

MEETINGS: 7
NO. OF REGULAR: 7

VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
June 25, 2018 7:00PM

ROLL CALL: Trustee Jakubowski - PR
Trustee Bukowiecki - PR
Trustee Hamernik - PR
Trustee Peterson - PR
Mayor Nikonowicz – PR

ON A MOTION BY, Trustee Hamernik, and seconded by Trustee Bukowiecki, the June 11, 2018 Village Board Minutes were approved.

ON A MOTION BY, Trustee Jakubowski, and seconded by Trustee Peterson the June 7, 2018 Planning Board Minutes were approved.

1. Stephen Bryan (Good Tymes South) - 114 Bloomfield Avenue, Approval to operate an exterior seating/dining area – Accept with stipulations: 1. That he monitor the area in and around his parking lot for garbage and debris on a daily basis, 2. That he erect a fence on the border between the parking area and neighboring property by September 30, 2018. Notice was given that special use permits can be revoked by the Board of Trustees on notice, if the user violates the terms stated herein, violates the Village code or causes substantial problems in the neighborhood.
2. Kavcon Development LLC - 2205 George Urban Blvd. Plan review for exterior renovations and interior build out to existing vacant retail building a new “Consumer Beverages” – Accept with stipulations: 1. That he provide the Code Enforcement Department with an amended copy of the property plans to include the proposed curb cut for the driveway.
3. Patrick Sheedy JR - 4510 Broadway. Site plan review for a proposed 12 Unit multi-family dwelling at 4510 Broadway with the intent to add similar buildings in the future – Tabled pending resolution of engineering concerns and consolidation of all property onto one deed.

PUBLIC COMMENT

Dave Burhardt – 5 Autumn Lea – Who is resigning? – Maureen – Administrator
Who is on Leave of Absence? – Rec Guy
Do you have temp to fill in? Yes

IN ATTENDANCE

APPOINT PART TIME COURT OFFICERS

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

Gregory J. Reusch – 361 Okell St, Buffalo, NY 14220

And

Corinne Bennett – 300 Tudor Blvd, West Seneca, NY 14220

to the position of Part Time Court Officers at \$14.00 per hour effective June 25, 2018 .

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

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

APPOINT RECREATION PARK ATTENDANT

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

Kaylee Mrozek – 366 Argus Dr, Depew, NY 14043

to the position of Recreation Park Attendant at \$10.00 per hour effective June 25, 2018.

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

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

APPOINT DEPUTY PROSECUTOR PT

Pursuant to Section 4-400 of Village Law, I, Mayor Jesse Nikonowicz, do hereby appoint Kathleen McDonald, 417 North Creek Dr, Depew, NY 14043, to the position of Deputy Part Time Village Prosecutor for the term of one year, said term to expire at noon the first Monday of April 2019, at a salary of \$240.00 per session per attendance.

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

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

ACCEPT RESIGNATION – VILLAGE ADMINISTRATOR

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

BE IT RESOLVED, the resignation of Maureen Jerackas, as Village Administrator, effective July 8, 2018 is accepted.

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 - Y
- Trustee Hamernik - Y
- Trustee Peterson – Y
- Mayor Nikonowicz - Y

USE OF TOBACCO PRODUCTS ON VILLAGE RECREATION AREAS PROHIBITED

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

WHEREAS, tobacco use causes death, illness and disease and continues to be a public health issue, and,

WHEREAS, second hand smoke has been identified as a health hazard to all and has been shown to cause children to suffer from respiratory infections, including asthma, pneumonia and bronchitis, and,

WHEREAS, E-cigarettes are the most common nicotine product used by middle school and high school children, and contribute to youth use of tobacco products, and

WHEREAS, smokeless tobacco and cigarette butts contribute to unwanted waste, and

WHEREAS; the Village of Depew wishes to provide a safe and wholesome environment for the children of Depew in the parks, playgrounds and recreation areas,

BE IT RESOLVED, that it is the intent of the Board of Trustees to provide for the public health, safety and welfare of the public, and especially children, by removing tobacco related litter; discouraging smoking around non-smokers and especially children; reducing exposure to second hand smoke and aerosols in places where people play, exercise and relax; by discouraging the example of tobacco use around children; and by affirming and promoting a healthy environment in and around the Village's recreational areas, and it is

FURTHER RESOLVED that all tobacco products, including but not limited to combustible products such as cigarettes, cigars and pipes, noncombustible products, including but not limited to chewing tobacco, and aerosol devices such as e-cigarettes shall be prohibited in all indoor and outdoor area of all Village parks, playgrounds and recreation areas, including Veterans park; Fireman's park, including the ball fields and courts, shelters and picnic areas, playgrounds, pool and skating rink; and all Village neighborhood playgrounds and wilderness areas, and it is

FURTHER RESOLVED that enforcement of this policy shall be through voluntary compliance, and any violators of this policy may be asked to leave the parks, playgrounds or recreation facilities by any staff of the Village who witnesses use of any of the forenamed products, and it is

FURTHER RESOLVED that the Director of Parks and Recreation, and the Superintendent of the Department of Public Works shall install appropriate signs informing the public of this policy.

