421.31 General, \$5,834.00 Community Development, \$2,450.80 Sewer, 380.00 Capital Project, \$239,086.11 Capital was **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Jakubowski, seconded by Trustee Peterson, the meeting was adjourned in memory of Kelly Benchkowski, who passed suddenly, daughter of Town of Cheektowaga Supervisor Diane Benchkowski **7:31 PM**. The motion was **CARRIED**.

Respectfully submitted,

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Maureen Jerackas
Village Administrator