

MEETINGS: 19
NO. OF REGULAR: 19

**VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF DEPEW
January 25, 2016**

ROLL CALL:

Trustee Bukowiecki
Trustee Peterson
Trustee Kucewicz
Mayor Nikonowicz

ON A MOTION BY, Trustee Bukowiecki, and seconded by Trustee Peterson, the January 11, 2016 Village Board Minutes were approved.

ON A MOTION BY, Trustee Kucewicz, and seconded by Trustee Bukowiecki, the January 7, 2015 Planning Board Minutes were approved as follows.

1. Sean Hopkins, Esq. representing First Choice Auto (James Paprocki) - 2255 George Urban Blvd. –for a special use permit to operate an auto repair facility including vehicle sales. Planning board recommended to accept with stipulations.

PUBLIC COMMENT – AGENDA ITEMS ONLY

Terry Messcal – 36 Susan – 2255 George Urban, where is it? Near Pacer is the location given by the Mayor.

Dan Butler – 26 Tyler – Asked about the DPW appointment. He asked if the applicants were all village residents. He said he wants to protest if the person doesn't live in Depew.

Joan Priebe – 15 Howard – She also wants to say that the person should be a village resident, please consider her opinion.

Paul Sparada – 58 Argus – Asked if Pacer was the owner or something else. It was stated that Pacer is the owner and he would be leasing the space. In addition only 3 spaces in the front lot will be for sales.

APPOINT TRUSTEE TO FILL VACANCY

Pursuant to Section 3-312 of Village Law, I Mayor Jesse Nikonowicz do hereby appoint Donald Jakubowski, residing at 54 Warner Ave., Depew, NY 14043, as Village Trustee to fill the vacancy on the Village Board, said term to begin immediately and set term to expire the first Monday in April 2016.

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

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

APPOINT FULL TIME LABORER – DPW

Pursuant to Section 4-400 of Village Law, I Mayor Jesse Nikonowicz, do hereby appoint Christopher Giza, 61 Lombardy Street, Lancaster, NY 14086 to the position of Laborer, effective January 26, 2016 at a rate of 24.83 per hour.

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

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

ACCEPT RESIGNATION – ZONING BOARD

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

BE IT RESOLVED, the resignation of Donald Jakubowski, Zoning Board Member, effective January 18, 2016 is accepted.

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

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

APPROVE AUCTION RESULTS

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

BE IT RESOLVED, that the results from Auctions International for the online auction ending 1 /22/16 totaling \$79,763.52 be approved.

Item #1: 2001 Dodge Ram 3500	\$5,150	tim1234
Item #2: 2001 Dodge Ram 3500	\$5,000	shadowhunters123
Item #3: 1995 White GM Valvo	\$5,600	servicesbydanq
Item #4: 1996 Ferguson 46A	\$1,950	bigwork
Item #5: 1988 Bombardier	\$2,650	jd301a
Item #6: 5 piece group commercial	\$26.55	jbdairy
Item #7: 6 piece group of tools	\$33.88	ws1
Item #9: 9 assorted commercial phones	\$215	lincoln2
Item #10: 2X4 Fluorscent	\$28	the bull
Item #11: LG group of ink and Toner	\$385.09	bulldogmath7
Item #11A: 2014 Ford Explorer Police 4wd	\$19,100	barracuda
Item #12: 2013 Ford Explorer Police 4wd	\$18,400	barracuda
Item #13: 2014 Ford Explorer Police 4wd	\$19,100	barracuda
Item #14: 1985 Pierce Arrow Dash	\$2,225	mitchebr0518

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

Authorization for Mayor to sign Grant Agreement

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

BE IT RESOLVED, that the Mayor is authorized to execute a Grant Agreement with the NYS Environmental Facilities Corporation and any and all other contracts, documents and instruments necessary to bring about the Project and to fulfill the Village Of Depew's obligation under the Engineering Planning Grant Agreement

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

SEQR Type II Determination

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

Whereas, 6 NYCRR Section 617.5 (Title 6 of the New York Code of Rules and Regulations) under the state Environmental Quality Review Act (SEQR) provides that certain actions identified in subdivision (c) of that section are not subject to environmental review under the Environmental Conversation Law;

NOW, THEREFOR BE IT RESOLVED, that the Village Of Depew hereby determines that the proposed engineers study for the comprehensive evaluation of I/I within the Sewer Collection System is a Type II action in accordance with 6 NYCRR Section 617.5 (c)(1)(8) which constitutes the information collection including basic data collection and engineering studies that do not commit the agency to undertake, fund or approve any Type I or Unlisted action, and is therefore not subject to review under 6 NYCRR part 617.