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 Hamernik - Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

APPROVE LEAVE OF ABSENCE REQUEST

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

WHEREAS, Jeffrey Morgan, Jr, Recreation Laborer has requested a leave of absence due to medical necessity until to December 3, 2018, without pay, per Article 16 Section 2 of the CSEA Local 1000 AFSCME, AFL-CIO;

WHEREAS, Jim Ramsey, Recreation Director recommends the approval of this request;

NOW THEREFORE BE IT RESOLVED, the Village Board approves the period of unpaid leave stated above; after all paid time off has been depleted.

The following 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 Hamernik - Y
Trustee Peterson- Y
Mayor Nikonowicz - Y

AUTHORIZE MAYOR TO SIGN ALL CITY MANAGEMENT SERVICES INC AGREEMENT

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

WHEREAS, the Chief of Police Stan Carwile has recommended that the Village of Depew extends the contract for the services of All City Management Services, 10440 Pioneer Blvd, Suite 5, Santa Fe Springs, CA 90670 to supply crossing guards and cover the three crossing guard locations the Village of Depew is responsible for,

NOW THEREFORE BE IT RESOLVED, that Mayor Jesse Nikonowicz is authorized to sign the extension with All City Management Services Agreement. The term of the extension is for one year with options to renew and cancel. The rate for the contract year is \$20.91 per hour per guard, (\$21.64 in 2020 – 2022) 3 hours minimum per guard per day with annual minimum billing of 1,620 hours. Minimum contract amount is \$33,874.20. Contract will commence July 1, 2018 and ends on June 30, 2019.

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 Hamernik - Y
 Trustee Peterson – Y
 Mayor Nikonowicz - Y

ADJUST 2017/2018 BUDGET

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

BE IT RESOLVED, the Administrator is hereby authorized to adjust the 2017/2018 Budget in the following manner:

See attached spreadsheet with budget transfers.

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

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

AMOUNT	FROM ACCOUNT	From Account Name	TO ACCOUNT
\$120	10-5-1640-419	Central Garage - Bldg Maint.	10-5-1640-403
\$18,900	10-5-1420-434	Attorney - Professional Service	10-5-1410-434
\$800.00	10-5-1420-434	Attorney - Professional Service	10-5-1420-100
\$100	10-5-1640-417	Central Garage - Tires, Batteries	10-5-1640-402
\$400	10-5-3410-417	Fire - Tires & Batteries	10-5-3410-100
\$2,300	10-5-3410-472	Fire - Mileage - Asst. Chiefs	10-5-3410-450
\$1,000	10-5-3410-451	Fire - Auto Repairs	10-5-3410-450
\$900.00	10-5-5142-415	Snow Removal - Chemicals	10-5-5142-200
\$3,100.00	10-5-8120-452	Sewer - Repair to Truck	50-5-8120-434

PERMISSION – MEMBERSHIP – DEPEW FIRE DEPARTMENT

Trustee Peterson, 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 her physical:

CENTRAL HOSE #4

Jenna Morrell, 45 Cowing St, Depew, NY 14043

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 Hamernik- Y
Trustee Peterson - Y
Mayor Nikonowicz - Y

EMPLOYMENT APPLICATIONS - Rec – Kaylee Mrozek, Village Hall – John J. DiPasquale Jr, Melissa Weixlmann, Jennifer Smith, Bryan Gazda, Kimberly Swatsworth, Melissa Keller, Rebecca Nason, Patrick Delaney, Lyn Cloen, Candace Marshall, Christie Selbert, Chelsie Whitman, Teresa Wachowiak

DEPARTMENT HEAD REPORTS

ON A MOTION BY, Trustee Hamernik and seconded by Trustee Bukowiecki, Police – May 2018, Building – May 2018 were approved.

DPW – Started Summer Paving & Road work. People are concerned with Warner Rd, Phase 4 done, then to Warner. Hanwell & Darwin – Done, Middle Sex & Lincoln – Next, Rehm Rd. South side after they rest of Warner. Thanks employees for hard work, dedication.

Rec – Parks open today and smoke free.

Code –

PD-

FD – DOT Transit Rd – This will until 2 – Single lane until Labor Day. Single lane North / South. Will notify of additional closures.

Engineer – Dave Britton – Phase 2 sewer project – end of July completion date. Phase 3 done in. Phase 4 – investigation will happen. Sidewalk project – S. Ellington, Manitou. DEC Report at the end of July.

UNFINISHED AND OTHER BUSINESS

NONE

PUBLIC CONCERNS AND COMMENTS

Dave Burhardt – 5 Autumn Lea – 8-4 are the closure times, but might be up to 6m to recommend.

EXECUTIVE SESSION

ON A MOTION BY, Trustee Peterson, pursuant to Open Meeting Law Section 105 we adjourn to executive session to discuss candidates for Village Administrator. The motion was seconded by Trustee Jakubowski.

The Executive Session Began: 7:15 PM and was adjourned with the meeting being called back to order by Mayor Nikonowicz at 8:28 PM

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Peterson, seconded by Trustee Bukowiecki, the following claims are to be paid: \$299,828.12 General, \$4,074.25 Community Development, \$1,452.00 Sewer, \$31,719.00 Capital Project, \$337,073.37 Capital was **CARRIED**.

ADJOURNMENT

ON A MOTION BY Trustee Jakubowski, seconded by Trustee Hamernik, the meeting was adjourned at **8:30 PM**. The motion was **CARRIED**.

Respectfully submitted,

Maureen Jerackas
Village Administrator