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

AUTHORIZE MAYOR TO SIGN ENGINEERING AGREEMENT - GHD

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

WHEREAS, the Village of Depew is currently utilizing GHD 285 Delaware Ave. Suite 500 Buffalo, NY 14202 for Engineering Services in the village of Depew;

WHEREAS, the Village of Depew would like to continue this Professional Engineering Service billed at a rate schedule Attachment A with a two year agreement starting January 15, 2016.

NOW THEREFORE BE IT RESOLVED, that Mayor Jesse Nikonowicz is authorized to sign the Professional Engineering Service Agreement.

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

Trustee Peterson, offered the following resolution and moved for it to be TABLED:

BE IT RESOLVED, that the position of MEO- Seasonal, 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 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

APPROVE CREATION OF POSITION – Laborer- Seasonal (winter)

Trustee Kucewicz, offered the following resolution and moved for it to be TABLED:

BE IT RESOLVED, that the position of Laborer- Seasonal, 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 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 – DEPEW FIRE DEPT

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

Permission is hereby granted to the Depew Central Hose Company #4 for use of the Northside Fire Hall for a Super bowl Party on Sunday February 7, 2016 starting at 3PM.

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

EMPLOYMENT APPLICATIONS RECEIVED:

DPW - Joshua Peters, James Hill, Christopher Giza, Charles Kuznick,

DEPARTMENT HEAD REPORTS:

Tony read his Dec 2015 report, The Mayor read the Police Chiefs Dec. 2015 report in his absence. Phil reported that due to the light snow the DPW would be trimming Ash Trees and sign maintenance. Jim reported that the Rec department was starting to plan for summer, and thanked the DPW for their help with snow removal. Trustee Peterson also thanked the DPW for a great Job.

ON A MOTION BY Trustee Peterson, seconded by Trustee Kucewicz, department head reports were accepted.

COMMITTEE REPORTS: None

UNFINISHED AND OTHER BUSINESS: None

PUBLIC CONCERNS AND COMMENTS

Dan Butler -26 Tyler – Comment that Drug Activity in Depew is higher and wants board activity. The Mayor reported that on March 16 the Community at Centerpointe (the old SS Peter and Paul) will be having an event that the PD will be participating in for Drug awareness.

Anthony Schiavone - 3004 George Urban Blvd – Stated that he lived next door to an abandoned house and asked if something can be done about it. It was stated that we have a new DA in Erie County and this could be the one to do things. Mr. Schiavone stated that a person having a hard time is one thing but with this property it is different. He also stated he likes to read the Mayors article, but this time believes that if you have a law you should enforce it. He believes that people are not following the law and that a change in the law should not be the response, the board should enforce the law, if people need an extra tote they need to buy it!

Joan Priebe – 15 Howard lane - She objects to her tax dollars going to a Political appointment that doesn't live in the village.

Paul Sparada – 58 Argus – Thanked the DPW for their great work. Phil gave credit to the guys. He asked about the amount of change for the GHD contact. The mayor replied that everything remained the same except the Project Manager went up a few dollars. Why did you table 8&9? The Mayor replied because the Union asked us to and we would like to discuss it further.

He asked about Transit Rd. the mayor stated he will be going in Feb and meeting the senator.

Gabrielle Miller – Community Development Director announced that on 2.11.16 there will be a meet and greet at the Northside fire hall, this is the 4th one. Also on 3.19.16 at the senior center will be the Hipity Hop Extravaganza.

Matt Walter – Lancaster Town Council – Wanted to thank the village for Matt, and offered any help to the Village they could.

CLAIMS AND ACCOUNTS

ON A MOTION BY Trustee Kucewicz, seconded by Trustee Bukowiecki, the following claims are to be paid: General \$235,380.38 Sewer \$1949.64, Capital Projects \$2,716.00 Capital \$240,046.02. **CARRIED.**

ADJOURNMENT

ON A MOTION BY Trustee Peterson, seconded by Trustee Bukowiecki, the meeting was adjourned in memory of Josker (Duke, Robert) Lyman former village clerk from 1967-1971 and founding member of West End Company #6 at **7:49 pm**. The motion was **CARRIED**.

Respectfully submitted,

Maureen Jerackas
Village Administrator